

FINANCES ADJUSTMENT ACT.

Act No. 27, 1932.

George V.
No. 27, 1932.

An Act to make provision for reducing in certain cases the charges on public funds; to make further provision in relation to the rate of interest to be paid on certain debts to the Crown and to certain statutory bodies; to amend the Widows' Pensions Act, 1925-1929, the Family Endowment Act, 1927-1932, the Prevention and Relief of Unemployment Act, 1930-1932, the Government Relief Administration Act, 1930, the Local Government Act, 1919, the Crown Lands Consolidation Act, 1913, the Closer Settlement Acts, the Prickly-pear Acts, 1924-1930, the Pastures Protection Act, 1912, the Western Lands Act of 1901, and certain other Acts; and for purposes connected therewith. [Assented to, 25th October, 1932.]

BE

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:—

PART I.

PRELIMINARY.

1. This Act may be cited as the "Finances Adjustment Act, 1932." Short title.

2. This Act is divided into Parts as follows:—

Division
into Parts.

PART I.—PRELIMINARY.

PART II.—REDUCTION OF INTEREST.

PART III.—AMENDMENT OF PREVENTION AND RELIEF OF UNEMPLOYMENT ACT, 1930-1932.

PART IV.—AMENDMENT OF WIDOWS' PENSIONS ACT, 1925-1929.

PART V.—AMENDMENT OF FAMILY ENDOWMENT ACT, 1927-1932.

PART VI.—AMENDMENT OF GOVERNMENT RELIEF ADMINISTRATION ACT, 1930.

PART II.

REDUCTION OF INTEREST.

3. (1) Subsection two of this section shall apply to and in respect of all debts to the Crown, to the Water Conservation and Irrigation Commission or to a Pastures Protection Board, incurred before the commencement of this section, under or by operation of any of the following enactments, namely:—

- The Crown Lands Consolidation Act, 1913;
- The Returned Soldiers Settlement Act, 1916;
- The Closer Settlement Acts;

The

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The Prickly-pear Act, 1924.
 The Pastures Protection Act, 1912;
 The Western Lands Act of 1901;
 The Wentworth Irrigation Act;
 The Hay Irrigation Act, 1902;
 The Irrigation Act, 1912;
 The Water Act, 1912;
 Part XIV or Part XXVI of the Local Government
 Act, 1919;
 The Grafton and South Grafton Water Supply
 Administration Act, 1915;

or any Act amending any of such enactments.

Interest on
 debts
 incurred
 before
 1st January,
 1933.

(2) Where on the thirty-first day of December, one thousand nine hundred and thirty-two, a debt to which this section applies bears interest at a rate exceeding four pounds per centum per annum, the rate of interest shall, as from the first day of January, one thousand nine hundred and thirty-three, be reduced to four pounds per centum per annum.

Amendment
 of
 Act No. 43,
 1915, s. 24
 (2).

(3) The Broken Hill Water Supply Administration Act, 1915, is amended by omitting from paragraph (c) of subsection two of section twenty-four the words "four and one-half" and by inserting in lieu thereof the word "four."

Commence-
 ment.

(4) This section shall commence upon the first day of January, one thousand nine hundred and thirty-three.

PART III.

AMENDMENT OF PREVENTION AND RELIEF OF UNEMPLOYMENT ACT, 1930-1932.

Commence-
 ment.

4. (1) This section shall be deemed to have commenced on the first day of July, one thousand nine hundred and thirty-two.

(2)

(2) The Prevention and Relief of Unemployment Act, 1930-1932, as amended by the Prevention and Relief of Unemployment (Further Amendment) Act, 1932, is amended—

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Amendment
of Act
No. 34, 1930.

(a) by omitting from subsection one of section two the definition of "Fund";

Sec. 2.

(b) (i) by omitting from paragraph (c) of section six the words "from the Unemployment Fund" and by inserting in lieu thereof the words "as appropriated by Parliament from the Consolidated Revenue Fund";

Sec. 6 (c).

(ii) by omitting from the same paragraph the words "the fund" and by inserting in lieu thereof the words "the Consolidated Revenue Fund";

(c) by omitting from section eight the word "fund" wherever occurring and by inserting in lieu thereof the words "Consolidated Revenue Fund";

Sec. 8.

(d) by omitting sections twelve and thirteen;

Secs. 12, 13.

(e) by omitting from subsection three of section twenty-three the words "Unemployment Relief Fund" and by inserting in lieu thereof the words "Consolidated Revenue Fund."

Sec. 23 (3).

(3) The Prevention and Relief of Unemployment (Amendment) Act, 1930, is amended by omitting paragraph (a) of section three.

Consequential
amendment of
Act No. 30,
1930, s. 3 (a).

(4) The Prevention and Relief of Unemployment (Amendment) Act, 1931, is amended by omitting paragraph (b) of section two.

Consequential
amendment of
Act No. 26,
1931, s. 2 (b).

(5) The Prevention and Relief of Unemployment (Further Amendment) Act, 1932, is amended by omitting paragraph (b) of section two.

Consequential
amendment of
Act No. 15,
1932, s. 2 (b).

(6) Any reference to the Unemployment Relief Fund in any Act, regulations or other instrument shall be construed as a reference to the Consolidated Revenue Fund.

References
to Unemploy-
ment Relief
Fund.

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PART IV.

AMENDMENT OF WIDOWS' PENSIONS ACT, 1925-1929.

Construction
and
commence-
ment.

5. (1) This Part of this Act shall be read and construed with the Widows' Pensions Act, 1925-1929.

(2) The Widows' Pensions Act, 1925-1929, as amended by this Part of this Act, may be cited as the "Widows' Pensions Act, 1925-1932."

(3) This Part of this Act shall commence upon a date to be appointed by the Governor and notified by proclamation published in the Gazette.

Amendment of
Act No. 23,
1925.

6. The Widows' Pensions Act, 1925-1929, is amended—

Sec. 13.

(a) by omitting paragraph (d) of subsection three of section thirteen and by inserting in lieu thereof the following paragraph:—

(d) the value of the real and personal property owned by the widow and/or her children exceeds one thousand pounds; the value of any house in which the widow and her children reside, and also the value of any furniture and other personal effects to be disregarded.

For the purposes of this paragraph the registrar may, with the approval of the Minister and in special circumstances disregard any property either wholly or in part.

Sec. 14.

(b) (i) by omitting from subsection one of section fourteen the words "one pound" and by inserting in lieu thereof the words "seventeen shillings and sixpence";

(ii) by omitting from the same subsection the words "ten shillings" and by inserting in lieu thereof the words "eight shillings and ninepence";

(iii) by omitting from subsection two of the same section the word "twenty-six" and by inserting in lieu thereof the word "thirty-nine";

(c)

- (c) (i) by inserting at the end of paragraph (c) of subsection one of section fifteen the words "For the purposes of this paragraph the registrar may, with the approval of the Minister and in special circumstances disregard any property either wholly or in part";
- (ii) by omitting subsection two of the same section.

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Sec. 15.

PART V.

AMENDMENT OF FAMILY ENDOWMENT ACT, 1927-1932.

7. (1) This section shall commence upon a date to be appointed by the Governor and notified by proclamation published in the Gazette.

Commence-
ment.

(2) The Family Endowment Act, 1927-1932, is amended—

Amendment of
Act No. 39,
1927.

- (a) by inserting at the end of subsection one of section twelve the following words: "Where at the date of the claim the mother or her spouse is actually in an employment the wages for which are regulated by an award or industrial agreement made under the Industrial Arbitration Act, 1912, as amended by subsequent Acts.

Sec. 12.

- (b) by inserting next after section twelve the following new section:—

New sec. 12A.

12A. Where a mother or her spouse is not actually in any such employment as is referred to in subsection (1A) of section twelve of this Act, a family allowance at a weekly rate may be paid to the mother for the maintenance, training and advancement of each of her children.

Family
allowances
to mothers.

The weekly rate of any family allowance under this section shall be determined in accordance with the regulations.

The

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The circumstances in which and the conditions under which any family allowance may be paid to or received by a mother under this section, and the manner in which the payment may be authorised and made shall be as prescribed by the regulations; and without prejudice to the generality of this provision the regulations may provide for the application to and in respect of family allowances under this section of all or any of the provisions of this Act relating to endowments, with such modifications and additions as the Governor may think fit.

Commence-
ment.

S. (1) This section shall be deemed to have commenced upon the first day of July, one thousand nine hundred and thirty-two.

Amendment
of Act
No. 39, 1927.
Sec. 2.

(2) The Family Endowment Act, 1927-1932, is amended—

(a) by omitting from section two the words and symbols "Family Endowment Fund—ss. 39-43" and by inserting in lieu thereof the words and symbols "Finance—ss. 39-43c";

Sec. 3.

(b) by omitting the definition of "Fund" in section three and by inserting in lieu thereof the following definition:—

"Fund" means the Consolidated Revenue Fund.

Sec. 4 (2).

(c) by omitting from subsection two of section four the words "Family Endowment Fund" and by inserting in lieu thereof the words "Consolidated Revenue Fund";

Part IV.

(d) by omitting the heading of Part IV and by inserting in lieu thereof the heading "Finance";

Sec. 39.

(e) (i) by omitting subsection one of section thirty-nine and by inserting in lieu thereof the following subsection:—

(1) All moneys expended under or for the purposes of this Act shall be paid out of the Consolidated Revenue Fund by annual appropriations, and all moneys received under this Act shall be paid into the Consolidated Revenue Fund.

(ii)

- (ii) by omitting subsections two and three of the same section; No. 27, 1932.
 - (iii) by omitting from subsection four of the same section the word "fund" and by inserting in lieu thereof the words "Consolidated Revenue Fund";
 - (iv) by omitting subsections six and seven of the same section;
 - (f) by omitting section forty; Sec. 40.
 - (g) by omitting from subsection one of section 40A the words "to the Family Endowment Fund"; Sec. 40A.
 - (h) by omitting from sections forty-two, 43E and 43G the words "Family Endowment Fund" wherever occurring and by inserting in lieu thereof the words "Consolidated Revenue Fund"; Secs. 42, 43E, 43G.
 - (i) by omitting from section 43J the word "fund" and by inserting in lieu thereof the words "Consolidated Revenue Fund." Sec. 43J.
- (3) Any reference to the Family Endowment Fund in any Act, regulation or other instrument shall be construed as a reference to the Consolidated Revenue Fund. References to Family Endowment Fund.

PART VI.

AMENDMENT OF GOVERNMENT RELIEF ADMINISTRATION Act, 1930.

9. (1) This Part of this Act shall commence upon the date of the commencement of the Government Relief Administration Act, 1930. Commencement.

(2) The Government Relief Administration Act, 1930, is amended— Amendment of Act No. 24, 1930.

- (a) (i) by inserting in subsection one of section two after the word "may" the words "upon the recommendation of the Public Service Board"; Sec. 2.
- (ii) by inserting at the end of the same subsection the following words: "A person shall not be qualified for appointment under this subsection unless he is an officer of the Public Service";
- (iii)

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- (iii) by omitting from subsection two of the same section the word "not";
- (iv) by omitting subsections three, four and five of the same section and by inserting in lieu thereof the following subsection:—

(3) In the administration of this Act the Under Secretary of the Chief Secretary's Department shall be the permanent head within the meaning of the Public Service Act, 1902, and any Act amending the same.

Sec. 3 (1).

- (b) (i) by omitting from subsection one of section three all words from the commencement of the subsection down to and including the word "expenditure" and by inserting in lieu thereof the words "The Minister is hereby charged with the administration of the Widows' Pensions Act, 1925-1929, the Family Endowment Act, 1927-1932, and section fourteen of the Child Welfare Act, 1923, and any amendment thereof. The Minister is also charged with the duty of controlling and co-ordinating the expenditure";
- (ii) by inserting in paragraph (a) of the same subsection after the words "the issue of" the words "cash payments";

Sec. 3 (2).

- (c) by omitting subsection two of section three and by inserting in lieu thereof the following subsection:—

(2) The Public Service Board shall make such transfers or readjustments of officers and employees employed at the date of the commencement of this Act in the administration of the enactments referred to in subsection one of this section or in connection with the expenditure of public moneys on the objects enumerated in that subsection and such reallocations of the duties of such officers and employees as will ensure the establishment and continuance under the Director of Government Relief of a proper standard of efficiency and economy for carrying out the duties conferred and functions imposed by this Act or by the regulations made thereunder. (d)

- (d) by omitting from subsection three of section three the word "Director" and by inserting in lieu thereof the word "Minister"; No. 27, 1932.
Sec. 3 (3).
- (e) by omitting from subsection four of section three the word "Director" and by inserting in lieu thereof the word "Minister"; Sec. 3 (4).
- (f) (i) by omitting from subsection one of section four the words "Director shall" and by inserting in lieu thereof the words "Minister may"; Sec. 4. 1
- (ii) by omitting from subsection two of the same section the words "Director may enter" and by inserting in lieu thereof the words "Minister may cause to be entered";
- (iii) by omitting from subsection three of the same section the word "Director" and by inserting in lieu thereof the word "Minister";
- (iv) by omitting from subsection three of the same section all words following the word "register";
- (v) by inserting after subsection three of the same section the following new subsection:—
 (4) Any person who discloses any information contained in the register save in the course of his official duties or under the authority of subsection three of this section shall be liable upon summary conviction to a penalty not exceeding ten pounds.
- (g) by inserting at the end of subsection one of section eight the following paragraph:— Sec. 8. 111

Without prejudice to the generality of the foregoing provision the regulations may provide for the constitution of one or more advisory committees which shall exercise and discharge such powers, duties, authorities, and functions in relation to the execution of this Act as may be specified in the regulations.