



ANNO TRICESIMO QUINTO

ELIZABETHAE II REGINAE

A.D. 1986

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No. 23 of 1986

An Act to amend the Public Works Standing Committee Act, 1927.

[Assented to 20 March 1986]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. (1) This Act may be cited as the "Public Works Standing Committee Act Amendment Act, 1986". Short title.

(2) The Public Works Standing Committee Act, 1927, is in this Act referred to as "the principal Act".

2. This Act shall come into operation on a day to be fixed by proclamation. Commencement.

3. Section 3 of the principal Act is amended—

(a) by inserting after the definition of "committee" the following definition: Amendment of s. 3— Interpretation.

"construction" includes—

(a) the making of any improvements or other physical changes to any building, structure or land;

and

(b) the acquisition and installation of fixtures, plant or equipment when carried out as part of, or in conjunction with, the construction of a work,

and "construct" has a corresponding meaning;

(b) by striking out the definition of "public work" and substituting the following definition:

"public work" means any work that is proposed to be constructed where the whole or a part of the cost of construction of the work is to be met out of moneys provided or to be provided by Parliament;

and

(c) by inserting after the definition of “secretary” the following definition:

“work” means any building or structure or any improvements or other physical changes to any building, structure or land.

Amendment of  
s. 24—  
Functions of  
committee.

4. Section 24 of the principal Act is amended—

(a) by striking out the word “and” occurring at the end of paragraph (c) of subsection (2);

and

(b) by inserting after paragraph (d) of subsection (2) the following paragraphs:

(e) to the recurrent costs (including costs arising out of any loan or other financial arrangements) associated with the construction of the work and its proposed use;

and

(f) to the estimated net effect upon Consolidated Account of the construction of the work and its proposed use.

Amendment of  
s. 25—  
Duty to submit  
proposals for new  
public works to  
committee.

5. Section 25 of the principal Act is amended—

(a) by striking out subsection (1) and substituting the following subsection:

(1) Where it is estimated that the total amount applied for the construction of a public work out of moneys provided by Parliament will, when all stages of the work are complete, exceed the declared amount, then no amount shall be applied for the actual construction of the work out of moneys provided by Parliament unless the work has first been inquired into by the committee under this section.;

(b) by striking out from subsection (2) the passage “Any such proposed public work as referred to in the next preceding subsection” and substituting the passage “A public work referred to in subsection (1)”;

(c) by striking out from subsection (5) the figure “1974” and substituting “1986”;

and

(d) by inserting after subsection (5) the following subsections:

(6) The provisions of this section as amended by the Public Works Standing Committee Act Amendment Act, 1986, do not apply to a public work if construction of the work commenced, or a contract for the construction of the work was entered into, before the commencement of that Act.

(7) In this section—

“the declared amount” means—

(a) \$2 000 000;

or

(b) where a greater amount is declared by proclamation under subsection (8)—that amount.

(8) Subject to subsection (9), the Governor may, by proclamation, declare an amount for the purposes of subsection (7) and, by subsequent proclamation, vary or revoke a proclamation under this subsection.

(9) An amount declared by or as a result of a proclamation under subsection (8) must not exceed an amount (calculated to the nearest multiple of \$1 000) that bears to \$2 000 000 the same proportion as the price index applying at the date of the proclamation bears to the price index applying at the date of commencement of this subsection.

(10) In subsection (9)—

“price index” applying at a date means—

(a) the Price Index of Materials Used in Building Other than House Building—All Groups for Adelaide last published before that date by the Australian Bureau of Statistics under the *Australian Bureau of Statistics Act 1975* of the Commonwealth;

or

(b) if some other price index is prescribed—that price index.

6. Section 25a of the principal Act is repealed.

Repeal of s. 25a

7. Section 27 of the principal Act is repealed and the following section is substituted:

Repeal of s. 27 and substitution of new section.

27. A public work that has been referred to the committee as constituted at any time shall be deemed to have been referred to the committee as constituted from time to time thereafter (whether during the same or a subsequent Parliament) until the committee has completed its inquiry into and report on the work and for that purpose evidence taken before the committee as constituted at any time may be taken into account by the committee as subsequently constituted.

Matters referred to previous committees may be completed by subsequent committees.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

D. B. DUNSTAN, Governor