

SYDNEY CORPORATION (AMENDMENT) ACT.

Act No. 23, 1932.

George V.
No. 23, 1932.

An Act to alter the dates upon which the triennial elections of aldermen of the City of Sydney shall be held; to extend the term of office of the aldermen of the City of Sydney at present holding office; to validate certain acts of the Municipal Council of Sydney and of the Governor in relation to the exercise of borrowing powers; to reduce the rate of charge on overdue rates under the Local Government Act, 1919, as amended by subsequent Acts; to amend the Sydney Corporation Act, 1902, the Sydney Corporation Amendment Act, 1905, the Local Government Act, 1919, and certain other Acts; and for purposes connected therewith. [Assented to, 10th October, 1932.]

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. (1) This Act may be cited as the "Sydney Corporation (Amendment) Act, 1932."

(2) This Act shall be read and construed with the Sydney Corporation Act, 1902, as amended by subsequent Acts.

The Sydney Corporation Act, 1902, as so amended, is referred to in this Act as the Principal Act.

2.

2. (1) The Principal Act is amended by omitting from section eighteen the words " one thousand nine hundred and thirty-two " and by inserting in lieu thereof the words " one thousand nine hundred and thirty-three."

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**Amendment
of Act No.
35, 1902,
s. 18.**

(Elections.)

(2) The aldermen of the City of Sydney in office at the commencement of this Act may, subject to the provisions of the Principal Act, as amended by this Act, remain in office until the election of aldermen in the year one thousand nine hundred and thirty-three is held under section eighteen of the Principal Act, as amended by this Act, and shall then retire from office but may at such election be re-elected if otherwise qualified.

3. The Principal Act is further amended by omitting from section sixty-nine the word " nine " and by inserting in lieu thereof the word " seven."

**Further amend-
ment of Act
No. 35, 1902,
s. 69.
(Quorum.)**

4. (1) The Principal Act is further amended by inserting after section one hundred and twenty-two the following new section:—

**Further amend-
ment of Act
No. 35, 1902.
New s. 122A.**

122A. Notwithstanding anything in this or any other Act contained, if the council has caused a valuation of the unimproved capital value of all ratable property in the city to be made and if by reason of the fact that any appeals against such valuation have not been decided by the Land and Valuation Court or the court of petty sessions, as the case may be, the ward assessment books (in this section referred to as the new ward assessment books) have not been confirmed by the council and signed by the town clerk before the day upon which the rate upon the unimproved capital value is made payable in accordance with section one hundred and twenty-two of this Act, or where the rate is made payable upon several days the first of such days, then and in such case the respective persons liable to pay the rates as levied shall pay such rates upon the assessed ratable properties within the city according to the assessments in the ward assessment books in force on the day upon which the rate is made payable, but the council shall, after the confirmation of the new ward assessment books in the manner by this Act provided, in all cases where the value in the new ward assessment books of the unimproved capital value

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value of the ratable property is either less or more than the value of the unimproved capital value of such property upon which the rate is payable, refund the excess rate where the value is less than the unimproved capital value upon which the rate is payable, and shall be entitled to and shall recover as arrears of rates the amount short paid where the said value is more than the unimproved capital value upon which the rate is payable.

(2) Subsection one of this section shall be deemed to have commenced upon the fifteenth day of September, one thousand nine hundred and thirty-one.

**Amendment
of Act No.
39, 1905,
s. 23.**

**(Rate of
interest
on loans.)**

5. (1) The Sydney Corporation Amendment Act, 1905, as amended by subsequent Acts, is amended by omitting from paragraph (a) of section twenty-three the words "and approved by the Governor" and by inserting in lieu thereof the words "but not exceeding the rate approved by the Governor in respect of the particular borrowing."

(2) Subsection one of this section shall be deemed to have commenced upon the eighth day of November, one thousand nine hundred and seventeen.

**Amendment
of Act No.
41, 1919,
s. 158.**

6. (1) The Local Government Act, 1919, as amended by subsequent Acts, is amended by omitting from subsection two of section one hundred and fifty-eight the word "seven" and by inserting in lieu thereof the word "five."

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

(3) Where before the commencement of this Act any person has paid the charge imposed by section one hundred and fifty-eight of the Local Government Act, 1919, as amended by subsequent Acts, upon rates due in respect of the year one thousand nine hundred and thirty-two, such person shall be entitled to a refund of the amount overpaid or to have the overpayment credited to him on account of rates for the year one thousand nine hundred and thirty-three.