

HEIGHT OF BUILDINGS (AMENDMENT) ACT.

Act No. 1, 1916.

An Act to amend the Height of Buildings George V, (Metropolitan Police District) Act, 1912. No. 1.
[Assented to, 14th March, 1916.]

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 “Height of Buildings (Amendment) Act, 1916.”

This Act shall not apply to any building which has been commenced to be erected before the commencement of this Act, and in respect of which the provisions of the Height of Buildings (Metropolitan Police District) Act, 1912, have been complied with.

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Section two of the Height of Buildings (Metropolitan Police District) Act, 1912, is repealed, and the Repeal of s. 2. following is inserted in its place:—

Definition of
"height."

2. In this Act "height" in relation to a building means the measurement taken from the mean level at the building line of the footway (if any) immediately in front of the face of the building, or where the building faces the footways of more than one street, taken from the mean level of the building line of the footway which is lowest, or where there is no such footway, from the mean level of the ground before excavation, such measurement in any such case to extend to the top of the highest portion of the building which is intended to be occupied or used by any person for any purpose: Provided that space for water tanks or reservoirs, lift or elevator machinery upon the top of a building, although intended to be so occupied, shall not, if constructed on a design approved by the Minister, be taken into account in determining the height of the building.

Amendment
of s. 4.

3. Subsection one of section four of the same Act is amended as follows:—

(a) by the omission of paragraph (b) and the following inserted in its place:—

(b) Shall not be erected or increased to a greater height than one hundred feet without the issue of a permit by the Minister nor unless the skyline of the building be approved by him and the chief officer of fire brigades first certifies to the Minister that adequate provision has been made in respect of such building for protection against fire.

New section.

Regulations.

4. The following section is added to the said Act:—

6. (1) The Governor may make regulations prescribing the conditions to be complied with before the certificate of the chief officer of fire brigades is given under section four, and fixing the fees which may be made for permits and certificates under this Act.

(2)

(2) Such regulations 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 regulations; and
- (iii) be laid before both Houses of Parliament within 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 regulations have been laid before such House disallowing any regulation, such regulation shall thereupon cease to have effect.

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