

1991—No. 105

**LOCAL GOVERNMENT ACT 1919—ORDINANCE**

(Amendment of ordinances in relation to county councils)

NEW SOUTH WALES



*[Published in Gazette No. 37 of 1 March 1991]*

HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Local Government Act 1919, has been pleased to make the Ordinance set forth hereunder.

DAVID HAY  
Minister for Local Government.

**Commencement**

1. This Ordinance commences on 1 March 1991.

**Amendment of Ordinance No. 1**

2. Ordinance No. 1 under the Local Government Act 1919 is amended by omitting from clause 1 (a) the words “, including the Sydney County District”.

**Amendment of Ordinance No. 5**

3. Ordinance No. 5 under the Local Government Act 1919 is amended by omitting from clauses 18, 22, 29, 32, 36A and 37 the words “, including the Sydney County District” wherever occurring.

**Amendment of Ordinance No. 20**

4. Ordinance No. 20 under the Local Government Act 1919 is amended:
  - (a) by inserting in clauses 3 (5) (b) and 3A (4) and (10) (c) after the matter “Ordinance No. 20A” wherever occurring the words “(as in force immediately before its repeal by the Sydney Electricity Act 1990)”;

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- (b) by omitting clause 4 (1) and by inserting instead the following subclause:
- (1) The following provisions of the Act:
    - (a) sections 26, 28A, 29 (2)–(4), 29A, 30 (2)–(4), 31, 33 (1) (a) and (2), 35, 36, 37, 46A–46H, 47 (2), 48, 49, 85, 86, 96A–98, 100–104, 106 (1) (e) and (2), 111, 120, 124 (1) and (10), 132–134, 136–162, 163A, 164, 165, 166, 167, 169, 172, 178A, 183, 188 (1), 189–200, 212–218, 219, 477, 482, 488, 498, 499, 504A, 505, 506, 514, 516–518, 519, 520, 521, 521A, 523–525, 528, 528B–528D, 529, 530 and 531–536E; and
    - (b) Part 30 (other than the provisions of that Part referred to in section 573 (2)); and
    - (c) Schedules 5 and 5A,
 apply to County Councils in the same way as they apply to Councils.
  - (c) by omitting from clause 4 (3) the words “the Sydney County Council and other”;
  - (d) by omitting clause 4 (4) (as inserted by the amendment to Ordinance No. 20 published in Gazette No. 193 of 18 December 1987 at page 7001) and clause 4 (4) (as inserted by the amendment to Ordinance No. 20 published in Gazette No. 46 of 6 April 1990 at page 2839);
  - (e) by omitting clause 4A (as inserted by the amendment to Ordinance No. 20 published in Gazette No. 58 of 26 May 1978 at page 1938);
  - (f) by omitting from clause 4A (1) (as inserted by the amendment to Ordinance No. 20 published in Gazette No. 46 of 6 April 1990 at page 2839) the words “the Sydney County Council and any other” and by inserting instead the word “any”;
  - (g) by omitting clause 4B and by inserting instead the following clause:
 

**Application of certain provisions of the Act to electricity councils**

 4B. The following provisions of the Act:
    - (a) sections 106 (1) (d), 110, 382–384, 386, 416–417B; and
    - (b) sections 418 and 419 (1) (except to the extent to which they are inconsistent with the provisions of the Electricity Act 1945); and
    - (c) sections 419A, 420 (1), 422, 500 (1), 500D, 501, 502, 506A, 506B and 512B–512G,

apply to County Councils that are electricity councils within the meaning of the Electricity Act 1945 in the same way as they apply to Councils.

- (h) by inserting in clause 4C after the matter “399,” the matter “500 (1),”;
- (i) by inserting in clause 4D after the matter “494A” the matter “, 500 (1)”;
- (j) by inserting after clause 4G the following clause:

**Prescribed notice for alteration or union of county districts**

4H. (1) For the purposes of section 561A of the Act, the prescribed notice is a notice containing brief particulars of the proposal and the final date for lodgment of objections to the proposal.

(2) A notice under subclause (1) must be published:

- (a) in the Gazette; and
- (b) in a newspaper or newspapers circulating generally throughout the area or areas affected by the proposal so that notice of the proposal is given in each such area, at least one month before the final date for lodgment of objections to the proposal.

**Amendment of Ordinance No. 22**

5. Ordinance No. 22 under the Local Government Act 1919 is amended by omitting from clause 1 the words “, including the Sydney County District”.

**Amendment of Ordinance No. 23**

6. Ordinance No. 23 under the Local Government Act 1919 is amended by omitting from clause 4 the words “, including the Sydney County District”.

**Amendment of Ordinance No. 29A**

7. Ordinance No. 29A under the Local Government Act 1919 is amended by omitting from clause 1 the words “, including the Sydney County District”.

**Amendment of Ordinance No. 77**

8. Ordinance No. 77 under the Local Government Act 1919 is amended by omitting from clause 1 (a) the words “, including the Sydney County District”.

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**Amendment of Ordinance No. 96**

**9.** Ordinance No. 96 under the Local Government Act 1919 is amended by omitting from clause 1 the words “, including the Sydney County District”.

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**EXPLANATORY NOTE**

The objects of this Ordinance are:

- (a) to amend various ordinances under the Local Government Act 1919 so as to omit references to the Sydney County District as a consequence of the enactment of the Sydney Electricity Act 1990; and
  - (b) to omit certain obsolete provisions from Ordinance No. 20; and
  - (c) to revise the list of provisions of the Local Government Act 1919 that apply to and in respect of County Councils under that Act.
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