

WATER SUPPLY, SEWERAGE, AND DRAINAGE AMENDMENT AND VALIDATION.

No. 64 of 1981.

AN ACT to amend the Water Supply, Sewerage, and Drainage Act 1912-1950 and to validate the designation of the Minister and department assisting the Minister in administering certain Acts.

[Assented to 13 October 1981.]

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

1. (1) This Act may be cited as the *Water Supply, Sewerage, and Drainage Amendment and Validation Act 1981*.

Short title
and citation.

(2) In this Act the Water Supply, Sewerage, and Drainage Act 1912-1950 is referred to as the principal Act.

Act No. 67
of 1912;
amended by
Acts Nos. 11
of 1913, 43
of 1925 and
8 of 1950.

(3) The principal Act as amended by this Act may be cited as the Water Supply, Sewerage, and Drainage Act 1912-1981.

Long title repealed and substituted.

2. The long title to the principal Act is repealed and the following long title substituted—

“ An Act to constitute the Minister administering certain Acts relating to water supply, sewerage, drainage, and irrigation as a body corporate for the purposes of those Acts and for related purposes. ” .

Section 2 repealed and substituted.

3. Section 2 of the principal Act is repealed and the following section substituted—

Minister to be body corporate.

“ 2. (1) For the purposes of the Acts mentioned in the Schedule to this Act the Minister administering those Acts shall be known under such designation as is conferred on him by the Governor under the Constitution Acts Amendment Act 1899 or the Alteration of Statutory Designations Act 1974, whichever applies and under that designation—

- (a) shall be a body corporate;
- (b) shall have an official seal;
- (c) may acquire, hold and dispose of real and personal property; and
- (d) may sue and be sued in his corporate name.

(2) The Minister may, with the approval in writing of the Treasurer, borrow moneys for the purposes of any Act set out in Part II of the Schedule.

(3) An alteration of the designation of the Minister is hereby declared not to affect and never to have affected the corporate identity of the Minister and by force of this section

Sections 12,
13, 15, 16
and 17
amended.

6. The principal Act is amended by inserting after "Department" where occurring in each case in—

- (a) section 12;
- (b) section 13 (4);
- (c) section 15;
- (d) section 16; and
- (e) section 17 (1),

the following—

"assisting the Minister in the administration of this Act".

Schedule
amended.

7. The Schedule to the principal Act is amended—

- (a) in Part I by deleting "The Metropolitan Water Supply, Sewerage, and Drainage Act 1909-1941."; and
- (b) in Part II by deleting "Metropolitan Water Supply, Sewerage, and Drainage Act 1909-1941."

Validation.

8. (1) In this section—

"commencement date" means the date on which this Act comes into operation;

"department" means a department, under whatever designation, assisting the Minister with the administration of the principal Act;

"Minister" means the Minister charged with the administration of the principal Act;

"the body corporate" means the body corporate constituted under the principal Act.

(2) It is hereby declared that no act, matter, or thing done or purportedly done by reference to, under, by, or in relation to—

(a) the Minister;

(b) the body corporate;

(c) a department, or an officer in a department,

before the commencement date is or ever has been invalid by reason that the act, matter, or thing was done by reference to, under, by, or in relation to—

(d) the Minister;

(e) the body corporate;

(f) a department or an officer in a department,

under a designation other than the designation applicable under the principal Act in relation to—

(g) the Minister;

(h) the body corporate;

(i) a department or an officer in a department.
