

Moira Board of Management (General) By-law 1989

[1989-492]



New South Wales

Status Information

Currency of version

Current version for 28 July 1989 to date (accessed 2 May 2024 at 20:31)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Note**

The [Moira Board of Management \(General\) By-law 1989](#) made under the *Private Irrigation Districts Act 1973* is on and from 1.1.2001 taken to be a by-law made under the [Water Management Act 2000](#). See clause 44 of Division 9 of Part 2 of Schedule 9 to the [Water Management Act 2000 No 92](#).

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 10 January 2001

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New South Wales

The Moira Board of Management, in pursuance of the *Private Irrigation Districts Act 1973*, hereby makes the following By-law:

1 Name of By-law

This By-law may be cited as the *Moira Board of Management (General) By-law 1989*.

2 Definitions

In this By-law:

Board means the Board of Management for the District.

District means the Moira Provisional Private Domestic and Stock Water Supply and Irrigation District as constituted by proclamation published in Gazette No 126 of 31 July 1987.

the Act means the *Private Irrigation Districts Act 1973*.

3 Annual general meeting of owners

- (1) The Chairman of the Board may convene an annual general meeting of owners, to be held once in every calendar year:
 - (a) in the August of that year, or
 - (b) at such other time, not being more than 15 months after the holding of the last preceding annual general meeting, as the Board may direct.
- (2) At each annual general meeting of owners, the Board shall present its audited books of account to members.

4 General meeting of owners

- (1) The quorum for a general meeting of owners shall be 15 owners present in person.
- (2) If, within 30 minutes after the time appointed for a general meeting of owners

convened pursuant to a requisition under section 69 (2) of the Act, a quorum is not present, the meeting shall be postponed.

- (3) Motions put to a vote at a general meeting of owners shall be decided by a poll taken in such manner as the Chairman of the meeting may direct.
- (4) Subject to section 70 (1) of the Act, at a general meeting of owners, an owner may vote by proxy appointed by instrument under his or her hand or the hand of his or her duly authorised attorney.
- (5) An instrument appointing a proxy, as referred to in subclause (4), shall be deposited at the office of the Board at least 48 hours before the time appointed for the meeting or adjourned meeting in respect of which the proxy is appointed.
- (6) An owner whose property within the District is subject to management under any law relating to mental health may vote by the committee or trustee of his or her estate or by such other person as may by law have the management of the property.
- (7) A committee, trustee or other person having the management of the property of an owner referred to in subclause (6) shall be competent to appoint a proxy or attorney for the purpose of voting at any general meeting of owners.
- (8) No objection shall be taken to the validity of any vote except at the meeting at which the vote was tendered and every such vote not disallowed by the Chairman of the meeting shall for all purposes be taken to be valid.

5 Levy of rates

Rates fixed by the Board under section 48 or 49 of the Act shall be levied by notice in writing served on each owner.

Sealed at Moira this 13th day of April 1989.

The Common Seal of the Moira Board of Management was affixed hereto pursuant to a resolution of the Board made on 13th day of April 1989 in the presence of:

K.W. Rose, Chairman
N.G. Tomlinson, Secretary