

**MISCELLANEOUS ACTS (RURAL ASSISTANCE) REPEAL
AND AMENDMENT ACT 1989 No. 98**

NEW SOUTH WALES



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**MISCELLANEOUS ACTS (RURAL ASSISTANCE) REPEAL AND
AMENDMENT ACT 1989 No. 98**

NEW SOUTH WALES



Act No. 98, 1989

An Act to amend and repeal certain Acts as a consequence of, and in connection with, the enactment of the Rural Assistance Act 1989. [Assented to 13 June 1989]

*Miscellaneous Acts (Rural Assistance) Repeal and Amendment 1989***The Legislature of New South Wales enacts:****Short title**

1. This Act may be cited as the Miscellaneous Acts (Rural Assistance) Repeal and Amendment Act 1989.

Commencement

2. This Act commences on a day or days to be appointed by proclamation.

Repeal of Act No. 33, 1932 and Act No. 62, 1971

3. The Rural Assistance Act 1932 and the Rural Assistance Act 1971 are repealed.

Amendments

4. Each Act specified in Schedule 1 is amended as set out in that Schedule.

SCHEDULE 1—AMENDMENTS

(Sec. 4)

Closer Settlement (Amendment) Act 1909 No. 21—**Schedule (Undertaking by Applicant for a Settlement Purchase)—**

Omit “either its General Bank Department or from its Closer Settlement Agency or partly from one and partly from the other”, insert instead “its General Bank Department”.

Closer Settlement and Returned Soldiers Settlement (Amendment) Act 1927 No. 14—**Section 2 (Appraisalment of price or value)—**

Omit section 2 (5A).

Crown Lands Consolidation Act 1913 No. 7—**(1) Section 143A (Capital value)—**

Omit section 143A (4A).

(2) Section 167 (Appraisalment of capital value of conditional purchases, conditional leases, homestead selections, conditional purchase leases, homestead farms, suburban holdings, suburban holding purchases, settlement leases, or Crown-leases)—

Omit section 167 (3A).

(3) Section 167A (Appraisalment of rents of homestead selections, homestead farms, suburban holdings, conditional purchase leases, conditional leases, settlement leases, Crown-leases and special leases)—

Omit section 167A (2A).

Miscellaneous Acts (Rural Assistance) Repeal and Amendment 1989

SCHEDULE 1—AMENDMENTS—*continued*

Farm Water Supplies Act 1946 No. 22—

- (1) Section 2 (**Definitions**)—
 - (a) Omit the definition of “Bank”.
 - (b) After the definition of “Owner”, insert:

“Rural Assistance Authority” means the New South Wales Rural Assistance Authority constituted under the Rural Assistance Act 1989.
- (2) Section 5 (**Rural Assistance Authority to make advances**)—

Omit section 5 (2) and (3).
- (3) Section 16A (**Loan to Board**)—

Section 16A (6) (a)—
Omit “through its Rural Industries Agency”.
- (4) The whole Act—

Omit “Bank” wherever occurring, insert instead “Rural Assistance Authority”.

Hay Irrigation Act 1902 No. 57—

- (1) Section 17 (**Ministerial Corporation may let**)—

Section 17 (5)—
Omit “, whether made before or after the commencement of Division 4 of Part 4 of the State Bank Act 1981,”.
- (2) Section 27 (**Power to fix rates**)—

Section 27 (5)—
Omit “, whether payable at the commencement of Division 4 of Part 4 of the State Bank Act 1981, or becoming payable thereafter,”.

Irrigation Act 1912 No. 73—

- Section 11D (**Power to apply for reappraisal of rentals**)—
Omit section 11D (1A).

Public Authorities (Financial Arrangements) Act 1987 No. 33—

- (1) Schedule 1 (**Authorities**)—

Omit “Rural Assistance Board.”.
- (2) Schedule 1 (**Authorities**)—

Insert in appropriate alphabetical order:
New South Wales Rural Assistance Authority.

SCHEDULE 1—AMENDMENTS—*continued***Public Finance and Audit Act 1983 No. 152—**

Schedule 2 (Statutory Bodies)—

Insert in appropriate alphabetical order:

New South Wales Rural Assistance Authority.

Returned Soldiers Settlement Act 1916 No. 21—

Section 19 (Appraisal of soldiers' holdings)—

Omit section 19 (1c).

Soil Conservation Act 1938 No. 10—

(1) Section 3 (Definitions)—

Section 3 (1)—

Omit the definition of "Bank".

(2) Section 22A—

Before section 22B, insert:

Definition

22A. In this Part, "Authority" means the New South Wales Rural Assistance Authority constituted under the Rural Assistance Act 1989.

(3) Section 22D (Authority to make advances)—

(a) Section 22D (1)—

Omit "Bank", insert instead "Authority".

(b) Omit section 22D (2) and (3).

(4) Section 22F (Provision of money to meet costs and expenses)—

Omit "Bank", insert instead "Authority".

(5) Section 22G (Payment of advances)—

Section 22G (1)—

Omit "Bank", insert instead "Authority".

(6) Section 22I (Advances when machinery let etc.)—

Omit "Bank", insert instead "Authority".

(7) Section 22K (Repayment of advance secured by deed of charge)—

Section 22K (2), (4)—

Omit "Bank" wherever occurring, insert instead "Authority".

(8) Section 22M (Minister may carry out investigations, prepare estimates etc.)—

Section 22M (3)—

Omit "Bank" wherever occurring, insert instead "Authority".

*Miscellaneous Acts (Rural Assistance) Repeal and Amendment 1989*SCHEDULE 1—AMENDMENTS—*continued*(9) Section 22o (**Offences**)—

Omit “Bank” wherever occurring, insert instead “Authority”.

State Bank Act 1981 No. 89—(1) Section 5 (**Definitions**)—

Section 5 (1)—

Omit the definition of “irrigation area”.

(2) Section 40 (**Accounts for each agency**)—

Omit section 40 (4) (b) (iii).

(3) Part 4, Division 2 (**Rural Industries Agency**)—

Omit the Division.

(4) Part 4, Division 3 (**Advances to Settlers Agency**)—

Omit the Division.

(5) Part 4, Division 4 (**Irrigation Agency**)—

Omit the Division.

(6) Part 4, Division 5 (**Rural Assistance Agency**)—

Omit the Division.

Statutory and Other Offices Remuneration Act 1975 (1976 No. 4)—(1) Schedule 2 (**Public Offices**), Part 1—

Omit:

Director of the Rural Assistance Board.

Deputy Director of the Rural Assistance Board.

Assistant Director of the Rural Assistance Board.

(2) Schedule 2 (**Public Offices**), Part 1—

At the end of the Part, insert:

Chief Executive of the New South Wales Rural Assistance Authority.

War Service Land Settlement Act 1941 No. 43—(1) Section 2 (**Definitions**)—

After the definition of “Member of the forces”, insert:

“New South Wales Rural Assistance Authority” means the New South Wales Rural Assistance Authority constituted under the Rural Assistance Act 1989.

Miscellaneous Acts (Rural Assistance) Repeal and Amendment 1989

SCHEDULE 1—AMENDMENTS—*continued*

(2) Section 8DD (**Delegation of powers**)—

(a) Section 8DD (1)—

Omit “State Bank” wherever occurring, insert instead “New South Wales Rural Assistance Authority”.

(b) Section 8DD (2)—

Omit “section 66 of the State Bank Act 1981”, insert instead “section 39 of the Rural Assistance Act 1989”.

[*Minister's second reading speech made in—
Legislative Assembly on 10 May 1989
Legislative Council on 24 May 1989*]