

(STRICTLY CONFIDENTIAL.)

No. , 1911.

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## A BILL

To provide for the dissolution of the Shire of Yarrolumla, and the adjustment of the boundaries of local government areas consequent upon the transfer of the Capital Site to the Government of the Commonwealth of Australia ; to amend the Local Government Act, 1906 ; and for purposes consequent thereon or incidental thereto.

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**B**E it enacted by the King'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 :—

**1.** This Act may be cited as the " Local Government (Capital Site) Act, 1911."

**2.** The Minister administering the Local Government Act, 1906, shall administer this Act. He may appoint the president of the Yarrolumla shire, or some other person, who, subject to the Minister, shall

shall act as liquidator, and shall supervise the winding up of the business of that shire when dissolved under this Act, and shall supervise the work of carrying out the provisions of this Act. Such person so appointed may for such period as the Minister may deem necessary be paid presidential allowance and councillor's expenses in accordance with the Local Government Act, 1906, as though the shire had not been dissolved.

**3.** The shire of Yarrolumla may be dissolved by the Governor by proclamation published in the Gazette; and the territories included in the area of such shire may in the same way be added to any one or more of the adjoining shires or municipalities, with such boundaries as the Governor may determine. Thereupon both the Yarrolumla shire and the council of such shire as a corporate body shall cease to exist.

**4.** Where any land is so added to any shire the Governor may by proclamation add such land to any one or more ridings of such shire.

**5.** (1) Where any lands are so added, the liquidator shall furnish to the clerk of the area to which they are added the following:—

- (a) A list of electors enrolled in respect of such lands on the roll of electors in force in Yarrolumla shire at the time of its dissolution under this Act; such list, where necessary, being divided in accordance with the additions made to the ridings of the shire to which the lands are added; and
- (b) A list of valuations extracted from the valuation and rate books of Yarrolumla shire at the time of such dissolution, giving particulars and valuations of the lands so added to the area, similarly divided, and showing also unpaid rates owing in respect of such lands.

(2) Such lists shall be certified and signed by the liquidator and his clerk to be correct and in accordance with the records of the Yarrolumla shire council to the best of their knowledge and belief.

**6.** The names upon such list of electors shall be added to the roll of electors of the riding or undivided municipality to which such lands are added without rendering it necessary for such rolls to be revised, and such rolls so added to and signed by the president or mayor and the clerk of the area to which such lands have been added, shall be in force of such area, and shall be in force therein until new rolls therefor are made in accordance with the law.

**7.** The list of valuations extracted from Yarrolumla shire books as aforesaid, respecting lands added to an area, may, if the council of such area so decide, be entered in the books of such area, and the valuations shown in such list may be adopted by such council or fresh valuations may be made. Any valuations so adopted or made shall have effect in such area as from the first day of January, one thousand

thousand nine hundred and eleven. Any arrears of Yarrowlumla shire rates shown by such list shall be recoverable by the council of such area as though they were arrears of rates on land within such area.

**8.** The liquidator shall forthwith, on the dissolution of Yarrowlumla shire as aforesaid,—

- (a) appoint the shire clerk of the late Yarrowlumla shire or some suitable person to be the liquidator's clerk;
- (b) direct the supply to the various councils concerned of the lists referred to in section five of this Act;
- (c) sell the assets of and collect moneys (except unpaid rates) due to the late Yarrowlumla shire and place the proceeds to the credit of the current banking account of the said shire.
- (d) pay from the said banking account the liabilities of the said shire, including salary in lieu of notice and in lieu of leave of absence to servants of the said council who, by their agreement with the late shire council, are entitled to such notice and leave of absence;
- (e) pay from the aforesaid banking account the expenses of liquidation, including liquidator's allowance and expenses, clerk's salary, office rent;
- (f) furnish to the Minister an inventory of the assets of the council taken over by him on the dissolution of the shire, and, on the completion of the liquidation, an account of his receipts and disbursements as liquidator.
- (g) report fortnightly to the Minister as to the progress of the work of liquidation.

**9.** If, on the completion of the realisation of the assets, and the payment of the liabilities and expenses as aforesaid, there remain any surplus such surplus shall be allocated in such proportions as the Minister may direct, and paid by the liquidator by cheque to the councils of the various areas to which portions of the late Yarrowlumla shire have been added;

**10.** The current banking account of the Yarrowlumla shire with the Commercial Banking Company of Sydney, Limited, or any other bank may, after the dissolution of the council, be drawn upon for the purposes of this Act, by cheque signed by the liquidator and his clerk.

**11.** If the assets of the Yarrowlumla shire council are not sufficient to pay the liabilities and expenses as aforesaid, the Minister may in his discretion pay the amount of any deficiency from the Parliamentary appropriation for the endowment of shires under the Local Government Act, 1906; and may advance such sums as he may deem necessary to the liquidator for the purposes of this Act, subject to the liquidator's subsequently accounting therefor, and refunding such amounts as the funds at the liquidator's disposal permit.

**12.**

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**12.** The common seal, books, accounts, correspondence and records of the Yarrowlumla shire shall, on receipt of a direction from the Minister, be despatched to the Under Secretary for Public Works, and, by him, filed in the records of the Local Government Office.

**13.** The public watering-place, numbered four hundred and fifty-six, known as Sutton Well, shall pass to the control of the council of the area to which the land in such public watering-place is added, but subject to any lease subsisting at the time of such addition, as though such lease had been let by such council.

**14.** Any matters arising out of this Act and not specifically provided for herein shall be decided by the Minister.

**15.** (1) Terms used in this Act which are defined by the Local Government Act, 1906, or any Acts amending that Act, shall have the meanings so defined, unless inconsistent with the context or subject matter.

(2) Where any proceedings authorised by this Act differ from the proceedings authorised by the Local Government Act, 1906, or any Acts amending that Act, the provisions of this Act shall prevail.

(3) The accounts of the liquidator and his clerk shall be subject to the provisions of section one hundred and eighty-five of the Local Government Act, 1906.

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