

**SYDNEY CORPORATION
(AMENDMENT) ACT.****Act No. 34, 1929.**

An Act to extend the period during which the <sup>George V,
No. 34, 1929.</sup> Sydney Corporation (Commissioners) Act, 1927, is to remain in force; to provide for the election of aldermen of the City of Sydney; to provide for the dedication of Rowe-street as a public way, and for the repayment to the Municipal Council of Sydney of certain expenses incurred in the construction and completion thereof; to enlarge the powers of the said Council in certain respects; to provide for certain financial adjustments between the Government and the said Council; to vest certain land in the said Council; to amend the realignment of part of the eastern side of George-street, between Goulburn and Campbell streets; to validate certain matters; to amend the Sydney Corporation (Commissioners) Act, 1927, and the Sydney Corporation Act, 1902, and certain other Acts; and for purposes connected therewith. [Assented to, 29th November, 1929.]

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 "Sydney Corporation (Amendment) Act, 1929," and shall be read and construed with the Sydney Corporation Act, 1902, as amended by subsequent Acts, which Act as so amended is in this Act referred to as the Principal Act. short title.

2.

No. 34, 1929.

Amendment of
Sydney Corpo-
ration (Commis-
sioners) Act,
1927.Extension
of Act.Election of
aldermen.**2.** The Sydney Corporation (Commissioners) Act, 1927, is amended—

- (a) by omitting from subsection two of section three the words "thirty-first day of December, one thousand nine hundred and twenty-nine" and by inserting in lieu thereof the words "thirtieth day of June, one thousand nine hundred and thirty";
- (b) by omitting from section nine the words "thirty-first day of December, one thousand nine hundred and twenty-nine" and by inserting in lieu thereof the words "thirtieth day of June, one thousand nine hundred and thirty."

3. (1) Notwithstanding the provisions of the Principal Act or the Sydney Corporation (Commissioners) Act, 1927, an election of fifteen aldermen to constitute the Municipal Council of Sydney as from the first day of July in the year one thousand nine hundred and thirty shall be held in the month of June of that year on such day as the Governor may appoint and notify by proclamation published in the Gazette.

For the purposes of this Act, and so far only as is necessary to carry it into effect, the provisions of the Acts mentioned in the Second Schedule to and suspended by the Sydney Corporation (Commissioners) Act, 1927, shall, as amended by this Act, be deemed to be in full force.

(2) Each alderman elected at such election shall, subject to this Act, take office for the discharge of the duties and functions of an alderman of the city on the first day of July, one thousand nine hundred and thirty, and shall, subject to the Principal Act, continue in office until the day appointed by that Act, as amended by this Act, for the next general election of aldermen, or until the occurrence of an extraordinary vacancy in his office, whichever happens first. He shall be eligible to be re-elected at any such election if otherwise qualified.

Amendment
of Act No. 35,
1902, s. 18.
(Retirement
and election
of aldermen.)

(3) The Principal Act is amended—

- (a) by omitting from subsection one of section eighteen the words "one thousand nine hundred and six" and by inserting in lieu thereof the words "one thousand nine hundred and thirty-two;"
- (b)

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(b) by omitting from section twenty-one the word "two" and inserting in lieu thereof the word "three";
 Sec. 21.
 (Election of
aldermen.)

(c) (i) by omitting from subsection one of section twenty-seven the words "any other citizen or two citizens if two aldermen are to be elected"; and by inserting in lieu thereof the words "one other citizen";
 Sec. 27 (1).
 (Nomination
of aldermen.)

(ii) by omitting from the same subsection the word "each" and by inserting in lieu thereof the word "the";

(d) by omitting from the eighth schedule the word "two."
 Eighth
Schedule.
 (Form of
ballot-paper.)

(4) (a) Lists and rolls of citizens for use at the election of aldermen provided for by this Act shall be made in the manner provided by the Principal Act.
 Times for
making lists
and rolls of
citizens.

(b) The times at, during, and within which the several matters and the courts hereinafter mentioned may or shall be performed or held for the purpose of making such lists and rolls shall, in lieu of those mentioned in the Principal Act, be as follows:—

(i) The date on or before which the stipendiary magistrates and the acting and deputy stipendiary magistrates of the Metropolitan Police District or any three of such magistrates shall appoint members of the police force as collectors as provided in subsection one of section ten shall be the first day of December, one thousand nine hundred and twenty-nine.

(ii) The time during which the collectors shall make out lists of citizens entitled to be enrolled as provided in subsection one of section eleven shall be the month of December, one thousand nine hundred and twenty-nine and the month of January, one thousand nine hundred and thirty.

(iii) The lists of citizens shall be exhibited in the manner prescribed in section twelve from the fourteenth day of February one thousand nine hundred and thirty to the first day of March in the same year, both days inclusive.

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(iv) Notices of claim or objection under section thirteen may be made at any time from the fourteenth day of February, one thousand nine hundred and thirty to the first day of March in the same year, both days inclusive, and the duties to be performed by the chamber magistrate under subsection two of the said section shall be performed as soon as possible after the said first day of March.

(v) The revision courts to be held under section fourteen shall be held during the period from the first day of March, one thousand nine hundred and thirty to the thirty-first day of March, one thousand nine hundred and thirty, both days inclusive.

(c) For the purposes of such election and of the lists and rolls of citizens for use thereat section nine of the Principal Act shall be read as if the words "the first day of May of the year in which a roll is to be prepared as hereinafter provided" wherever occurring were omitted and the words "the first day of December in the year one thousand nine hundred and twenty-nine" were inserted in lieu thereof.

(d) The rolls of citizens made under the provisions of this section shall be deemed to be rolls of citizens for all purposes made under the provisions of Part IV of the Principal Act.

Election of
Lord Mayor.

4. (1) The aldermen elected at the election held in pursuance of this Act shall, within one week of their election at a time and upon a day appointed by the Chief Commissioner, assemble at the Town Hall and elect one of their own number to be Lord Mayor of the city. The Lord Mayor so elected shall take office on the first day of July, and hold office until the thirty-first day of December in the year one thousand nine hundred and thirty, and shall be eligible for re-election if still qualified.

(2) If the aldermen fail to elect a Lord Mayor within such week the Governor may appoint one of the aldermen to be the Lord Mayor to hold office until the thirty-first day of December in the year one thousand nine hundred and thirty.

(7)

5.

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5. The Principal Act is amended—

(a) by omitting from section three the definition of "owner" and by inserting in lieu thereof the following new definition:—

"Owner"—In relation to property, includes every person who jointly or severally, whether at law or in equity—

(a) is entitled to the property for any estate of freehold in possession; or

(b) is entitled to receive, or is in receipt of, or if the property were let to a tenant would be entitled to receive the rents and profits thereof, whether as beneficial owner, trustee, mortgagee in possession, or otherwise;

(b) (i) by inserting in paragraph (a) of subsection one of section nine the words "jointly or" before the word "severally";

(ii) by omitting from the same paragraph the words: "And one of the persons who are on the said day jointly the owners or leaseholders as aforesaid of any property assessed as aforesaid; and in such case the joint owner or leaseholder who is entitled to be placed on the roll shall be determined by a majority of such joint owners or leaseholders evidenced by agreement signed by such majority and handed to the collector of the roll for the ward and delivered by him with the list to the chamber magistrate of the Central Police Court, or failing such agreement, according to the alphabetical order of the surnames of such joint owners or leaseholders."

6. The Principal Act is amended—

(a) by omitting Part II A and by inserting the following new Part in lieu thereof:—

PART II A.

REDISTRIBUTION OF CITY INTO WARDS.

8A. (1) As soon as may be practicable after the passing of the Sydney Corporation (Amendment) Act, 1929, the city shall be redistributed into five wards.

(2)

Further amendment of Act No. 35, 1902.

Substituted Part II A.

No. 34, 1929.

Appointment
of commissioners.Duration of
office, &c.

Chairman.

Rules.

Quorum :
Casting vote
of chairman.

(2) The wards shall be known respectively by the names assigned thereto by the Governor.

8B. (1) The Governor shall, by commission under the Great Seal, appoint three persons, to be called the Municipal Council of Sydney Redistribution Commissioners, to be commissioners for the purpose of the redistribution.

(2) The commissioners so to be appointed shall include a judge of the Supreme Court or District Court or the judge of the Land and Valuation Court, and the persons who for the time being hold the offices of metropolitan district surveyor and town clerk respectively.

(3) The names of the persons so appointed shall be published in the Gazette.

8C. (1) The office of a commissioner shall be tenable for the period named in such commission, and, if necessary, for such extended period, to be named in a further commission, as the Governor may deem proper for the completion of the redistribution.

(2) The office of a commissioner shall be vacated if for any cause he ceases to possess the qualification for appointment mentioned in the last preceding section.

8D. At any sitting of the commissioners the judge so appointed shall, when present, be chairman; and in his absence the commissioners shall appoint one of themselves to be chairman as occasion may require.

8E. The commissioners may, subject to the provisions of this Act, make rules for the conduct of their proceedings, but no such rule shall have any force until the same has been approved by the Governor.

8F. At all meetings of the commissioners two shall form a quorum; and in the event of an equality of votes the chairman shall have a casting vote in addition to his original vote.

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8G. (1) It shall be the duty of the commissioners, and they are hereby directed to redistribute the city into wards for the purposes of this Act, and to arrive at their determination within one month after the completion of the citizens' rolls prepared under the provisions of the Sydney Corporation (Amendment) Act, 1929.

(2) The commissioners shall report to the Governor the boundaries of the wards determined by them and shall recommend names to be assigned by the Governor to such wards.

(3) The Governor shall in a proclamation published in the Gazette set out the names of such wards and the boundaries thereof, and upon such publication those wards shall be the wards of the city.

8H. The Minister shall forthwith after the publication of such proclamation cause to be deposited in the office of the Surveyor-General at the Department of Lands, Sydney, and in the office of the city surveyor, a properly authenticated map of every ward named and described in such proclamation.

8I. (1) The redistribution shall be made in accordance with the provisions of this section.

(2) Each ward shall have such an area that after the redistribution the number of persons qualified for enrolment as citizens for such ward shall, subject to the margin of allowance, be one-fifth of the total number of persons enrolled as citizens for the respective wards of the city.

(3) The margin of allowance shall not exceed ten per centum above or below the number obtained by dividing by five the total number of persons enrolled as citizens for the respective wards of the city.

(4) In carrying out the redistribution due consideration shall be given to community or diversity of interest, lines of communication, and physical features.

8J.

No. 54, 1929.Power of Governor to vary or extend times, &c.Evidence may be taken by commissioners.Adjustment of rolls.

8J. The Governor may, by proclamation published in the Gazette before or after the time at or during or within which anything may or shall be done in pursuance of this Part of this Act, alter or extend such time, or may validate anything done after such time, or done irregularly in matter of form.

8K. The provisions of the Royal Commissions Act, 1923, shall apply to the Municipal Council of Sydney Redistribution Commissioners in carrying out the redistribution, and such commissioners may accordingly take evidence as to the matters entrusted to them.

8L. (1) Within seven days after the date of the publication in the Gazette of the proclamation referred to in subsection three of section 8G of this Act, the chamber magistrate of the Central Police Court shall adjust the citizens' rolls as prepared in pursuance of the Sydney Corporation (Amendment) Act, 1929, in the manner following, that is to say, he shall select from the roll for each ward the name of every person who, by reason of any alteration in the boundaries of wards is no longer entitled to be enrolled on the roll for that ward, and shall transfer the names of such persons to the roll for the ward for which they are respectively entitled to be enrolled.

(2) Such chamber magistrate shall forthwith cause a fair copy to be made of the roll as so adjusted for each ward, and after certifying to the correctness of the same shall forward it to the town clerk, and such copy shall be the roll for the ward until a new roll is prepared, and shall be *prima facie* evidence that the roll has been duly made and of the correctness of the contents thereof.

(3) Such chamber magistrate may appoint such and so many members of the police force or other persons as he may think fit to assist him in carrying out the duties imposed upon him by this section.

(b)

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Sec. 1.

(Consequen-
tial.)

- (b) (i) by inserting in section one immediately before "Part III" the words and figures: "PART II A.—REDISTRIBUTION OF CITY INTO WARDS.—ss. 8A-8L";
- (ii) by omitting from the same section the figures "17" and by inserting in lieu thereof the figures and letter "17A";
- (iii) by omitting from the same section the figures "150" and by inserting in lieu thereof the figures and letter "150L".

7. The Principal Act is further amended—

Further
amendment of
Act No. 35, 1902.

- (a) by omitting from section twenty-nine the words "and such" and by inserting in lieu thereof the words "to act at each polling-place, and one scrutineer to represent him upon the examination and count of the votes. Each such";
- (b) by omitting from subsection one of section thirty-four the words "for each vote to which he is entitled" and by inserting in lieu thereof the words "after initialling the same on the back";
- (c) by inserting next after section thirty-four the New s. 34A. following new section:—

34A. (1) Any person claiming to vote at any polling-place who—

- (a) does not reside within the city; or
- (b) though he resides within the city is seriously ill or infirm, and by reason of such illness or infirmity will be precluded from attending at the polling booth to vote, or in the case of a woman will, by approaching maternity, be precluded from attending at the polling booth to vote—

may not later than the third day before any election of aldermen apply to the Returning Officer to be allowed to vote by post.

(2)

(2) The provisions of sections 114A to 114M, both inclusive, of the Parliamentary Electorates and Elections Act, 1912-1928, as amended by subsequent Acts, shall, mutatis mutandis, and with such modifications, amendments, or alterations as may be prescribed by the by-laws, apply with respect to any such application and the recording of a vote by the applicant if a postal ballot-paper is issued to him by the Returning Officer in pursuance of the application aforesaid.

(3) The postal ballot-paper and the postal vote certificate referred to in the said sections of the said Act shall for the purpose of this section be in or to the effect of the Forms in the Twentieth Schedule to this Act.

(d) by inserting next after the Nineteenth Schedule the following new Schedule :—

New
Twentieth
Schedule.

Insert No. to
be elected.

TWENTIETH SCHEDULE.

Postal Ballot-paper.

Election of an alderman (or.....aldermen) on the.....
day of....., 19.....

List of Candidates for Election.

For..... Ward of the City of Sydney.

Names.

Addresses.

.....
.....

Directions.

The elector must mark his vote on this ballot-paper by making a cross opposite the name of each candidate for whom he votes.

He must vote for the full number of candidates to be elected, neither more nor less.

Postal

Postal Vote Certificate.

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(To be printed or written on the left-hand side of the envelope in which a postal ballot-paper is returned to the Returning Officer.)

City of Sydney, Ward.
Polling-place.....

I hereby certify that—

- (1) I am the person whose name appears as..... of..... in the roll of citizens for..... Ward in the city of Sydney.
- (2) I am qualified to vote as..... (here insert whether an owner, lessee, occupier, or lodger).
- (3) I have still the qualification mentioned in the said roll and have not already voted for the above-mentioned Ward at this election.
- (4) I am unable to attend at the polling-booth to record my vote in the usual manner for the following reason :—*

- (a) I do not reside within the city.
- (b) I am seriously ill and by reason of such illness will be precluded from attending at the polling-booth to vote;
- (c) I will, by approaching maternity, be precluded from attending at the polling-booth to vote.

(Signature).....

(Date)

(Witness)†.....

(Occupation and postal address)

(Date).....

(Place).....

* Strike out the inappropriate paragraphs (a), (b), or (c).

† The witness must be one of the following persons :—A Commonwealth Divisional Officer, State Returning Officer, Commonwealth or State Electoral Registrar or Deputy Registrar, or Returning Officer of the City of Sydney, postmaster or postmistress, police or stipendiary magistrate, or justice of the peace, head school teacher, officer of police, medical practitioner, clergyman, officer of the State or Commonwealth Public Service, station manager, bank manager, or any other person mentioned in section 114B of the Parliamentary Electorates and Elections Act, 1912-1928.

NOTE.—The voter should place his postal ballot-paper, after he has marked it, in an envelope with the above superscription, which envelope may be furnished by the Returning Officer in response to an application under section 34A, and after completion of the certificate post it to the Returning Officer in time to reach him before the hour for closing the poll on the day of election.

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Further amendment of Act No. 35, 1902.

Sec. 18 (2).

(Election of aldermen.)

Sec. 51.

(Bribery and intimidation.)

Sec. 55.

(Mayor.)

Sec. 121.

(Correction.)

Sec. 133 (2).

Sec. 191 (2).
(Books of account.)Sec. 192.
(Audit.)

8. (1) The Principal Act is further amended—

(a) by omitting from subsection two of section eighteen the words "Any male person" and by inserting in lieu thereof the words "Any person, male or female";

(b) by omitting subsection one of section fifty-one and by inserting in lieu thereof the following new subsection:—

(1) The provisions of sections one hundred and eleven, one hundred and twelve, one hundred and thirteen, one hundred and fourteen, one hundred and thirty, one hundred and thirty-five, one hundred and thirty-six, one hundred and forty-seven, one hundred and forty-eight, one hundred and forty-nine, one hundred and fifty, and one hundred and fifty-one of the Parliamentary Electorates and Elections Act, 1912-1928, shall, mutatis mutandis, apply to elections under this Act.

(c) by omitting from section fifty-five the words "and all magisterial courts within the city, except those of Quarter Sessions";

(d) by omitting from section one hundred and twenty-one the words "confirmation or" and by inserting in lieu thereof the words "confirmation of";

(e) by omitting from subsection two of section one hundred and thirty-eight the word and figure "subsection (v)" and by inserting in lieu thereof the words and figures "paragraph (v) of subsection one";

(f) by omitting from subsection two of section one hundred and ninety-one the words "Treasury inspector" and by inserting in lieu thereof the words "Auditor of Public Accounts";

(g) by omitting from section one hundred and ninety-two the words "Colonial Secretary" wherever occurring and by inserting in lieu thereof the word "Minister" and by omitting from the same section the word "Inspectors" wherever occurring and by inserting in lieu thereof the word "Auditors";

(h)

(h) (i) by omitting from paragraph (u) of subsection one of section two hundred the words "and cattle saleyards";

(ii) by omitting from the same paragraph the words "and cattle" wherever occurring;

(iii) by omitting from the same paragraph the words "for the sale of cattle therein, or";

(iv) by omitting from subsection three of the same section the words "subsections (e), (g), and (q) so far as such subsections include or refer to the carrying on of any noxious trade within the meaning of the Act fifty-seventh Victoria number twenty-one" and by inserting in lieu thereof the words "paragraphs (e), (g), and (q) of subsection one of this section so far as such paragraphs include or refer to the carrying on of any noxious trade within the meaning of the Noxious Trades Act, 1902";

(i) by omitting subsections one and two of section two hundred and one and by inserting in lieu thereof the following new subsections:—

(1) Any by-law made by the council under the provisions of this Act or of any Act amending the same shall, subject to the provisions of the Public Health (Amendment) Act, 1915,—

(a) be submitted to the Governor for his approval;

(b) when approved by the Governor, be published in the Gazette;

(c) take effect from the date of publication, or from a later date specified in the by-law; and

(d) be laid before both Houses of Parliament within fourteen sitting days after publication if Parliament is in session, and if not, then within fourteen sitting days after the commencement of the next session.

By-laws to be
laid before
Parliament.

(2) If either House of Parliament passes a resolution of which notice has been given at any time within fifteen sitting days after any by-law has been laid before such House disallowing the by-law or any part thereof, such by-law or part shall thereupon cease to have effect.

Sec. 7.
(Boundaries.)

Boundaries of
city.
Second
Schedule.

Second
Schedule.
Ibid.

Sec. 7.

(j) by omitting section seven and by inserting in lieu thereof the following new section:—

7. The boundaries of the city of Sydney shall continue to be those described in the Second Schedule hereto, being the boundaries as set out in Schedule I to the proclamation issued in pursuance of powers conferred by section fifteen of the Sydney Corporation (Amendment) Act, 1924, and published in the Government Gazette number one hundred and twenty-eight of the third day of October, one thousand nine hundred and twenty-four.

(k) by omitting the Second Schedule and by inserting in lieu thereof the following new Schedule:—

SECOND SCHEDULE.

BOUNDARIES OF THE CITY.

COMMENCING at the intersection of the centre of George-street West with the centre of Bay-street; thence by the centre of Bay-street to the northern building line of William Henry street; thence by that building line to the western building line of Wattle-street; thence by that building line to its intersection with the building line of Pyrmont Bridge road; thence by a line crossing that road northerly to the south-eastern shore of Blackwattle Cove; thence on the west, north-west, north, and north-east by the waters of Port Jackson to the centre of an open cemented stormwater channel entering Rushcutter's Bay; thence by that channel and sewer to the south-western building line of Liverpool-street; thence by that building line of Liverpool-street to its intersection with a line parallel to and distant 14 feet south-easterly from the south-eastern kerb line of Boundary-street; thence by that line parallel and distant as aforesaid to the south-eastern building line of Barcom-avenue; thence on the north-west by the south-eastern building line of Barcom-avenue bearing north-east about 30 feet; thence by a line running westerly and south-westerly to the centre of Oxford-street

at

at its intersection with the centre of Dowling-street produced ; thence by the centre of Dowling-street to its intersection with the production of the northern building line of Seymour-street ; thence by that building line and its production easterly in all 248 feet ; thence northerly to the southern building line of Church-street ; thence by that building line and its prolongation to the eastern building line of Selwyn-street ; thence by that building line bearing southerly to its intersection with the southern boundary of property known as No. 49 Selwyn-street ; thence by that last-mentioned boundary and the southern boundary of property known as No. 85 Green's road and their production crossing Iris-street and Green's road to the eastern building line of Green's-road ; thence by that building line of Green's-road to the south-western corner of the barrack wall ; thence by the southern boundary of the barrack wall to its intersection with the production of the centre of Leinster-street ; thence by the centre of that street to the centre of Gordon-street ; thence by the centre of that street to its intersection with the production of part of the northern building line of Moore Park road ; thence by that building line of that road to the south-eastern corner of St. Matthias' Church land ; thence by the south-eastern boundary of that land to the southern building line of Oxford-street ; thence by the southern alignment of that street and its production bearing easterly to its intersection with the production of the northern building line of Moore Park road ; thence by a line southerly to the intersection of the southern side of Moore Park road with the eastern side of Lang road ; thence on the east and south-east by the eastern and south-eastern sides of Lang-road before-mentioned bearing southerly and south-westerly until it meets the prolongation of the south-east side of Cook-road ; and thence by the prolongation of that side of that road south-westerly to its intersection with the north-eastern side of Martin-road, being a point on the southern side of a dwarf wall on the southern side of the Grand Drive ; thence by the southern, south-western, and north-western sides of that dwarf wall forming the northern, north-eastern, and south-eastern sides of Martin-road to its intersection with the south-western side of Oxley-street ; thence by a line crossing the Sydney to Randwick tramway and the Randwick-road to the intersection of the southern side of Dacey-avenue with the south-western side of Bunnerong-road ; thence by that side of that road bearing south-easterly to the northern boundary of the Kensington Estate ; thence by that boundary and part of the southern boundary of the Sydney Common bearing westerly to its intersection with the eastern building line of Dowling-street ; thence by that building line of Dowling-street and its production to the centre of Cleveland-street ; thence by the centre of Cleveland street to its intersection with the centre of Newtown-road ; thence by the centre of that road

southerly

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southerly to the centre of Bligh-street; thence on the south-east by the north-western boundary of the Borough of Newtown, as defined by proclamation dated 28th August, 1865, to the north-western corner of that borough; thence on the west and north-west by Johnstone's Creek downwards to its confluence with Orphan School Creek; thence on the north-east by that lastmentioned creek upwards to its intersection with the centre of Parramatta-road; thence by the centre of that road, to the point of commencement.

Amendment
of Act No. 39,
1905.

(2) The Sydney Corporation (Amendment) Act, 1905, is amended—

Sec. 12.
(Revision.)

(a) by omitting from paragraph (i) of subsection one of section twelve the words and figures "Neglected Children and Juvenile Offenders Act, 1905," and by inserting in lieu thereof the words and figures "Child Welfare Act, 1923";

Sec. 30.

(b) by omitting section thirty.

Amendment
of Act No. 27,
1908.

(3) The Sydney Corporation (Amendment) Act, 1908, is amended—

Sec. 3.

(a) by omitting from paragraph (ii) of subsection one of section three the words "situated within Camperdown Ward and";

Sec. 13.

(b) by omitting from section thirteen the words "and a ward thereof to be known as Camperdown Ward constituted in addition to the twelve wards in the Principal Act mentioned";

Secs. 14, 15,
16, 18, 19, 20,
21, 22, 23,
and 24.

(c) by omitting sections fourteen, fifteen, sixteen, eighteen, nineteen, twenty, twenty-one, twenty-two, twenty-three, and twenty-four.

Amendment
of Act No. 7,
1924.

(4) The Sydney Corporation (Amendment) Act, 1924, is amended—

Sec. 15.

(a) by omitting section fifteen;

Schedule.

(b) by omitting the Schedule to the said Act.

Old ward
assessment
books to be
used until
new com-
piled.

(5) Notwithstanding any amendment made by this Act which involves an alteration in the boundaries of wards, assessments for the purposes of rating may be made in accordance with or based upon ward assessment books compiled in accordance with the boundaries of the wards

wards existing at the commencement of this Act until new assessment books for the wards into which the city is to be divided in accordance with the amendments made by this Act have been compiled.

9. (1) The council in exercise of its power to generate and supply electricity conferred by the Municipal Council of Sydney Electric Lighting Acts, 1896-1928, may sell to any person such steam as is raised at its generating stations and is not required for the purpose of generating electricity and may enter into contracts for the supply and delivery of such steam.

(2) This section shall be deemed to have commenced on the first day of January, one thousand nine hundred and twenty-nine.

10. The power to purchase or resume lands conferred upon the council by section sixteen of the Sydney Corporation Amendment Act, 1903, for any of the purposes of the Municipal Council of Sydney Electric Lighting Acts, 1896-1928, shall be deemed to extend and always to have extended to the purchase or resumption of lands outside the boundaries of the city as well as of lands within such boundaries.

11. (1) The area of land in the City of Sydney known as Rowe-street and more particularly described in the First Schedule to this Act is hereby dedicated to the public use, and shall be a public way within the meaning of the Sydney Corporation Act, 1902, as amended by subsequent Acts.

(2) This section shall be deemed to have commenced upon the twenty-third day of November, one thousand nine hundred and twenty-eight.

(3) The sum of nine hundred and thirty pounds eleven shillings and eleven pence, being expenses incurred by the Municipal Council of Sydney prior to the date upon which His Majesty's assent to this Act is signified, in levelling, paving, draining, constructing, improving, or otherwise completing the said public way, shall be paid by the owners of the premises fronting, adjoining, or abutting on such way.

(4) Each such owner shall pay to the council the amount set opposite his name in the Second Schedule to this Act.

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(5) If within one month after demand made upon any such owner of the amount to which he is liable such amount is not paid to the City Treasurer, the council shall have the like remedies for recovering the same as in the case of any city rate.

Amendment
of Act No. 35,
1902.
Sec. 75B.
(Realign-
ment.)
cf. Act No. 33,
1927, s. 8 (e).

12. The Principal Act is further amended—
(a) by inserting in the proviso to subsection seven of section 75B after the word "repairs" the words "and improvements";
(b) by inserting in the same proviso after the word "preservation" the words "and temporary use."

Alteration of
existing
buildings.

13. Notwithstanding the provisions of the City of Sydney Improvement Act and the rules thereunder, it shall be lawful for the council to grant approval to plans for the alteration of existing buildings within the city which do not comply with the requirements of such Act and rules in cases where the council is satisfied that such compliance is not reasonably practicable in the whole circumstances of the case.

Any such approval, however, shall be subject to such conditions and to such modifications of the plans as may be imposed by the council when granting such approval in each case.

In granting such approval and in fixing the conditions and modifications referred to the council shall require in the altered building such improvements as are reasonably practicable in the whole circumstances of each case having in view the objects aimed at by the said Act.

Amendment
of Act No. 27,
1908, ss. 36,
39.

14. (1) Sections thirty-six and thirty-nine of the Sydney Corporation (Amendment) Act, 1908, are hereby repealed.

Any liability of the Municipal Council of Sydney under or in respect of the matters dealt with in the said sections accrued before the passing of this Act is hereby extinguished.

Sec. 37.

(2) Section thirty-seven of the Sydney Corporation (Amendment) Act, 1908, is amended by omitting the words "at a cost not exceeding one thousand five hundred pounds per annum" and by inserting in lieu thereof the words "and the illumination of the Shakespearean Statue while remaining therein."

(3)

(3) Any claim of the Municipal Council of Sydney in respect of or in relation to the taking over of the Metropolitan Sale Yards by the Government or in respect of the vesting in the Metropolitan Meat Industry Board of the lands of the council held in connection therewith by the Meat Industry Act, 1915, is hereby extinguished.

(4) (a) The land described in the first part of the Third Schedule to this Act is hereby vested in the Municipal Council of Sydney for an estate in fee simple free from all trusts and dedications.

(b) The said land shall be held by the said council for such purposes of the Sydney Corporation Act, 1902, or any Act amending the same, as the council may from time to time determine.

(5) The Municipal Council of Sydney shall undertake the construction, control, and management of all roads and lanes within the area described in the second part of the Third Schedule, and the same shall be deemed to be vested in the council as public ways under the Sydney Corporation Act, 1902.

Any claims by the said Municipal Council in respect of such construction, control, and management of such roads and lanes are hereby extinguished.

15. The realignment of part of the eastern side of George-street between Goulburn and Campbell streets, notified in the Government Gazette of the eleventh day of March, one thousand nine hundred and twenty-seven, shall be deemed to affect only the lands described in the Fourth Schedule to this Act, and the plan in such notification referred to as catalogued S. 290-907 shall be amended by the Surveyor-General accordingly by showing thereon in blue edging the lands so described.

The council shall cause to be lodged in the office of the Registrar-General a copy of such plan so amended, and upon such plan being lodged the eastern side of George-street shown on the said plan shall be deemed to have been realigned in accordance with the plan as so amended and to have been so realigned in pursuance of the Sydney Corporation Act, 1902, as amended by subsequent Acts.

No. 34, 1929.

Further
amendment
of Act No. 35,
1902, s. 109A.

16. The Principal Act is amended by inserting at the end of section 109A the following new subsections:—

(2) The council may in any public way erect island refuges, public conveniences, fountains, monuments, statues and the like in such manner as in the opinion of the council will not unduly interfere with public convenience or access to private premises.

(3) The council may concur with any other authority in setting apart any part of a public way as a safety zone at a tramway stopping-place or at any other place on the way where a safety zone is required for the protection of the public.

(4) The powers conferred by this section shall be exercised only with the approval of the Minister.

SCHEMES.

Sec. 11.

FIRST SCHEME.

ALL that piece or parcel of land containing an area of 22 perches, situate in the City of Sydney, parish of St. James, county of Cumberland, and State of New South Wales, being part of allotments 10, 18, and 19 of section 38 of the City of Sydney, originally granted to Joseph Wyatt, and being the whole of a thoroughfare known as Rowe-street, commencing at a point on the eastern building line of Pitt-street, said point being the north-western corner of the land comprised in Certificate of Title, registered volume 3122, folio 207, and bounded thence on the west by that building line of Pitt-street, being a line bearing 355 degrees 59 minutes 10 seconds for 16 feet 5½ inches to the south western corner of the land comprised in Certificate of Title, registered volume 1235, folio 238, thence on the north by the southern boundary of the land comprised in Certificate of Title, registered volume 1235, folio 238, the property of the Commonwealth Bank of Australia, the southern boundary of the land comprised in Certificate of Title, registered volume 1255, folio 99, and part of the southern boundaries of the lands comprised in Certificate of Title, registered volume 984, folio 61, and registered volume 2613, folio 87, the property of the Australia Hotel Company Limited, being lines bearing 85 degrees 3 minutes 55 seconds for 23 feet 10¾ inches, 87 degrees 21 minutes 55 seconds for 68 feet and ½ inch, and 86 degrees 55 minutes 45 seconds for 268 feet 10¾ inches, respectively, to the western building line of Castlereagh-street, thence on the east by that building line of Castlereagh-street, being a line bearing 176 degrees 37 minutes for 22 feet 8¾ inches to a north-eastern corner of the land comprised in Certificate of Title, registered volume 3682, folio 1; thence generally on the south

south by the northern boundary of the land comprised in Certificate of Title, registered volume 3682, folio 1, the property of F. V. Richards, the northern termination of a lane, the northern boundary of premises known as No. 33 Rowe-street, the property of the Trustees of the Marriage Settlement of W. S. Deane; the northern boundary of the land comprised in Certificate of Title, registered volume 2283, folio 157, the property of the Trustees of the Estate of A. C. Rowlandson, the northern boundary of the land comprised in Certificate of Title, registered volume 1642, folio 82, the property of the Trustee of the Estate of Mary McLaughlin, the northern boundary of the land comprised in Certificate of Title, registered volume 2251, folio 180, the property of the Trustees of the Estate of John Norton, the northern boundaries of the lands comprised in Certificates of Title, registered volume 4087, folio 63, and Registered Volume 3122, folio 207, the property of the Millions Club of New South Wales, being lines bearing 313 degrees 54 minutes 30 seconds for 4 feet 4 $\frac{7}{8}$ inches, 271 degrees 12 minutes for 6 feet 2 $\frac{5}{8}$ inches, 269 degrees 53 minutes for 29 feet 8 $\frac{7}{8}$ inches, 179 degrees 53 minutes for 1 inch, 267 degrees 36 minutes for 33 feet and $\frac{5}{8}$ of an inch, 267 degrees 35 minutes 40 seconds for 26 feet 7 $\frac{3}{8}$ inches, 267 degrees 14 minutes 20 seconds for 32 feet 1 $\frac{1}{8}$ inches, 267 degrees 7 minutes 45 seconds for 90 feet 1 $\frac{1}{4}$ inches, 267 degrees 50 minutes for 80 feet 5 $\frac{3}{4}$ inches, and 265 degrees 24 minutes 30 seconds for 59 feet 4 $\frac{3}{4}$ inches respectively to the point of commencement.

SECOND SCHEDULE.

Sec. 11.

Owner.	Frontage.	Amount Payable.		
		ft.	in.	£ s. d.
(a) The Commonwealth Bank of Australia, Pitt-street	92 0	118	11	7
(b) The Australia Hotel Company, Limited, 45 Castlereagh-street	269 0	346	14	4
(c) The Millions Club of New South Wales, 122 Pitt-street	95 6	123	1	10
(d) Trustees of the late John Norton, 112 Pitt-street	45 0	58	0	0
(e) Trustee of the late Mary McLaughlin, 2 Castlereagh-street	29 0	37	7	7
(f) Trustees of the late A. C. Rowlandson, 10 Castlereagh-street	94 0	121	3	2
(g) Trustees of the Marriage Settlement of W. S. Deane, 33 Rowe-street	21 0	27	1	4
(h) F. V. Richards, 47 Castlereagh-street	76 6	98	12	1
	722 0	930	11	11

THIRD

THIRD SCHEDULE.

FIRST PART.

All that piece or parcel of land, containing by admeasurement 1 rood 32 perches, situate in the city of Sydney, parish of Alexandria, county of Cumberland, being allotment 1 of section 12 of a Government subdivision at Woolloomooloo Bay, commencing at the intersection of the southern side of Nicholson-street with the eastern side of Bourke-street, and bounded thence on the west by the latter street southerly 70 feet to Wilson-street; thence on the south by that street easterly 283 feet 9 inches to Forbes-street; thence on the east by that street northerly 70 feet to Nicholson-street before mentioned; and thence on the north by that street westerly 283 feet 9 inches to the point of commencement, as indicated on plans catalogued S. 299-858 and S. 299A-858, in the Department of Lands.

SECOND PART.

All that piece or parcel of land situated in the city of Sydney, county of Cumberland, parish of Alexandria, commencing at the intersection of the north-western side of Cook-road with the southern side of Park-road, and bounded thence by the latter road westerly to its intersection with a north-eastern corner of an area of 23 acres 2 roods 27 $\frac{1}{2}$ perches dedicated for military purposes 18th October, 1890; thence by south-eastern and north-eastern boundaries of that area, and by the north-eastern boundary of an area of 2 acres vested in the Royal Agricultural Society of New South Wales, being lines south-westerly and south-easterly to the north-eastern corner of the last-mentioned area; thence by part of the south-eastern boundary of that land south-westerly to the north-western corner of an area of 3 acres 1 rood 1 perch vested in the Royal Agricultural Society of New South Wales; thence by the north-eastern boundary of the said land south-easterly to the north-western side of Cook-road before mentioned; and thence by that road north-easterly to the point of commencement, as shown on plan catalogued Ms. 4,339 Sy., in the Department of Lands.

FOURTH SCHEDULE.

Description of land affected by realignment of part of the eastern side of George-street, between Goulburn and Campbell streets:

All that piece or parcel of land, containing an area of $1\frac{1}{4}$ perches, situate in the city of Sydney, parish of St. Lawrence, county of Cumberland, and State of New South Wales, being part of properties known as Nos. 706 to 718 inclusive George-street, commencing at a point on the eastern building line of George-street, said point bearing 182 degrees 52 minutes 50 seconds, and distant 149 feet $7\frac{1}{8}$ inches from the intersection of the said eastern building line of George-street with the southern building line of Goulburn-street, and bounded thence on the west by that building line of George-street being lines bearing 182 degrees 52 minutes 50 seconds, distant 85 feet $2\frac{3}{4}$ inches, and 173 degrees 18 minutes 20 seconds, distant 74 feet $6\frac{3}{8}$ inches; thence on the east by a line parallel to and distant 82 feet from the western building line of George-street, bearing 358 degrees 24 minutes 50 seconds, distant 159 feet $2\frac{3}{4}$ inches, to the point of commencement.
