

New South Wales



ANNO VICESIMO QUINTO

**ELIZABETHÆ II REGINÆ**

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**Act No. 16, 1976.**

An Act to sanction and provide for the carrying out of certain works for the construction of a breakwater at the Port Macquarie Entrance; to empower the Minister to carry out the works; and to apply the Public Works Act, 1912, with certain modifications, to the works. [Assented to, 31st March, 1976.]

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*Port Macquarie Entrance Improvement Works.*

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**B**E 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 "Port Macquarie Entrance Improvement Works Act, 1976".

Interpre-      **2.** (1) In this Act, "scheduled works" means the works  
tation.      described in Schedule 1, subject to such modifications and  
deviations as may be deemed necessary or desirable by the  
Minister.

(2) The site of the scheduled works is shown on the plan marked "Port Macquarie Entrance Improvement" signed by the Minister, countersigned by the Director of Public Works and deposited in the public office of the Minister.

Scheduled      **3.** (1) The carrying out of the scheduled works is hereby  
works      sanctioned.  
sanctioned.

(2) The Minister is empowered to carry out the scheduled works and for the purpose of so doing may do all such things, including entering into contracts, as he may consider necessary.

Estimated      **4.** The cost of carrying out the scheduled works, which,  
cost not to      exclusive of land exchanges and land acquisitions, is estimated  
be exceeded      at \$1,300,000, shall not be exceeded by more than 10 per  
by more      centum.  
than 10 per  
centum.

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*Port Macquarie Entrance Improvement Works.*

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5. (1) The scheduled works shall be deemed to be authorised works within the meaning of the Public Works Act, 1912 (in this section referred to as "the Act").

Application  
of the  
Public  
Works Act,  
1912.

(2) For the purpose of the scheduled works, the Minister shall be the Constructing Authority within the meaning of the Act.

(3) The provisions of the Act, other than sections 34, 35, 36 and 37, shall apply to and in respect of the scheduled works.

(4) Without prejudice to the generality of the other provisions of this section, the provisions of section 38 of the Act shall apply to and in respect of a contract made or to be made under section 3 (2).

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SCHEDULE 1.

Sec. 2.

DESCRIPTION OF WORKS.

Works for the Port Macquarie Entrance Improvement comprising—

- (a) the construction of a breakwater on the northern side of the Hastings River Entrance extending in a southeasterly direction a distance of approximately 530 metres from the existing foreshore;
- (b) associated works as may be deemed necessary or desirable by the Minister; and
- (c) works for the protection of the environment as may be deemed necessary or desirable by the Minister as a consequence of the works referred to in paragraph (a) or (b).