

STATE HOUSING.

11° GEO. VI., No. XXVII.

No. 27 of 1947.

AN ACT to amend the State Housing Act, 1946.

[Assented to 15th November, 1947.]

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:—

1. This Act may be cited as the *State Housing Act Amendment Act, 1947*, and shall be read as one with the State Housing Act, 1946 (No. 51 of 1946), hereinafter referred to as the principal Act. Short title.

2. The principal Act as amended by this Act may be cited as the State Housing Act, 1946-1947. Citation of principal Act as amended by this Act.

3. Section three of the principal Act is amended by inserting after the word "facilities" in the second last line the following:— Amendment of s. 3.

PART XA, ss. 70A to 70D—AGREEMENTS BETWEEN THE
COMMISSION AND LOCAL AUTHORITIES FOR
PROVISION OF ROADS.

Amendment
of s. 9.

4. Section nine of the principal Act is amended by—
- (a) substituting the word “seven” for the word “five” in line one of subsection (1), and for the word “five” in line one of subsection (2);
 - (b) adding after the figures “1939-1945” in line five of paragraph (c) the following:—
 - (d) one shall be a woman, and
 - (e) one shall be a discharged member of the Forces as defined in section four of the Re-establishment and Employment Act, 1945 (No. 11 of 1945 Commonwealth).

Amendment
of ss. 26
(1), 31 (2)
(b), 40 (1)
(b), 47 (2)
and 49 (2)
(b).

5. The principal Act is amended by substituting the words “fifteen hundred” for the words “twelve hundred and fifty” in—
- (a) lines three and four of the proviso to subsection (1) of section twenty-six,
 - (b) lines sixteen and seventeen of subparagraph (iii) of paragraph (b) of subsection (2) of section thirty-one,
 - (c) lines four and five of the proviso to paragraph (b) of subsection (1) of section forty,
 - (d) line four of subsection (2) of section forty-seven, and
 - (e) lines eleven and twelve of paragraph (b) of subsection (2) of section forty-nine.

Agreements
with local
authorities
for provision
of roads.

6. The principal Act is amended by inserting after the word “Act” in the last line of paragraph (d) of subsection (2) of section seventy the following:—

PART XA—AGREEMENTS WITH LOCAL AUTHORITIES FOR
PROVISION OF ROADS.

New part
XA

- 70A. For the purposes of this Part of this Act—
- “account” means a separate account recorded by a local authority in respect of each agreement;
 - “advance” means an advance of money by the Commission to a local authority under an agreement;

“agreement” means any agreement relating to the provision of roads for an area and made between the Commission and a local authority under this Part of this Act;

“area” means any area of the land dedicated or leased to or purchased or acquired by the Commission for the purposes of this Act.

70B. When for any purpose necessary, convenient, ancillary or incidental to the furtherance of the objects or facilitating the operation of this Act, the provision of roads is required for any area, the Commission may, subject to this Part of this Act enter into agreements with local authorities, and having entered into any agreement shall fulfil the same. Provided the Commission shall not under any agreement charge any local authority more for the money advanced than the cost of same to the Commission.

70C. An agreement shall include provision that a local authority shall record separately in respect of the agreement an account in which there shall be credited to the Commission the amount of the advance made and debited from time to time to the Commission the amount of the general rate payable on the land in the area until the total of the debits equals the total of the credits when the local authority's liability for repayment under the agreement shall be discharged.

The local authority shall also pay annually to the Commission interest at the rate determined in the agreement on the amount of the advance still outstanding at the beginning of each financial year.

70D. The provisions of this Part shall apply in respect of agreements made since the thirty-first day of July, one thousand nine hundred and forty-seven, and any agreement made since that date and anything done in fulfilment thereof is ratified and confirmed:

Provided that agreements shall be deemed to include the provisions of section seventy C of this Act.