

[CONFIDENTIAL.]

(Rough Draft for Consideration Only.)

No. , 1912.

A BILL

To amend the Murrumbidgee Irrigation Act, 1910 ; and
for other purposes.

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. This Act may be cited as the "Murrumbidgee Irrigation (Amendment) Act, 1912."

It shall be construed with the Murrumbidgee Irrigation Act, 1910, hereinafter referred to as the Principal Act.

2. Section four of the Principal Act is amended by inserting after "shall" the words "except where otherwise expressly provided."

3. Section six of the same Act is amended as follows :—

- (a) At the end of subsection one insert "and for such purposes the Secretary for Public Works shall, subject to the next following section, be the Constructing Authority."

- (b) In paragraph (a) of subsection two omit “(without any limitation as to the value of the same) under section three of the said Act” insert the words “on any matter as to which the Trust requires a report.”

4. Section eleven of the same Act is amended by adding thereto the following:—“The Trust may also, by proclamation published as aforesaid, alter the boundaries of an irrigation area and constitute a new area with boundaries so altered.”

5. The Trust, by notice in the Gazette, may constitute as a shire all the land comprised in an irrigation area. For the above purpose the Trust may alter the boundaries of other shires and municipalities.

Where the boundaries of the irrigation area are altered, corresponding alterations shall be made in the boundaries of the shire constituted as aforesaid, so that the area and the shire shall continue to have the same boundaries.

Any such shire shall be administered by commissioners as in this Act provided.

6. For any such shire the Trust shall appoint three commissioners, and shall appoint one of such commissioners to be president.

Such commissioners and president shall, with respect to the shire, have, subject to this Act, the powers and duties of the council of a shire and of the councillors and president of a shire.

Such commissioners shall hold their offices for three years from their appointment.

7. (1) Subject to this Act, the provisions of the Local Government Act, 1906, and any Acts amending the same, and the regulations and ordinances thereunder, shall, so far as applicable, apply to any shires and to any commissioners appointed under this Act; and, unless the contrary intention appears, the provisions of any Acts to be passed amending the Local Government Act, 1906, shall in like manner apply to any such shire and commissioners:

Provided that—

- (a) such shire shall not be divided into ridings;
- (b) the provisions of the said Acts as to the election of members of councils and matters in connection therewith shall not apply to any such shire;
- (c) where in the said Acts provision is made for a poll of electors being taken at the request or on the demand of electors resident in a shire, or in any specified part thereof, there shall, in lieu thereof, be a poll of ratepayers on a similar request or demand being made by ratepayers so resident.
- (d) The Colonial Treasurer may, with the approval of the Trust, lend money to the commissioners on such security as he thinks adequate, but, except as herein provided, the commissioners shall not borrow any money.

(2) Section twenty-seven of the Principal Act is amended as follows:—

- (a) In paragraph (d) omit the word "roads."
- (b) Omit paragraph (m).

8. The Trust shall construct the roads in any such shire and hand them over to the commissioners, who thereupon shall be charged with the duty of maintaining them.

9. The Trust may construct works of water supply, sewerage, and lighting for any such shire, and transfer them to the commissioners for the shire, who shall manage, maintain, and repair them.

On any such transfer of works of water supply or sewerage the commissioners shall in relation to their shire, but subject to the provisions of this Act, have in connection with the management of such works all the powers and perform all the duties conferred and imposed on the council of a municipality under the Country Towns Water and Sewerage Act of 1880, and any Act amending it in relation to its municipality.

10. The expenditure of the Trust with interest thereon at the rate of _____ per centum per annum from the date of expenditure shall be notified by the Trust in the Gazette and thereupon shall be a debt owing by the commissioners to the Trust payable in accordance with the provisions hereinafter mentioned.

11. The Trust may from time to time as the works transferred by it to the commissioners come into use, declare by notification in the Gazette that any specified part of the debt of the commissioners in respect of such works shall be payable by instalments as hereinafter provided: and thereupon the same shall be so payable.

In such notification the Trust shall fix a period not exceeding thirty years within such part of the debt shall be liquidated by the payment of such annual sums as will, after the last of such payments, extinguish such part of the debt with interest at the rate of _____ per centum per annum on the balance unpaid in each year.

The Trust shall notify the amount of the annual sums so payable to the commissioners, and the times within which they shall be paid.

The commissioners shall within such times pay the annual sums so certified into the Treasury.

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No. , 1911.

A BILL

To amend the Necropolis Act, 1901 ; and for other purposes.

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. This Act may be cited as the "Necropolis (Amendment) Act, 1911," and shall be read with the Necropolis Act, 1901, hereinafter called the Principal Act.

2. "Minister" means Minister charged with the administration of the Principal Act and any Act amending the same.

3. Notwithstanding anything contained in the Principal Act each body of trustees of any portion of land within the Necropolis shall from time to time appoint one member of the trust towards the constitution of a Necropolis improvement committee hereinafter called the committee.

4. The committee shall make an estimate each year of the amount required during the current year for the construction and maintenance of roads, drains, and plantations within the Necropolis, but outside areas vested in the trustees of the several cemeteries. A copy of such estimate shall be furnished to the Minister and to each body of trustees.

5. The committee is empowered to levy an assessment on each body of trustees calculated to produce one-half of the amount required for the construction and maintenance of the aforesaid roads, drains, and plantations; but such assessment shall not exceed five per centum of the income of any body of trustees for the preceding year. The amount of such assessment shall be paid to the committee within sixty days after notice shall have been given to the trustees of the assessment having been made. The other moiety of the amount required shall be paid by the Minister.

6. The committee shall furnish annually to the Minister a statement of the receipts and disbursements for the preceding year, and shall forward a copy of such statement to each body of trustees.

7. The Minister may cause inspection to be made of any works effected by the committee, and if it shall appear to him that any road, drain, or plantation is not being properly maintained, having regard to all the circumstances, he may require the committee to have carried out such repair or maintenance as he may deem necessary, and he may withhold payment of any moneys due to the committee pending completion of such work, or, failing compliance with the requirement within three months, he may expend the moneys withheld or part thereof upon such repair or maintenance.
