

# Collarenebri Water Supply Act 1968 No 18

[1968-18]



New South Wales

## Status Information

### Currency of version

Repealed version for 2 October 1968 to 5 January 2012 (accessed 21 December 2024 at 22:03)

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—

- **Repeal**

The Act was repealed by Sch 5 to the *Statute Law (Miscellaneous Provisions) Act (No 2) 2011 No 62* with effect from 6.1.2012.

### 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](#).

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# Collarenebri Water Supply Act 1968 No 18



New South Wales

An Act to transfer to the Council of the Shire of Walgett the works of water supply administered and managed by the Collarenebri Water Trust; to dissolve the Collarenebri Water Trust; for these and other purposes to amend the [Water Act 1912](#), the [Local Government Act 1919](#) and certain other Acts; and for purposes connected therewith.

## 1 Name of Act and commencement

- (1) This Act may be cited as the [Collarenebri Water Supply Act 1968](#).
- (2) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

## 2 Definitions

In this Act, except in so far as the context or subject-matter otherwise indicates or requires:

**Council** means the Council of the Shire of Walgett.

**the works** means the works of water supply administered and managed by the Trust immediately before the commencement of this Act.

**Trust** means the Collarenebri Water Trust constituted under the [Water Act 1912](#), as subsequently amended, by proclamation published in Gazette No 82 of the twenty-sixth day of June, one thousand nine hundred and thirty-one.

## 3 Dissolution of the Trust and transfer of the works to the Council

- (1) The Trust is hereby dissolved.
- (2) The administration and management of the works exercisable by the Trust under the [Water Act 1912](#), as subsequently amended, immediately before the commencement of this Act shall, subject to the provisions of this Act, be exercisable by the Council.
- (3) The provisions of the [Local Government Act 1919](#), as subsequently amended, shall apply to the works and to the Council in respect of the works.
- (4) All real and personal property, including all books and documents and all right and

interest therein, which immediately before the commencement of this Act were vested in or belonged to the Trust shall vest in and belong to the Council.

- (5) All rates, charges, moneys and liquidated and unliquidated claims which immediately before the commencement of this Act were payable to or recoverable by the Trust shall respectively be rates, charges, moneys and liquidated and unliquidated claims payable to or recoverable by the Council.
- (6) Rates and charges made and levied by the Trust and unpaid at the commencement of this Act may be increased by the Council in the same manner as the Trust might have done but for this Act.
- (7) All suits, actions and proceedings pending immediately before the commencement of this Act at the suit of the Trust shall respectively be suits, actions and proceedings pending at the suit of the Council.
- (8) All contracts, agreements and undertakings entered into with and all securities lawfully given to or by the Trust and in force immediately before the commencement of this Act shall respectively be deemed to be contracts, agreements and undertakings entered into with and securities given to or by the Council.
- (9) The Council may pursue the same remedies for the recovery of any rates, charges, moneys and claims and for the prosecution of any suits, actions and proceedings as the Trust might have done but for this Act.
- (10) The Council may enforce and realise any security or charge existing immediately before the commencement of this Act in favour of the Trust in respect of any rates, charges, moneys and claims as if the security or charge were existing in favour of the Council.
- (11) All debts due and moneys payable by the Trust and all claims, liquidated or unliquidated, recoverable against the Trust shall be debts due, moneys payable by and claims recoverable against the Council.
- (12) All liquidated and unliquidated claims in connection with the works for which the Trust would, but for this Act, have been liable shall be liquidated and unliquidated claims for which the Council shall be liable.
- (13) No attornment by a lessee of any land vested in the Council by this section shall be necessary.

#### **4 Transfer of employees**

- (1) Any person who immediately before the commencement of this Act was a full-time employee of the Trust engaged, as such an employee, solely and continuously on work in or in connection with the works is hereby transferred to the service of the Council.

- (2) The provisions of section 20C of the *Local Government Act 1919*, as subsequently amended, shall apply, mutatis mutandis, to and in respect of the transfer of any person from the service of the Trust to the service of the Council under this section and for the purposes of the said section 20C service with the Trust shall be deemed to have been service with a council.