

An Act to enable the Borough of Goulburn to recover certain rates and charges due in respect of the Water Supply within the Municipality of Goulburn. [27th February, 1893.]

GOLBURN
WATER SUPPLY
CHARGES.

WHEREAS doubts have been expressed as to the power of the said Borough of Goulburn to recover certain water rates and charges which are due and payable under certain by-laws passed by the Municipal Council of the said Borough: And whereas the construction and completion of the works in connection with the said water supply for the city of Goulburn entailed a large expenditure of money, advanced by the Government of New South Wales, and the said Borough is liable to pay to the Crown certain annual sums of money for interest upon the moneys so advanced as aforesaid: And whereas it is desirable that such doubts should be removed and that the said Borough should have full power to recover all rates and charges made payable by the said by-laws: Be it therefore enacted by the Queen'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 "Goulburn Water Supply Charges Act of 1893."

2. From and after the passing of this Act it shall be lawful for the said Borough in respect of the period intervening between the first day of January, one thousand eight hundred and eighty-eight, and the thirty-first day of December, one thousand eight hundred and ninety, to proceed for and recover all such rates and charges as are or

Preamble.

Short title.

Borough may recover rates for period between 1st January, 1888, and 31st December, 1890.

were

Hillgrove and Armidale Water-power Electric.

were made payable by any by-laws passed by the Council of the said Borough in relation to the water supply of the said Borough, such proceedings to be taken and prosecuted within twelve months from the passing of this Act in the manner provided in sections sixty and sixty-one in the "Country Towns Water and Sewerage Act of 1880," or otherwise as directed by the said Act, and the said Borough shall have power to recover the said rates and shall have all the rights and remedies given by the said Act to their full extent, notwithstanding any alleged irregularity or defect in the making of the said by-laws or in the mode provided for determining or assessing the said water rates, and notwithstanding any alleged non-compliance with the provisions of the said Act or of the "Municipalities Act of 1867" in any respect whatever: Provided that no person shall become liable under this Act for the payment of any such rates or charges as aforesaid in respect of the said period if it shall appear that such person was not the owner or occupier of the lands or premises upon which the same became payable during the period in respect of which such rates and charges became due: Provided that all moneys recovered by the said Council under this Act shall be received on behalf of Her Majesty, and shall be paid as soon as collected by the said Council to the Colonial Treasurer towards the Consolidated Revenue to be credited to the said Council as a part payment of the advances hitherto made in respect of the Goulburn Water Works.

Rates may be sued
for within three
years.

3. Any proceedings taken by the said Borough to recover any water rates due and payable by the present or any future by-laws of the said Borough shall and may be commenced within three years from the time when the said rates became due and payable, any law now in force to the contrary notwithstanding.
