

MENINDEE WATER CONSERVATION ACT.

Act No. 7, 1949.

George VI. An Act to sanction and to provide for the construction of a water-conserving storage at Menindee; to amend the Public Works Act, 1912, in certain respects; and for purposes connected therewith. [Assented to, 18th April, 1949.]

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:—

Short title.

1. This Act may be cited as the "Menindee Water Conservation Act, 1949."

Work sanctioned.

2. (1) (a) The carrying out of the work described in the Schedule to this Act is hereby sanctioned.

(b) The said work shall be deemed to be an authorised work within the meaning of the Public Works Act, 1912, as amended by subsequent Acts.

(c) The Water Conservation and Irrigation Commission is empowered to carry out the said work and shall be the constructing authority for the same within the meaning of the said Act, as so amended, and shall enter into such contracts and take all such necessary steps for the proper execution thereof as such authority may think proper.

(d) The provisions of the Public Works Act, 1912, as amended by subsequent Acts, sections thirty-four, thirty-five, thirty-six and thirty-seven excepted, shall apply to and in respect of the said work.

(2) Without prejudice to the generality of subsection one of this section the provisions of section thirty-eight of the Public Works Act, 1912, as amended by subsequent

subsequent Acts, shall apply to and in respect of any contracts referred to in paragraph (c) of subsection one of this section. No. 7, 1949.

3. The plan of the said work is the plan marked The plan. "Proposed Menindee Storages," sealed with the seal of the Water Conservation and Irrigation Commission, and deposited in the head office of the said Commission.

4. The cost of carrying out the said work is estimated ^{Estimated} at two million three hundred thousand pounds, and such ^{cost.} estimated cost shall not, under any circumstances, be exceeded by more than ten per centum.

5. For the purposes of this Act, but not otherwise, ^{Amendment} the following amendments and additions shall be made ^{of Act No.} 45, 1912. in the Public Works Act, 1912, that is to say:—

(a) Section ninety-eight is amended by inserting in Sec. 98. subsection three before the words "public works" the words "authorised works or";

(b) section one hundred and twenty-six is amended ^{Sec. 126.} by inserting at the end of subsection two the following proviso:

Provided that such interest shall not be paid for any period during which delay in fixing the amount of compensation or in completing title has been caused without reasonable excuse by the act or default of the person to whom such compensation is payable.

SCHEDEULE.

(1) The construction of— Sec. 2.

- (a) an earthen block dam in the Darling River adjacent to Pamamaroo Creek for the purpose of diverting the flow of the Darling River into Lakes Tandure, Pamamaroo, Menindee and Cawndilla;
- (b) a concrete diversion weir in the Darling River adjacent to the block dam referred to in subparagraph (a), and a stone weir in Three Mile Creek for the purpose of passing flood flows;
- (c) earthen embankments and block dams for the purpose of confining the waters of the Darling River and Lakes Tandure, Pamamaroo, Menindee and Cawndilla;
- (d)

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- (d) channels, including channel connecting Lake Pamamaroo to Lake Menindee, and inlet and outlet regulators necessary to control the inflow and outflow from each of Lakes Tandure, Pamamaroo, Menindee and Cawndilla and from the storage in the river and Lake Bijijie, together with reflux structure in Lake Menindee to control the outflow from Lake Cawndilla to the Darling River;
- (e) a stone weir for the purpose of blocking the entrance to Lake Speculation;
- (f) rail and road bridges and road deviations and culverts and other structures thereon;
- (g) fencing around the Lake storages and tree and scrub regeneration; and
- (h) works incidental thereto;

all for the purpose of creating storages totalling 2,015,000 acre-feet of water in the Darling River and Lakes Bijijie, Tandure, Pamamaroo, Menindee and Cawndilla.

(2) The whole of the works hereinbefore described to be subject to such modifications as may be deemed desirable by the Constructing Authority.
