

**HUNTER WATER BOARD (CORPORATISATION)
AMENDMENT ACT 1992 No. 77**

NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
 2. Commencement
 3. Amendment of Hunter Water Board (Corporatisation) Act 1991 No. 53, s. 61
(Disposal of waste products)
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Act No. 77, 1992

An Act to amend the Hunter Water Board (Corporatisation) Act 1991 with respect to the disposal of waste by the Hunter Water Corporation Limited. [Assented to 23 November 1992]

Hunter Water Board (Corporatisation) Amendment Act 1992 No. 77

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Hunter Water Board (Corporatisation) Amendment Act 1992.

Commencement

2. This Act commences on the date of assent.

Amendment of Hunter Water Board (Corporatisation) Act 1991 No. 53, s. 61 (Disposal of waste products)

3. Section 61 of the Hunter Water Board (Corporatisation) Act 1991 is amended by omitting subsection (3) and by inserting instead the following subsections:

(3) The exercise by the Corporation of a power conferred on it by this section does not constitute a trespass to land unless it results in loss or damage to the owner or occupier of the land that manifests itself in some physical way.

(4) A person's legal rights and remedies are not affected by any power conferred on the Corporation by this section, except as provided by subsection (3).

(5) An action that was disallowed by the operation of subsection (3) (as in force before the commencement of Hunter Water Board (Corporatisation) Amendment Act 1992) is allowed after the commencement of that Act. Proceedings for such an action may be taken as if the relevant cause of action accrued on the commencement of the Act.

*[Minister's second reading speech made in—
Legislative Assembly on 14 October 1992
Legislative Council on 17 November 1992]*