

Act 1994 No. 35

ELECTRICITY (BROKEN HILL) AMENDMENT BILL 1994

NEW SOUTH WALES



EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

The object of this Bill is to amend the Electricity Act 1945 to provide for the creation under that Act of an electricity distributor for Broken Hill and surrounding districts.

The Bill provides for the following:

- (a) the new electricity distributor will be called Broken Hill Electricity with an area of operations taking in Broken Hill City, Central Darling local government area and part of the Unincorporated area (the area of the State not within a local government area) prescribed by the regulations;
 - (b) the first board of directors of Broken Hill Electricity is to consist of the present members of the Electricity Committee of Broken Hill City Council with existing provisions of the Act applying thereafter to the election, nomination or appointment of directors of Broken Hill Electricity, subject to paragraph (c);
 - (c) in the future, the board of directors of Broken Hill Electricity will consist of 7 directors, with 5 nominated or elected by Broken Hill City Council, 1 nominated or elected by Central Darling Council and 1 appointed by the Minister to represent customers in the rest of the area of operations of the new distributor;
 - (d) Broken Hill Electricity will take over the existing electricity undertaking of Broken Hill City Council and the assets and liabilities of that undertaking, with existing staff of Broken Hill City Council who are employed in connection with the Council's electricity undertaking being transferred to Broken Hill Electricity and the General Manager (Electricity) of Broken Hill City Council becoming the General Manager of Broken Hill Electricity;
 - (e) the Minister can refer disputes arising under the transfer of undertaking provisions to arbitration with the decision of the arbitrator being final and binding on the parties.
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Clause 1 specifies the short title of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on a day or days to be appointed by proclamation.

Clause 3 is a formal provision giving effect to the Schedule of amendments to the Electricity Act 1945.

Schedule 1 contains the amendments to the Electricity Act 1945 described above.
