

HUNTER VALLEY FLOOD MITIGATION
(AMENDMENT) ACT.

New South Wales



ANNO VICESIMO QUARTO

ELIZABETHÆ II REGINÆ

Act No. 61, 1975.

An Act to enable the area in respect of which works can be carried out under the Hunter Valley Flood Mitigation Act, 1956, to be enlarged by way of regulation; for this and other purposes to amend that Act; and for purposes connected therewith. [Assented to, 23rd October, 1975.]

BE

Hunter Valley Flood Mitigation (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by ^{No. 61, 1975} 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 "Hunter Valley Flood ^{Short title.} Mitigation (Amendment) Act, 1975".

2. The Hunter Valley Flood Mitigation Act, 1956, is ^{Amendment of Act No. 10, 1956.} amended—

(a) by inserting in the definition of "Hunter Valley" in ^{Sec. 2.} section 2 (1) after the word "River" the words ^(Interpretation.) " , and includes so much of any land, prescribed for

the purposes of this definition, that is outside that catchment area and is, as at the date of commencement of the Hunter Valley Flood Mitigation (Amendment) Act, 1975, inside the boundaries of the Shire of Coolah, Lake Macquarie, Mudgee, Murrurundi, Port Stephens or Rylstone";

(b) by omitting section 7 and by inserting instead the ^{Sec. 7.} following section :—

7. (1) Part II of the Water Act, 1912, section ^{Certain provisions of Water Act, 1912, not to apply to lower river.} 26D excepted, does not apply to the lower river.

(2) All licenses, permits and authorities for joint water supply schemes that were issued under ^{apply to lower river.} the provisions of Part II of the Water Act, 1912,

in

No. 61, 1975

in respect of works to which that Part extends and would, but for this subsection, be in force in respect of the lower river—

- (a) do not have any force; and
- (b) are revoked at the time when they cease to have any force by virtue of paragraph (a).

Sec. 8.
(Construction and use of levee banks, etc., in respect of lower river.)

- (c) by omitting from section 8 (3) (a) the words “the lower river, constructed or erected before the commencement of this Act” and by inserting instead the words “a part of the lower river, constructed or erected before the date that the portion of the Hunter Valley through which that part of the River flows was first prescribed for the purposes of section 2 (2) (a)”;

Sec. 40.
(Contribution by Trust to cost of works; programme of works to be submitted to Trust.)

- (d) (i) by omitting from section 40 (6) (a) the words “the Minister for Conservation” and by inserting instead the words “a Minister of the Crown (other than the Minister for Public Works) appointed by the Governor for the purposes of this subsection.”;
- (ii) by omitting from section 40 (6) (b) the words “The Minister for Conservation” and by inserting instead the words “The Minister appointed pursuant to paragraph (a)”;

Sec. 41.
(Payment of contribution by Trust.)

- (e) (i) by omitting from section 41 (1) the words “Minister for Conservation having made” and by inserting instead the words “making of”;

(ii)

Hunter Valley Flood Mitigation (Amendment).

- (ii) by omitting from section 41 (1) the words No. 61, 1975
"by the Minister for Conservation";
- (iii) by omitting from section 41 (2) the word
"Colonial".

METROPOLITAN