

**IRRIGATION (REAL PROPERTY COMPUTER REGISTER) AMENDMENT ACT, 1979, No. 170**

**New South Wales**



ANNO VICESIMO OCTAVO

**ELIZABETHÆ II REGINÆ**

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**Act No. 170, 1979.**

An Act to amend section 22A of the Irrigation Act, 1912, so as to facilitate the keeping of the Register maintained under the Real Property Act, 1900, in a computer and to vary certain provisions relating to the withdrawal from the Water Resources Commission of resumed land. [Assented to, 14th December, 1979.]

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*Irrigation (Real Property Computer Register) Amendment.*

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**BE** it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

Short  
title.

**1.** This Act may be cited as the "Irrigation (Real Property Computer Register) Amendment Act, 1979".

Commence-  
ment.

**2.** (1) This section and section 1 shall commence on the date of assent to this Act.

(2) Except as provided in subsection (1), this Act shall commence on the day appointed and notified pursuant to section 2 (2) of the Real Property (Computer Register) Amendment Act, 1979.

Amend-  
ment of  
Act No. 73,  
1912.  
Sec. 22A.  
(Power to  
vest land  
and works  
in the  
Commission  
and with-  
drawal from  
Commis-  
sion.)

**3.** The Irrigation Act, 1912, is amended—

(a) by inserting in section 22A (1) after the matter "1912, and" the words ", subject to subsection (2A),";

(b) by inserting after section 22A (2) the following subsection :—

(2A) Where a resumption application relating to land vested in the Commission by a proclamation published under subsection (1) has been lodged under section 31A (2) of the Real Property Act, 1900, with the Registrar-General, a proclamation under subsection (1) published in the Gazette after the commencement of this subsection may not withdraw that land from the Commission.

(c) by omitting section 22A (5) (a) and (b) and by inserting instead the following paragraph :—

(a) On the application of the Commission, the Registrar-General shall create, for the estate or interest of the Commission in that land or any part thereof, a folio of the Register kept under

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*Irrigation (Real Property Computer Register) Amendment.*

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the Real Property Act, 1900, without causing any examination or report to be made as to the title of that land and without considering that title.

(d) by omitting from section 22A (5) (c) the words “be surrendered to the Registrar-General” and by inserting instead the words “, if the Registrar-General so requires, be surrendered to him”;

(e) by omitting section 22A (5) (d) and by inserting instead the following paragraph :—

(d) On lodgment by the Commission with the Registrar-General of a copy of a proclamation published in the Gazette under subsection (1) that withdraws from the Commission land under the provisions of the Real Property Act, 1900, the Registrar-General shall—

(i) make, in the Register kept under that Act, such recordings with respect to the withdrawal; and

(ii) create or cancel such folios of that Register,

as he considers appropriate.