

No. 5418.

An Act to authorize the Raising of Money for Irrigation Works, Water Supply Works, Drainage Flood Protection and River Improvement Works in Country Districts and Works under the River Murray Waters Acts, and to sanction the Issue and Application of the Money so raised and of other Money available for such purposes under Loan Acts or in the State Loans Repayment Fund, and for other purposes.

[15th November, 1949.]

BE it enacted by the King's Most Excellent Majesty by and with the advice and consent of the Legislative Council and the Legislative Assembly of Victoria in this present Parliament assembled and by the authority of the same as follows (that is to say) :—

1. This Act may be cited as the *Water Supply Loan and Application Act 1949.* Short title.

2. (1) For the purposes of this Act the Governor in Council— Power to raise moneys.

(a) may from time to time increase the amount of stock known as the Victorian Government Stock erected under the authority of the *Victorian Government Stock Act 1896* by an additional amount not exceeding in the whole Six million four hundred thousand pounds; or No. 1468.

(b) may issue debentures for the whole or any portion of such sum in lieu of increasing stock as aforesaid—

all of which stock and debentures and interest thereon respectively at such rate or rates as the Governor in Council may fix shall be chargeable upon the consolidated revenue of Victoria.

(2) All provisions of the Victorian Government Stock Acts with regard to the inscription issue management redemption payment of interest on and transfer of stock issued Application of Victorian Government Stock Acts Nos. 1468, 2403, 3053, 3297, 3544.

issued under the authority of the *Victorian Government Stock Act 1896*, and generally with regard to such stock, shall so far as the same are not inconsistent with this Act apply to the stock issued under the authority and for the purposes of this Act.

Application of
Victorian
Government
Debentures
Regulation
Acts Nos.
2404, 3054,
3513 s. 3.

(3) All provisions of the Victorian Government Debentures Regulation Acts with regard to the issue management redemption and payment of interest on debentures, and generally with regard to such debentures, shall so far as the same are not inconsistent with this Act apply to the debentures issued under the authority and for the purposes of this Act.

Construction
subject to
provisions of
Nos. 3554 &c.

(4) This section shall be read and construed as subject to the provisions of the Commonwealth and States Financial Agreements Acts.

Proceeds of
sale of stock
and debentures.

Nos. 2596 &c.

3. The proceeds of the sale of the said stock or of the said debentures shall be issued and applied only for irrigation works, water supply works, drainage flood protection and river improvement works in country districts and works under the River Murray Waters Acts in such manner as is provided in this Act or as Parliament may by any Act hereafter direct.

Issue and
application of
moneys.

Nos. 2596 &c.

4. There may be issued and applied—

(a) out of the proceeds of the sale of the said stock or of the said debentures ; or

(b) out of any other loan authorized by Parliament and appropriated by Parliament for irrigation works, water supply works, drainage flood protection or river improvement works in country districts or works under the River Murray Waters Acts ; or

(c) out of any moneys in the State Loans Repayment Fund—

Schedule.

any sums of money specified in the Schedule to this Act in the column headed " Proposed Provision " not exceeding in the whole Six million four hundred thousand pounds.

Loans to
Waterworks
Trusts.
No. 3801
Pt. VII.

5. (1) Pursuant to the provisions of Part VII. of the *Water Act 1928* the Governor in Council may advance on account of any loan to each waterworks trust named in the

the

the First Part of the Schedule to this Act any sum or sums not exceeding the amount specified in the First Part of the said Schedule in the column headed "Proposed Provision" opposite to the name of such trust.

First Part of
Schedule.

(2) Notwithstanding anything in the last preceding sub-section the Governor in Council within six months after the date on which any such advance is made may on the recommendation of the Minister of Water Supply determine what part, if any, of such advance shall be charged to the Capital Expenditure Borne by the State Account and the liability for that part shall be borne by the State accordingly and shall not be deemed to be advanced pursuant to the provisions of Part VII. of the *Water Act 1928*.

6. (1) Pursuant to the provisions of Part III. of the *Mildura Irrigation and Water Trusts Act 1928* the Governor in Council may advance on account of any loan to each trust named in the Second Part of the Schedule to this Act any sum or sums not exceeding the amount specified in the Second Part of the said Schedule in the column headed "Proposed Provision" opposite to the name of such trust.

Loans to
Mildura
Trusts.
No. 3735
Part III.
Second Part
of Schedule.

(2) Notwithstanding anything in the last preceding sub-section the Governor in Council within six months after the date on which any such advance is made may on the recommendation of the Minister of Water Supply determine what part, if any, of such advance shall be charged to the Capital Expenditure Borne by the State Account and the liability for that part shall be borne by the State accordingly and shall not be deemed to be advanced pursuant to the provisions of Part III. of the *Mildura Irrigation and Water Trusts Act 1928*.

7. (1) Pursuant to the provisions of Part VII. of the *Water Act 1928* the Governor in Council may advance on account of any loan to each local governing body named in the Third Part of the Schedule to this Act any sum or sums not exceeding the amount specified in the Third Part of the said Schedule in the column headed "Proposed Provision" opposite to the name of such local governing body.

Loans to local
governing
bodies.
No. 3801
Part VII.
Third Part of
Schedule.

(2) Notwithstanding

(2) Notwithstanding anything in the last preceding sub-section the Governor in Council within six months after the date on which any such advance is made may on the recommendation of the Minister of Water Supply determine what part, if any, of such advance shall be charged to the Capital Expenditure Borne by the State Account and the liability for that part shall be borne by the State accordingly and shall not be deemed to be advanced pursuant to the provisions of Part VII. of the *Water Act 1928*.

Loans to
Geelong Trust
and local
governing
bodies for
urban centres.
Nos. 3692,
5203.
Fourth Part
of Schedule.

8. (1) Notwithstanding anything in the *Geelong Waterworks and Sewerage Act 1928* or in the *Local Government Act 1946* the Governor in Council may advance on account of any loan to any authority named in the Fourth Part of the Schedule to this Act any sum or sums not exceeding the amount specified in the Fourth Part of the said Schedule in the column headed "Proposed Provision" opposite to the name of such authority in all respects as if such authority were an authority within the meaning of the *Water Act 1928*.

(2) Any sum so advanced to any such authority shall be expended on the improvement and extension of water supply works within the urban centre of such authority.

(3) Any sum so advanced to any such authority shall be charged to the Capital Expenditure Borne by the State Account and the liability therefor shall be borne by the State accordingly and shall not be deemed to be a liability of such authority.

Expenditure
authorized
under Fifth
Part of
Schedule.
No. 5302
Part IV.

9. (1) Pursuant to the provisions of Part IV. of the *River Improvement Act 1948* the Governor in Council may advance to any river improvement trust or public authority within the meaning of that Act any sum or sums not exceeding the amount specified in the Fifth Part of the Schedule to this Act in the column headed "Proposed Provision".

(2) Any sum so advanced to any such trust or authority shall be expended on such river improvement works as are approved by the State Rivers and Water Supply Commission.

(3) Notwithstanding

(3) Notwithstanding anything in sub-section (1) of this section the Governor in Council within six months after the date on which any such advance is made to any such trust or authority may on recommendation of the Minister of Water Supply determine what part, if any, of such advance shall be charged to the Capital Expenditure Borne by the State Account and the liability for that part shall be borne by the State accordingly and shall not be deemed to be a liability of such trust or authority.

10. The sum specified in the Sixth Part of the Schedule to this Act in the column headed "Proposed Provision" may be expended by the State Rivers and Water Supply Commission for the purposes mentioned in the said Sixth Part.

Expenditure
authorized
under
Sixth Part
of Schedule.

11. (1) The sum specified in the Seventh Part of the Schedule to this Act in the column headed "Proposed Provision" may be expended under and pursuant to the River Murray Waters Acts.

Expenditure
authorized
under
Seventh Part
of Schedule.
Nos. 2596 &c.

(2) Any sum so expended shall be charged to the Capital Expenditure Borne by the State Account and the liability therefor shall be borne by the State accordingly.

12. (1) The sums specified in the Eighth Part of the Schedule to this Act in the column headed "Proposed Provision" may be respectively expended by the State Rivers and Water Supply Commission for the purposes mentioned in the said Eighth Part.

Expenditure
authorized
under
Eighth Part
of Schedule.

(2) Any sum so expended shall be charged to the Capital Expenditure Borne by the State Account and the liability therefor shall be borne by the State accordingly and shall not be deemed to be a liability of any authority.

(3) Notwithstanding anything in the last preceding sub-section the Governor in Council on the recommendation of the Minister of Water Supply may from time to time by Order adjust any expenditure made under sub-section (1) of this section by transferring from the State to any district or division concerned the liability for such amount of any such expenditure as the Governor in Council considers reasonable having regard to the development of such district or division; and thereupon the liability for any amount so transferred shall be transferred out of the Capital Expenditure Borne by the State Account

and

and be charged in the books of the State Rivers and Water Supply Commission to such district or division and be a liability of the appropriate authority accordingly.

Rate of sinking fund contribution in respect of loan liability applicable to item 15 of the Eighth Part of Schedule.

(4) In respect of the amount of loan liability which is applicable to the issue and application by this Act of the sum specified in item 15 of the Eighth Part of the Schedule to this Act for the works and purposes specified in that item, the rate of sinking fund contribution payable out of the consolidated revenue (which is hereby to the necessary extent appropriated accordingly) to the National Debt Sinking Fund in each and every financial year for a period sufficient to provide for the redemption of such amount of loan liability as aforesaid shall be Fifteen shillings per centum of such amount of loan liability.

Works declared to be State works.

Eighth Part of Schedule.

No. 2016
Third Schedule.

13. The works specified in the Eighth Part of the Schedule to this Act, other than those which have by some Act of Parliament passed before the commencement of this Act been declared to be National or State works of water supply drainage flood protection or river improvement or are described in the Third Schedule to the *Water Act 1905* as State works of water supply, are hereby declared to be State works of water supply drainage flood protection or river improvement (as the case may be) within the meaning of the Water Acts; and the State Rivers and Water Supply Commission is hereby authorized and directed to construct and carry out all works specified in the Eighth Part of the Schedule to this Act.

Limitation of expenditure from loans for water supply &c.

See No. 5334.

Nos. 2506 &c.
Schedule.

14. Notwithstanding anything contained in any Water Supply Loans Application Act in force before the commencement of this Act no money shall by virtue of any such Water Supply Loans Application Act be expended out of any loan funds for loans to waterworks trusts or local governing bodies or river improvement authorities or other public authorities or for or towards any irrigation works or water supply works or for drainage or flood protection or river improvement works or for the purchase or acquisition of plant or machinery or for works under the River Murray Waters Acts other than such as are specified respectively in the Schedule to this Act and to the extent mentioned therein in the column headed "Proposed Provision".

SCHEDULE.

SCHEDULE.

Sections 4-14.

FIRST PART.

Item.	Name of Authority.	Estimated Cost of Work.	Proposed Provision.
		£	£
1	Alexandra Waterworks Trust	47,000	5,000
2	Apollo Bay Waterworks Trust	25,200	10,000
3	Ararat, Shire of, Waterworks Trust	7,000	7,000
4	Avenel Waterworks Trust	300	300
5	Avoca Township Waterworks Trust	16,800	4,000
6	Bairnsdale Waterworks Trust	1,000	1,000
7	Barnawartha (Proposed) Waterworks Trust	14,000	500
8	Ballan Waterworks Trust	50,000	35,000
9	Bealiba Waterworks Trust	2,100	2,100
10	Benalla Waterworks Trust	75,000	75,000
11	Boort Waterworks Trust	4,500	1,500
12	Bridgewater Waterworks Trust	1,500	1,500
13	Bright Waterworks Trust	10,500	6,000
14	Broadford Waterworks Trust	46,000	14,000
15	Bruthen Waterworks Trust	14,700	3,000
16	Carisbrook Waterworks Trust	500	500
17	Chiltern Waterworks Trust	15,000	8,000
18	Cobram Waterworks Trust	2,500	2,500
19	Colac Waterworks Trust	230,000	48,000
20	Coleraine and Casterton Waterworks Trust	4,000	500
21	Corryong Waterworks Trust	5,000	5,000
22	Daylesford, Borough of, Waterworks Trust	75,000	8,000
23	Devenish Waterworks Trust	100	100
24	Donald Waterworks Trust	2,000	500
25	Drouin Waterworks Trust	1,500	1,500
26	Echuca Borough Water Trust	5,000	3,000
27	Elmore Waterworks Trust	4,000	750
28	Euroa Waterworks Trust	12,500	8,000
29	Foster Waterworks Trust	700	700
30	Gisborne Waterworks Trust	1,000	1,000
31	Glenrowan Waterworks Trust	2,500	2,500
32	Hamilton Waterworks Trust	42,000	35,000
33	Healesville Waterworks Trust	15,500	500
34	Heathcote Waterworks Trust	10,000	10,000
35	Hepburn Waterworks Trust	21,000	1,000
36	Horsham, Town of, Waterworks Trust	13,700	5,000
37	Inverloch Waterworks Trust	30,000	500
38	Kaniva, Shire of, Waterworks Trust	2,800	2,800
39	Kerang Waterworks Trust	30,000	8,000
40	Kiewa Waterworks Trust	8,000	8,000
41	Kilmore Waterworks Trust	12,000	8,000
42	Korumburra Waterworks Trust	25,000	1,000
43	Kowree, Shire of, Waterworks Trust	27,000	1,000
44	Kyabram Waterworks Trust	2,000	2,000
45	Kyneton Shire Waterworks Trust	19,500	10,000
46	Lancefield Waterworks Trust	15,500	13,000
47	Leongatha Waterworks Trust	23,100	5,000
48	Linton (Proposed) Waterworks Trust	12,600	1,000
49	Lismore Waterworks Trust	550	100
50	Longwood Waterworks Trust	16,000	12,000

SCHEDULE.

SCHEDULE—continued.

FIRST PART—continued.

Item.	Name of Authority.	Estimated Cost of Work.	Proposed Provision.
		£	£
51	Lorne Waterworks Trust	2,700	2,700
52	Macedon Waterworks Trust	4,000	4,000
53	Maffra Waterworks Trust	28,000	5,000
54	Mansfield Waterworks Trust	30,000	4,500
55	Maryborough Waterworks Trust	15,600	6,500
56	Merrigum Waterworks Trust	4,200	500
57	Mirboo North Waterworks Trust	14,000	14,000
58	Moe Waterworks Trust	55,000	40,000
59	Mooroopna Waterworks Trust	3,000	2,500
60	Mortlake Waterworks Trust	16,500	1,000
61	Morwell Waterworks Trust	88,000	35,000
62	Mt. Macedon Waterworks Trust	20,000	17,000
63	Mt. Rouse, Shire of, Waterworks Trust	34,500	4,000
64	Murchison Waterworks Trust	2,000	2,000
65	Murrayville Waterworks Trust	6,500	2,500
66	Murtoa Waterworks Trust	1,500	1,500
67	Myrtleford Waterworks Trust	5,000	5,000
68	Nagambie Waterworks Trust	5,500	3,500
69	Nhill Waterworks Trust	7,500	5,000
70	Noojee Waterworks Trust	6,500	500
71	Numurkah, Shire of, Waterworks Trust	35,000	20,000
72	Omeo Waterworks Trust	1,000	500
73	Orbost Waterworks Trust	12,500	250
74	Port Fairy Waterworks Trust	1,750	1,750
75	Portland Waterworks Trust	10,000	8,000
76	Riddell's Creek Waterworks Trust	4,500	4,500
77	Rochester Waterworks Trust	22,000	2,000
78	Romsey Waterworks Trust	15,000	12,000
79	Rosedale Waterworks Trust	500	500
80	Rushworth Waterworks Trust	16,000	5,000
81	Rutherglen Waterworks Trust	18,000	3,000
82	Seymour Waterworks Trust	3,000	3,000
83	Shepparton Urban Waterworks Trust	40,000	10,000
84	Skipton (Proposed) Waterworks Trust	29,000	500
85	Springhurst Waterworks Trust	20,000	500
86	St. Arnaud Borough Waterworks Trust	50,000	7,000
87	Stratford Waterworks Trust	1,000	500
88	Sunbury Waterworks Trust	15,000	7,500
89	Swan Hill Waterworks Trust	2,000	1,500
90	Tallangatta Waterworks Trust	3,500	1,000
91	Tatura Waterworks Trust	20,000	8,000
92	Tongala Waterworks Trust	2,000	1,500
93	Toora Waterworks Trust	3,500	1,000
94	Trafalgar Waterworks Trust	12,500	3,000
95	Traralgon Waterworks Trust	80,000	35,000
96	Tungamah, Shire of, Waterworks Trust.. ..	1,350	1,350
97	Underbool Waterworks Trust	1,500	250
98	Violet Town Waterworks Trust	18,500	16,000
99	Wahgunyah Waterworks Trust	3,000	3,000
100	Walwa (Proposed) Waterworks Trust	5,000	500
101	Wangaratta Waterworks Trust	40,000	30,000
102	Warburton Waterworks Trust	3,500	1,000
103	Warracknabeal Waterworks Trust	15,000	5,000
104	Warragul Waterworks Trust	90,000	14,000
105	Westernport Waterworks Trust	120,000	2,000
106	Winchelsea Waterworks Trust	4,550	4,550

SCHEDULE—continued.

FIRST PART—continued.

Item.	Name of Authority.	Estimated Cost of Work.	Proposed Provision.
		£	£
107	Wodonga Waterworks Trust	25,000	9,000
108	Woodend Waterworks Trust	30,000	3,500
109	Yackandandah Waterworks Trust	5,000	2,000
110	Yarra Junction Waterworks Trust	6,000	1,800
111	Yarram Waterworks Trust	12,000	12,000
112	Yarrawonga Urban Waterworks Trust	12,000	2,500
113	Yea Waterworks Trust	11,500	5,000
114	Yarragon (Proposed) Waterworks Trust	20,000	500
		2,194,800	788,500

SECOND PART.

Item.	Name of Authority.	Estimated Cost of Work.	Proposed Provision.
		£	£
1	Mildura Urban Water Trust	135,000	25,000
2	First Mildura Irrigation Trust	594,000	70,000
	Total	729,000	95,000

SCHEDULE—continued.

THIRD PART.

Item.	Name of Authority.	Estimated Cost of Work.	Proposed Provision.
		£	£
1	The Mayor, Councillors and Burgesses of the Town of Ararat	27,000	17,500
2	The Ballarat Water Commissioners	435,000	290,000
3	The President, Councillors and Ratepayers of the Shire of Beechworth	16,500	7,000
4	The President, Councillors and Ratepayers of the Shire of Bet Bet—Dunolly Water Supply ..	2,700	2,700
5	The President, Councillors and Ratepayers of the Shire of Bet Bet—Tarnagulla Water Supply ..	1,500	1,500
6	The Mayor, Councillors and Burgesses of the Borough of Clunes	500	500
7	The President, Councillors and Ratepayers of the Shire of Creswick	6,000	4,200
8	The Mayor, Councillors and Burgesses of the Borough of Inglewood	31,000	15,000
9	The President, Councillors and Ratepayers of the Shire of Korong—Korong Vale Water Supply ..	2,000	2,000
10	The President, Councillors and Ratepayers of the Shire of Korong—Wedderburn Water Supply ..	12,000	12,000
11	The President, Councillors and Ratepayers of the Shire of Ripon	1,000	200
12	The Mayor, Councillors and Burgesses of the Borough of Stawell	40,000	30,000
13	The President, Councillors and Ratepayers of the Shire of Talbot	6,000	4,000
14	The President, Councillors and Ratepayers of the Shire of Walpeup—Cowangie Water Supply ..	2,500	200
15	The Mayor, Councillors and Citizens of the City of Warrnambool	26,000	11,000
16	The President, Councillors and Ratepayers of the Shire of Werribee	8,000	2,700
	Total	617,700	400,500

SCHEDULE—continued.

FOURTH PART.

Item.	Name of Authority.	Estimated Cost of Work.	Proposed Provision.
		£	£
1	Geelong Waterworks and Sewerage Trust ..	47,000	11,000
2	The Mayor, Councillors and Burgesses of the Town of Sale	2,000	2,000
3	The President, Councillors and Ratepayers of the Shire of Broadmeadows—Wallan Water Supply	7,000	500
4	The President, Councillors and Ratepayers of the Shire of Dimboola—Tarranyurk Water Supply..	1,000	200
5	The President, Councillors and Ratepayers of the Shire of East Loddon—Serpentine Water Supply	5,300	500
6	The President, Councillors and Ratepayers of the Shire of Euroa—Strathbogie Water Supply ..	1,200	300
7	The President, Councillors and Ratepayers of the Shire of Korong—Borong, Mysia and Wychitella Water Supplies	8,500	500
8	The President, Councillors and Ratepayers of the Shire of Seymour—Tallarook Water Supply ..	6,500	1,000
	Total	78,500	16,000

FIFTH PART.

Item.	Particulars of Application.	Proposed Provision.
		£
1	Advances to River Improvement Trusts and other Public Authorities pursuant to Part IV. of the <i>River Improvement Act 1948</i>	100,000

SIXTH PART.

Item.	Particulars of Application.	Proposed Provision.
		£
1	The purchase or acquisition by the State Rivers and Water Supply Commission of movable plant and machinery to be engaged on the construction and maintenance of works by the Commission	700,000

SEVENTH PART.

Item.	Particulars of Application.	Proposed Provision.
		£
1	River Murray Waters Acts—Works mentioned in the agreements ratified by the River Murray Waters Acts and other works which may be constructed under the agreements ratified by the said Acts	100,000

SCHEDULE—continued.

EIGHTH PART.

Item.	Particulars of Application.	Proposed Provision.
	For and towards construction, enlargement, extension, remodelling, renewal, replacement and improvements of works in the following districts, and other works specified hereunder, including surveys, purchase of land, contingencies, and incidental and all other expenses connected therewith :—	£
1	Glenelg River Works—Storages and Distributary Channels	500,000
2	Loddon River Storages (Cairn Curran Reservoir) ..	500,000
3	Eildon Reservoir Enlargement	300,000
4	Other Storages and Headworks	100,000
5	Waranga Inlet Channel (Goulburn—Waranga Channel Duplication)	500,000
6	Murray Valley District	250,000
7	Central Gippsland Irrigation Project	300,000
8	Robinvale Irrigation District	150,000
9	Other Irrigation and Water Supply Districts, including Urban Divisions	350,000
10	Bellarine Pensinsula, Mornington Peninsula and Otway Waterworks Districts, including Urban Districts ..	300,000
11	Coliban System	200,000
12	Wimmera—Mallee Districts supplied from the Wimmera—Mallee System, also Millewa, Carwarp and Walpeup Waterworks Districts, including Urban Districts ..	100,000
13	Other Waterworks Districts (Normanville, Newstead, Werribee, Wonthaggi, Kerang North West Lakes &c.) ..	50,000
14	Drainage and Flood Protection Districts	100,000
15	Works Generally—Reconstruction and Replacements ..	100,000
16	Works Generally—Workshops, Storesheds, Administrative and other Buildings.. .. .	150,000
17	Works Generally—Water Supply Stores Suspense Account (Amount required for procurement of stores and equipment pending the allocation of their cost to authorized works) ..	100,000
18	Surveys and Investigations (including Land Compensation)	100,000
19	River Improvement Works	50,000
	Total	4,200,000
	Grand Total	6,400,000