

No. , 1914.

# A BILL

To authorise the establishment or purchase and to provide for the working and management of State iron and steel works and any undertaking incidental thereto; and for purposes consequent thereon or incidental thereto.

**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:—

*Preliminary.*

**1.** This Act may be cited as the "State Ironworks Act, 1914." Short title.

*The Commissioner.*

Appointment  
of Commis-  
sioner.

**2.** The Governor shall appoint a Commissioner, to be named the Commissioner for State Ironworks (hereinafter in this Act referred to as "the Commissioner").

The Commissioner shall hold office for a term of seven 5 years from his appointment.

He may, however, be suspended or removed from office by the Governor, but only for the same causes and in the same manner as the Chief Commissioner for Railways and Tramways may be suspended or removed from his office. 10

He may also resign his office.

He shall receive a salary not exceeding two thousand pounds per annum to be fixed from time to time by the Governor. Such salary is hereby charged on and payable out of the Consolidated Revenue Fund, and such fund, 15 to the extent required for the payment of such salary, is hereby permanently appropriated.

Deputy of the  
Commis-  
sioner.

**3.** In case of the illness, suspension, or absence of the Commissioner the Governor may appoint some person to act as deputy of the Commissioner during such illness, 20 suspension, or absence: And every person so appointed shall, while so acting, have the powers and perform the duties of the Commissioner.

*Purchase or resumption of land.*

Purchase,  
resumption,  
and  
appropriation  
of land

**4.** (1) For the purposes of constructing and estab- 25 lishing or working thereon any iron and steel works, and any works in connection therewith in pursuance of this Act, the Commissioner, with the approval of the Governor, may, under the Public Works Act, 1912, purchase, and the Governor may under the said Act resume any land, 30 and appropriate any land vested in His Majesty, or in any person in trust for His Majesty.

Purchase of  
machinery  
and plant.

(2) For the same purposes the Commissioner may purchase any machinery, plant, implements, and things, and any rights, easements, benefits, or goodwill belonging 35 to or enjoyed by any person:

Construction  
and estab-  
lishing of  
works.

(3) The Commissioner may on such lands construct buildings and establish iron and steel works, and may add to any buildings and works forming part of any land so purchased, resumed, or appropriated.

**5.** 40

5 **5.** (1) No land and buildings thereon, and no machinery, plant, implements, or things, and no easement, benefit, or goodwill, the value of which exceeds twenty thousand pounds shall be acquired under this Act unless sanctioned as hereinafter provided :—

Proposals to acquire land, &c., over £20,000 in value to be referred to Public Works Committee.

- 10 (a) The Minister shall submit and explain in the Legislative Assembly the proposal to make such acquisition. The explanation shall comprise a description of the land and things proposed to be acquired and particulars showing its suitability for the purpose to which it is proposed to be put.
- 15 (b) Upon motion, in the usual manner, made by the Minister or by any member of the Assembly, such proposal shall be referred to the Parliamentary Standing Committee on Public Works for their report thereon.
- 20 (c) The Committee shall, with all convenient despatch, deal with the matter so referred to them, and for that purpose may exercise all powers by the Public Works Act, 1912, conferred on such Committee.
- 25 (d) The Committee shall, as soon as conveniently practicable, report to the Legislative Assembly the result of their inquiries.
- 30 (e) After the receipt of such report the said Assembly shall, by resolution, declare, either that it is expedient to carry out the proposal or that it is not expedient to carry out the same :

35 Provided that the said Assembly, instead of declaring affirmatively or negatively as aforesaid, may resolve that the report of the Committee shall, for reasons or purposes to be stated in the resolution, be remitted for their further consideration and report to the said Committee; in which case such Committee shall consider the matter of such new reference and report thereon accordingly.

(2)

Introduction  
of sanctioning  
bill.

(2) Every resolution of the Legislative Assembly declaring that it is expedient to carry out any such proposal shall be deemed to impose a statutory duty on the Minister to introduce a Bill into the said Assembly to sanction the carrying out of such proposal, upon the passing whereof by the Legislature, and in such form as the Legislature may think fit, the Minister may acquire such land, buildings, machinery, plant, implements, and things under this Act. 5

Application  
of Public  
Works Act to  
works under  
this Act.

(3) The provisions of the Public Works Act, 1912, shall apply to the construction of any works under this Act. 10

Lands and  
properties  
vested in  
Commissioner.

6. All lands purchased, resumed, or appropriated, and all other properties and things purchased under this Act, are hereby vested in the Commissioner for and on behalf of His Majesty. But no sale or lease by the Commissioner of any such lands shall have any force or effect unless it has been approved by the Governor. 15

*Powers and duties of the Commissioner.*

Business to be  
carried on.

7. The Commissioner is hereby authorised to carry on the business of manufacturing iron and steel, and articles of iron and steel, and disposing of the same, and any by-products of the business; and, as incidental to such business, he may—

- (a) mine for ores of metals and minerals, including coal and limestone; 25
- (b) charter ships for the carriage of material;
- (c) construct railways and tramways and conduct traffic thereon, subject to the approval of the Minister for Railways; 30
- (d) dispose of to any other Government department, coal, coke, and limestone;
- (e) enter into contracts in relation to the above or any other matters necessary for carrying on such business. 35

Officers and  
servants.

8. The Commissioner shall appoint or employ such officers and servants to assist in the carrying on of such business as he thinks necessary, and every officer so appointed shall hold office during his pleasure only.

The

The Commissioner shall pay such salaries, wages, and allowances to officers and servants as Parliament appropriates for that purpose, not being less than those fixed under statutory authority by any court or board, or by any industrial agreement.

9. All moneys appropriated by Parliament for the maintenance or management of the State iron and steel works, and for all purposes in connection therewith shall be expended under the control and management of the Commissioner.

Expenditure of moneys.

10. (1) The Commissioner shall keep a proper account of all moneys received and expended in connection with any business which he carries on in pursuance of this Act, and shall prepare a balance-sheet for each financial year, together with a statement of accounts, including a capital account and a profit and loss account.

Accounts.

(2) Such balance-sheet and statement shall be so prepared as to show fully and faithfully the financial position of such business, and the financial result of operations for the year.

(3) Such balance-sheet and statement shall be submitted to the Auditor-General for audit, and shall be certified by the Auditor-General either wholly or with such exceptions as may be necessary, and when so audited and certified shall be published in the Gazette.

(4) The balance-sheet and statement of accounts duly audited, for the year ending the preceding thirtieth day of June, shall, on or before the thirtieth day of November in that year, be laid before Parliament.

11. (1) The Commissioner may, with the approval of the Governor, make by-laws—

By-laws.

- (a) for the control and discipline of officers and servants appointed or employed by him ;
- (b) prescribing the duties of such officers and servants ;
- (c) generally for the control of business carried on by the Commissioner in pursuance of this Act.

- (2) Such by-laws shall—
- (i) be published in the Gazette ;
  - (ii) take effect from the date of publication, or from a later date to be specified in such by-laws ; and
  - (iii) be laid before both Houses of Parliament within 5 fourteen days after publication, if Parliament is in session, and, if not, then within fourteen days after the commencement of the next session.

If either House of Parliament passes a resolution at any time within fifteen sitting days after such by-laws 10 have been laid before such House disallowing any by-law, such by-law shall thereupon cease to have effect.

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