

**HOUSING AND PUBLIC WORKS (AMENDMENT)
ACT.**

New South Wales



ANNO VICESIMO SECUNDO

ELIZABETHÆ II REGINÆ

Act No. 40, 1973.

An Act to extend the provisions of the Housing Act, 1912, in relation to the acquisition of land; to remove the restriction on the acquisition, without Parliamentary approval, of land for the purposes of that Act; to permit the resumption or appropriation of land under the Public Works Act, 1912, without taking existing easements; for these purposes to amend the Housing Act, 1912, and the Public Works Act, 1912; and for purposes connected therewith. [Assented to, 8th May, 1973.]

BE

Housing and Public Works (Amendment).

No. 40, 1973 **BE** it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

Short title. **1.** This Act may be cited as the "Housing and Public Works (Amendment) Act, 1973".

Amendment of Act No 7, 1912. **2.** The Housing Act, 1912, is amended—

Sec. 4. (Resumption, appropriation, purchase and lease of land.) (a) by inserting at the end of section 4 the following new subsections :—

(3) The powers of the Governor under subsection (1), and of the Commission under subsection (2), extend to empowering—

(a) the Governor to acquire by resumption or appropriation or the Commission to purchase or lease—

(i) any lands of which those proposed to be acquired for the purposes of this Act form part; and

(ii) any lands adjoining or in the vicinity of those proposed to be acquired for the purposes of this Act;

(b) the Governor to acquire by resumption or appropriation any lands which in the opinion of the Commission may be required for the purposes of any other Act under which lands may be resumed or appropriated;

(c)

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(c) the Commission to acquire by purchase any lands which in the opinion of the Commission may be required for the purposes of any other Act under which lands may be purchased; and

(d) the Commission to acquire by lease any lands which in the opinion of the Commission may be required for the purposes of any other Act under which lands may be acquired by lease.

(4) Any acquisition of land made pursuant to the powers referred to in subsection (3) shall be deemed to be an acquisition of land for the purposes of this Act.

(b) by omitting section 4A.

Sec. 4A.
(Purchase or resumption not to exceed \$1,000,000.)

3. The Public Works Act, 1912, is amended—

Amendment of Act No. 45, 1912.

(a) by inserting in section 43 after the word "easements" the words "(except such rights-of-way or other easements as may be specified or described in the notification as being excepted from the vesting)";

Sec. 43.
(Effect of notification on land therein mentioned.)

(b) by inserting at the end of section 43 the following new subsection :—

(2) Where any right-of-way or other easement is excepted from a vesting effected by a notification referred to in subsection (1), any covenant the benefit of which is annexed to any land and which affects the right-of-way or other easement shall continue to have the same force and effect that it would have had if the notification had not been published in the Gazette.

LIQUOR