

196

[CONFIDENTIAL.]

(Rough Draft for Consideration Only.)

No. , 1932.

A BILL

To provide for the imposition of a special rate by councils for the purposes of the Main Roads Act, 1924-1929; to provide for the payment of contributions of councils for the year one thousand nine hundred and thirty-two in proportion to the rates actually received; to amend the Main Roads Act, 1924-1929, and certain other Acts; and for purposes connected therewith.

BE 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. (1) This Act may be cited as the "Main Roads Short title. (Amendment) Act, 1932," and shall be read and construed with the Main Roads Act, 1924-1929.

(2) The Main Roads Act, 1924-1929, as amended by subsequent Acts and this Act, may be cited as the Main Roads Act, 1924-1932.

2. (1) The Main Roads Act, 1924-1929, is amended— Amendment of Act No. 24, 1924, s. 11.

- (a) by omitting subsection three of section eleven;
- (b) by omitting from subsection five of the same section the words " and may make a corresponding reduction in the amount of the contribution payable to the board ";
- (c) by omitting subsection seven of the same section and by inserting in lieu thereof the following subsections :—

(7) The contribution of a council under this Act, if the council's area is wholly within the County of Cumberland, shall be levied by the council as a separate special rate, and, if the council's area is only partly within the County of Cumberland, shall be levied by the council as a separate local rate upon all ratable lands or ratable property which are both within the area of the council and within the County of Cumberland.

(7A) Each council shall keep an account of the amounts received under such separate special or local rate, and the amounts so received shall be accounted for and paid by the council not later than the tenth day of the month next following that in which such amounts are received.

(7B) Any council which fails to levy, or which does not exercise due diligence in collecting, or which fails to account for or pay any amounts received under such special or local rates, may be declared a defaulting area under the provisions of the Local Government Act, 1919.

- (d) by omitting subsection eight of the same section and by inserting in lieu thereof the following subsection :—

(8) The special or local rates levied by any council in accordance with the provisions of this

198

Main Roads (Amendment).

this section shall not be taken into account in determining whether the rates levied by the council are within the limits fixed by any other Act.

(2) The amendments made by subsection one of this section shall commence upon the first day of January, one thousand nine hundred and thirty-three.

3. The contribution of any council under section eleven of the Main Roads Act, 1924-1929, due and payable for the year commencing on the first day of January, one thousand nine hundred and thirty-two, may be paid by monthly instalments. Contributions for the year 1932.

Each such instalment shall be a sum which bears the same proportion to the total amount received during the month by the council from all rates (including interest in respect of such of the rates as are overdue) made and levied for that year as the contribution for that year bears to the total amount due and payable to the council in respect of all rates made and levied for that year.

Each such instalment shall be due and payable by the council on the tenth day of the month next following that in which the rates out of which it is payable are received.

Nothing in this section shall relieve any council from its obligation to pay the full amount of contribution.
