

LIBRARY (AMENDMENT) ACT

New South Wales



ANNO UNDEVICESIMO

ELIZABETHÆ II REGINÆ

Act No. 86, 1970.

An Act relating to the borrowing of books from libraries provided, controlled and managed by councils which have adopted the Library Act, 1939; for this purpose to amend that Act; and for purposes connected therewith. [Assented to, 9th December 1970.]

BE

Library (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by No. 86, 1970 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 "Library (Amendment) Act, 1970". Short title.

2. The Library Act, 1939, is amended—

Amendment
of Act No.
40, 1939.

(a) by omitting from paragraph (c) of subsection one of section ten the words "Any person" and by inserting in lieu thereof the words "Subject to paragraph (b) of this subsection, any person"; Sec. 10.
(Require-
ments
relating to
libraries.)

(b) by omitting subsection two of the same section and by inserting in lieu thereof the following subsections:—

(2) Nothing in subsection one of this section shall preclude a council from determining—

(a) the maximum number of books or the maximum number of books of a particular class of books which a person may at any one time borrow from the library for use upon or away from the premises of the library; or

(b) the limitations, restrictions and conditions subject to which any particular book or class of books shall be available for use upon or away from the premises of the library.

(2A)

Library (Amendment).

No. 86, 1970

(2A) Notwithstanding anything in subsection two of this section—

- (a) no determinations under that subsection shall be made which require, or shall have the effect of requiring, the payment of charges by persons borrowing books which they are authorised to borrow under paragraph (a) or (b) of subsection one of this section without charge; and
- (b) no determinations under that subsection, in so far as they are applicable in respect of any one or more books classified as being of literary, informative or educational value (as referred to in paragraph (b) of subsection one of this section), shall be made, or have effect, so as to differ in their operation (except as regards the payment of the charge referred to in subparagraph (ii) of this paragraph) as between—
 - (i) persons who may borrow such one or more books under paragraph (b) of subsection one of this section without charge; and
 - (ii) persons who may borrow such one or more books under paragraph (c) of that subsection upon payment of a charge.

(2B) Notwithstanding anything in this section, no person is entitled to borrow from a library for use by him away from the premises of the library any book of the library classified by the librarian of the library as a reference book.

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