

**ELECTRICITY DEVELOPMENT (AMENDMENT)
ACT.**

Act No. 22, 1964.

An Act to make provisions whereby the lighting of traffic routes may be extended and improved; to provide for the constitution of the Traffic Route Lighting Subsidy Account; for these and other purposes to amend the Electricity Development Act, 1945-1963, and certain other Acts; and for purposes connected therewith. [Assented to, 12th May, 1964.]

**Elizabeth II,
No. 22, 1964**

BE

Electricity Development (Amendment) Act.

No. 22, 1964

BE it enacted by the Queen'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 and citation.

1. (1) This Act may be cited as the "Electricity Development (Amendment) Act, 1964".

(2) The Electricity Development Act, 1945, as amended by subsequent Acts and by this Act, may be cited as the Electricity Development Act, 1945-1964.

Amendment of Act No. 13, 1946.

2. The Electricity Development Act, 1945, as amended by subsequent Acts, is amended—

Sec. 3.
(Division into Parts.)

(a) by inserting in section three next after the matter relating to Part IV the following new matter :—

**PART IVA.—TRAFFIC ROUTE LIGHTING—ss.
19A–19E.**

Sec. 9.
(Powers of Authority.)

(b) by inserting next after paragraph (c) of subsection one of section nine the following new paragraph :—

(ci) to promote the installation, extension and improvement of the lighting of public roads and without limiting the generality of the foregoing to exercise the powers and authorities conferred by Part IVA of this Act on the Authority in relation to the installation, extension and improvement of the lighting of traffic routes ;

New Part IVA.

(c) by inserting next after section nineteen the following new Part :—

PART IVA.

TRAFFIC ROUTE LIGHTING.

19A. In this Part—

"Council" means a council of an area under the Local Government Act, 1919, as amended by subsequent Acts.

Interpretation.

"Traffic

“Traffic route” means a public road within the meaning of the Local Government Act, 1919, as amended by subsequent Acts,—

No. 22, 1964

- (a) which has been proclaimed or declared as a main or secondary road under the Main Roads Act, 1924, as amended by subsequent Acts; or
- (b) which, if not so proclaimed or declared, the Authority has, by reason of the volume of vehicular or pedestrian traffic carried thereon, determined requires lighting to a standard approved by the Authority.

19B. (1) There shall be constituted an account in the Special Deposits Account in the Treasury to be called the “Traffic Route Lighting Subsidy Account” consisting of such moneys as are required to be paid into that Account by this Part of this Act.

Traffic
Route
Lighting
Subsidy
Account.

(2) The Traffic Route Lighting Subsidy Account shall be used only for the purposes authorised by this Act and the provisions of subsection two of section sixteen and section nineteen of this Act shall apply, mutatis mutandis, to and in respect of that Account.

19C. (1) The Commissioner for Main Roads shall on or before the thirtieth day of June in the year one thousand nine hundred and sixty-four and every year thereafter pay into the Traffic Route Lighting Subsidy Account an amount equal to one-third of one per centum of the moneys received by

Payments
to Traffic
Route
Lighting
Subsidy
Account.

the

No. 22, 1964

the Commissioner for Main Roads from the Treasurer pursuant to paragraph (a) of subsection one of section ten and paragraph (a) of subsection one of section twenty of the Main Roads Act, 1924, as amended by subsequent Acts, during the year ended the thirtieth day of June preceding the thirtieth day of June on or before which such payment is to be made.

No payment by the Commissioner for Main Roads shall in respect of any one year exceed the sum of seventy-five thousand pounds.

(2) The Electricity Commission of New South Wales shall in the year one thousand nine hundred and sixty-four and every year thereafter pay to the Treasurer for credit of the Traffic Route Lighting Subsidy Account an amount equal to the amount required by subsection one of this section to be paid into that Account by the Commissioner for Main Roads in the same year.

The amount so to be paid by the Electricity Commission of New South Wales shall be paid in such sum or sums at such time or times and in such manner as the Minister may from time to time by notices to the said Commission require.

(3) On or before the thirtieth day of June in the year one thousand nine hundred and sixty-four and every year thereafter the Treasurer shall pay into the Traffic Route Lighting Subsidy Account out of moneys provided by Parliament an amount equal to the amount required by subsection one of this section to be paid into that Account by the Commissioner for Main Roads in the same year.

(4) On or before the thirtieth day of June in the year one thousand nine hundred and sixty-four and every year thereafter there shall be paid into the Traffic Route Lighting Subsidy Account from the Local Government Assistance Fund in the
Special

Special Deposits Account in the Treasury such amount (being not less than the amount required by subsection one of this section to be paid into the Traffic Route Lighting Subsidy Account by the Commissioner for Main Roads in the same year) as may be determined by the Minister. No. 22, 1964

19D. (1) The Authority may with the approval of the Minister out of the Traffic Route Lighting Subsidy Account grant annual subsidies to councils for the lighting, to a standard approved by the Authority, of traffic routes. Payments of subsidies out of Account.

(2) Before granting any subsidy as aforesaid the Authority may require a council to enter into an agreement with the Authority to secure the carrying out of the purposes for which, and the terms and conditions upon and subject to which, such subsidy is granted.

19E. (1) Where a subsidy is granted to a council under this Part of this Act for the lighting of traffic routes within its area the electricity supply authority (including an electricity supply authority being a council) for that area shall contribute annually towards the annual charges for such lighting an amount equal to the amount of the subsidy payable annually to the council by the Authority under section 19D of this Act. Contribution towards subsidy by Electricity Supply Authorities.

(2) A council may, notwithstanding the provisions of the Local Government Act, 1919, as amended by subsequent Acts, charge the contribution payable by it under subsection one of this section against the Electricity Works Trading Fund established by the council under that Act, as so amended.

(3) Where the electricity supply authority is a person with whom a council has made an agreement to supply electric current to the public as provided in section four hundred and twenty of the Local Government Act, 1919, as amended by subsequent Acts, the electricity supply authority may,

374 **Government Railways and Transport (Amendment) Act.**

No. 22, 1964
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may, notwithstanding the terms of such agreement, increase charges to consumers for the supply of electricity so that the amount by which such charges are increased shall be sufficient to reimburse the electricity supply authority the contribution it is required to make annually under subsection one of this section towards the annual charges for lighting traffic routes.
