

[CONFIDENTIAL.]

(Rough Draft for Consideration Only.)

No. , 1930.

A BILL

To make provision for the establishment of noxious trades areas, and for the regulation, management, and control of such areas; to amend the Noxious Trades Act, 1902, and certain other Acts; and for purposes connected therewith.

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 New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Noxious Trades Short title.
(Amendment) Act, 1930."

Noxious Trades (Amendment).

2. The Noxious Trades Act, 1902, is amended by inserting next after section fourteen the following new short heading and sections :—

Amendment of Act No. 82, 1902. New s. 14A.

Noxious trade areas.

14A. (1) The Governor may proclaim an area of land as a noxious trade area for the districts specified in the proclamation.

Proclamation of noxious trade areas.

(2) As and from a date specified in the proclamation, the Board shall, for the purposes of this Act, be deemed to be the Local Authority in respect of such districts.

14B. (1) The Governor may acquire by resumption under the Public Works Act, 1912, areas of land to be set apart, developed, and used as noxious trade areas for districts specified in the notification of resumption, and for such other districts as may subsequently be from time to time proclaimed.

Acquisition and control of noxious trade areas.

(2) Any such area upon resumption shall become vested in the Board for an estate in fee simple, and shall be managed and controlled by the Board, who shall within and in respect to such area be deemed to be the Constructing Authority under the Public Works Act, 1912, and the Local Authority for the purposes of this Act.

(3) The Board may, with the approval of the Governor, lease lands vested in them under this Act for such term or terms not exceeding fifty years as the Board thinks fit.

(4) The Board may, out of moneys provided by Parliament, carry out such works for the improvement and proper utilization of the area for the purposes of the carrying on of noxious trades as to the Board may seem necessary and expedient.

14C. (1) The Governor, where a noxious trade area has been proclaimed under section 14A or acquired under section 14B, may proclaim a date after which no noxious trade shall be carried on within the districts specified in the proclamation, save within the noxious trade area as proclaimed or acquired, and

Restriction in carrying on of noxious trades.

and upon the thirtieth day of June after such date any license to carry on a noxious trade within such districts or elsewhere than in the noxious trade area so proclaimed or acquired shall determine, and shall not be renewed : Provided that the Governor may, on the recommendation of the Board, by proclamation suspend, in the case of any particular premises or license, the provisions of this section for such period or periods as he may deem proper in the circumstances.

(2) This section shall not extend to any operation of the Metropolitan Meat Industry Board.

3. (1) The Noxious Trades Act, 1902, is further amended—

Further amend-
ment of Act
No. 82, 1902.

- (a) by omitting paragraph (b) of subsection two of section four ;
- (b) (i) by inserting in section six after the word "municipality" wherever occurring the words "or shire" ;
- (ii) by inserting in the same section after the words "within which a municipal" the words "or shire" ;
- (c) by omitting from section nine the words "the two next preceding sections" and by inserting in lieu thereof the words "this Act" ;
- (d) by omitting from section ten the words "or the next preceding section" and by inserting in lieu thereof the word "Act" ;
- (e) by inserting in section fifteen after the word "municipal" where firstly and thirdly occurring the words "or shire" ;
- (f) (i) by inserting in subsection one of section sixteen after the word "regulations" the words "not inconsistent with this or any other Act" ;
- (ii) by omitting subsection three of the same section and by inserting in lieu thereof the following new subsection :—

(3) The regulations shall—

(a) be published in the Gazette;

(b)

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- (b) take effect from the date of publication, or from a later date specified in the regulations ;
- (c) be laid before both Houses of Parliament within fourteen sitting days after publication if Parliament is in session, or if not, then within fourteen sitting days after the commencement of the next session.

If either House passes a resolution of which notice has been given at any time within fifteen sitting days after the regulations have been laid before such House disallowing any regulation or part thereof, such regulation or part shall thereupon cease to have effect.

(2) The amendment to section sixteen made by ^{Saving of} this section shall not affect the validity and force of ^{regulations.} regulations made prior to the commencement of this Act, and such regulations shall continue in force until repealed or amended by regulations made after such commencement.
