

# WATER BOARDS.

13° Geo. VI., No. XCVI.

No. 10 of 1949.

**AN ACT to amend the Water Boards Act, 1904-1947.**

[Assented to 14th September, 1949.]

**BE** it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

Short title.

1. This Act may be cited as the *Water Boards Act Amendment Act, 1949*, and shall be read as one with the Water Boards Act, 1904-1947 (Act No. 4 of 1904, as amended by Nos. 4 of 1919, 16 of 1925, 26 of 1928, 25 of 1937, 10 of 1941, 6 of 1942 and 26 of 1947), hereinafter referred to as the principal Act.

Citation of principal Act as amended by this Act.

2. The principal Act, as amended by this Act, may be cited as the Water Boards Act, 1904-1949.

Amendment of s. 113.

3. Section one hundred and thirteen of the principal Act is amended by—

(a) adding after the section number "113" in line one the figure "1" in brackets, thus—(1);

(b) substituting for the paragraph numbers—

(1) in line three;

(2) in line five;

(3) in line eight;

(4) in line ten;

the letters a, b, c and d, in brackets, thus—

(a), (b), (c) and (d), respectively;

(c) adding the following subsections:—

(2) The Governor may grant an approval under the provisions of the last succeeding subsection—

(a) unconditionally; or

(b) subject to such conditions as he may decide to impose, including all or any of the following conditions as to the time within which—

(i) the Water Board shall borrow the money;

(ii) commence to carry out the purpose for which the approval to borrow the money is sought;

(iii) complete the carrying out of that purpose.

(3) Where any conditions are imposed pursuant to the provisions of the last preceding subsection they shall be specified in the Order in Council promulgating the approval.

(4) The Governor may, from time to time, extend any period of time mentioned in any condition.

(5) Where a Water Board does not comply with the requirements of any condition imposed pursuant to the provisions of the last three preceding subsections, then, by virtue of the provisions of this subsection, the Governor's approval shall, unless the Governor orders otherwise, be cancelled and if the whole or any part of the amount has been borrowed, so much of that amount as remains unexpended, shall not be used for any purpose other than such as the Governor in Council may, by further Order, direct.