

CHAFFEY DAM ACT.

New South Wales



ANNO VICESIMO TERTIO

ELIZABETHÆ II REGINÆ

Act No. 60, 1974.

An Act to sanction and provide for the construction of a dam on the Peel River about 43 kilometres south-east of Tamworth and works incidental thereto; to amend the Public Works Act, 1912; and for purposes connected therewith. [Assented to, 16th October, 1974.]

BE

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BE it enacted by the Queen's Most Excellent Majesty, by **No. 60, 1974**
 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 "Chaffey Dam Act, Short title.
 1974".

2. (1) In this Act—

Interpreta-
 tion.

"Commission" means the Water Conservation and
 Irrigation Commission constituted under the
 Irrigation Act, 1912;

"scheduled works" means the works described in the
 Schedule, subject to such modifications and
 deviations as may be deemed necessary or desirable
 by the Commission.

(2) The sites of the various works comprising the
 scheduled works are shown on the plan marked "Peel River
 Proposed Chaffey Dam", sealed with the seal of the Com-
 mission, deposited in the head office of the Commission and
 catalogued No. 46/999.

3. (1) The carrying out of the scheduled works is hereby
 sanctioned. Scheduled
 works
 sanctioned.

(2) The Commission is empowered to carry out the
 scheduled works and for the purpose of so doing may do all
 such things, including entering into contracts, as it may
 consider necessary.

4. The cost of carrying out the scheduled works
 estimated at \$14,400,000, shall not be exceeded by more than
 10 per centum. Estimated
 cost not
 to be
 exceeded by
 more than
 10 per
 centum.

5.

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No. 60, 1974 **5.** (1) The scheduled works shall be deemed to be authorised works within the meaning of the Public Works Act, 1912 (in this section referred to as "the Act").

Application
of Public
Works Act,
1912.

(2) For the purpose of the scheduled works the Commission shall be the Constructing Authority within the meaning of the Act.

(3) The provisions of the Act, other than sections 34, 35, 36 and 37, shall apply to and in respect of the scheduled works.

(4) Without prejudice to the generality of the other provisions of this section, the provisions of section 38 of the Act shall apply to and in respect of a contract made or to be made under section 3 (2).

**Amendment
of Act No.
45, 1912.
Sec. 126.** **6.** For the purposes of this Act, the Public Works Act, 1912, is amended by inserting at the end of section 126 (2) the following proviso :—

(Compensa-
tion to be
paid within
one
month.)

Provided further that such interest shall not be paid for any period during which delay in fixing the amount of compensation or in making out title has, without reasonable excuse, been caused by the act or default of the person to whom that compensation is payable.

SCHEDULE.

Chaffey Dam.

SCHEDULE.

No. 60, 1974

Description of Works.

Sec. 2.

1. Works for or associated with the improvement of the supply of water in the Peel River, for the purposes of irrigation and to augment the water supply to the city of Tamworth, comprising the construction of—

- (a) a dam across the Peel River about 43 kilometres south-east of the city of Tamworth, within portion 149, Parish of Dungowan, County of Parry, and lot 6 Filed Plan 37282 being part of the Peel River Land and Mineral Company's Estate, of a height sufficient to store about 62,000 megalitres of water;
- (b) spillway and outlet works for regulating the discharge of water from the storage; and
- (c) works incidental to the works specified in paragraphs (a) and (b).

2. The construction of roads of access to the works referred to in item 1 and the borrow areas and quarries referred to in item 6.

3. The relocation and reconstruction of existing roads and the relocation and re-establishment of other existing services rendered necessary by the carrying out of any works referred to in items 1 and 2.

4. The construction or reconstruction of structures incidental to the works referred to in items 2 and 3.

5. Works necessary to prevent siltation within the storage and for the protection of the foreshores of the storage.

6. The establishment of borrow areas for soil, sand and gravel and quarries for rock and aggregates required for carrying out the works referred to in items 1 to 5 inclusive and item 7.

7. Such works for the protection of the environment as may be deemed necessary or desirable by the Commission as a consequence of carrying out any of the works referred to in items 1 to 6 inclusive.

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