

## LOCAL GOVERNMENT (COUNTY COUNCILS) AMENDMENT ACT.

Act No. 48, 1924.

**George V, No. 48.** An Act to make further provision for the constitution of county councils; to amend the Local Government Act, 1919; and for purposes connected therewith. [Assented to, 23rd December, 1924.]

**B**E 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.** (1) This Act may be cited as the "Local Government (County Councils) Amendment Act, 1924."

(2) In this Act the expression "the Principal Act" means the Local Government Act, 1919 (as amended by subsequent Acts).

Amendment of Act No. 41, 1919. Sec. 561.

**2.** The Principal Act is amended—

(a) by inserting in section five hundred and sixty-one, after subsection one, the following new subsection:—

1A. A municipality or shire or part thereof may be included in a county district notwithstanding that it may already be part of another county district constituted under this Act.

Sec. 562.

(b) by omitting section five hundred and sixty-two and by inserting in lieu thereof the following new section:—

Constitution of county councils.

562. (1) For each county district there shall be a county council composed of the delegates elected as provided in this section.

(2)

(2) Subject to the provisions of this section, each area included or partly included in a county district shall be a county electorate, and the council of such area shall be entitled to elect one delegate to the county council.

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(3) In any special case where it seems just so to do, the Minister may authorise the council of any such area to elect more than one delegate.

(4) Where the number of councils concerned is less than three the Minister may fix the number of delegates to be elected at any number not exceeding seven, and may also fix the number of delegates to be elected for each county electorate.

(5) The Minister may by notification in the Gazette combine two or more councils concerned into a combined county electorate, and from time to time appoint the number of delegates to be elected by such electorate. The Minister shall before so combining any councils concerned have regard to the number, population, and value of the ratable land in the areas of the councils concerned, so far as the areas are included in the county district, and to the extent to which the operations of the county council will be carried on or affect each of the councils concerned, and the representations made to him by any of such councils.

(6) In a county electorate comprising the whole or part of one area only, the delegate shall be elected by the council of that area.

(7) In a combined county electorate the delegate shall be elected by the councils of the areas comprised therein jointly in such manner as may be prescribed.

(8) A delegate shall be elected from among the members of the councils concerned, and upon ceasing to be a member of any such council a delegate shall vacate his office.

(9)

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(9) The first general election of delegates to a county council shall be held upon a date specified in the proclamation constituting the county district.

(10) Each subsequent general election of a county council shall be held at the prescribed time and in the prescribed manner after each general election of a constituent council; and upon such election the term of office of the delegate theretofore representing the county electorate shall end: Provided that, where there are more delegates than one representing an electorate, and where less than the full number are elected at a subsequent election, the question who are to be the retiring delegates shall be decided by lot.

(11) Where the office of a delegate becomes vacant between the general elections of the county council, an extraordinary election shall be held forthwith of a delegate to fill the vacancy until the next general election.

(12) In the case of a combined county electorate the Minister may, from time to time, appoint one of the constituent councils or the county council to arrange for and manage elections.

(13) A delegate may resign his office by letter to the county council. The county council shall thereupon advise the electorate which elected him, or in the case of a combined county electorate the council, if any appointed, to arrange for and manage elections.

(14) The council by which any election is held or managed shall forthwith advise the county council of the election of a delegate;

Sec. 573.

(c) by inserting at the end of subsection one of section five hundred and seventy-three the following new paragraph:—

(c) the conduct, management, and control of elections of delegates to county councils;