

Supplementary Order Paper

HOUSE OF REPRESENTATIVES

Tuesday the 13th Day of October 1959

NATIONAL ROADS AMENDMENT BILL

Amendments Proposed by His Excellency the Governor-General

Clause 2: To omit from subclause (2) the proposed definition of the term "subsidised works", and substitute the following definition:

"Subsidised works' means types of works and expenditure comprised in or incidental to the construction or maintenance of roads and from time to time declared to be subsidised works by resolution of the Board published in the *Gazette*; and includes the following, whether or not so declared by the Board:

- "(a) The construction and maintenance of carriageways:
- "(b) The construction and maintenance of bridges, culverts, ferries, fords, and other structures forming or intended to form part of a road:
- "(c) The construction and maintenance of such storm-water drainage and retaining structures as are necessary for the operation, protection, or support of a road:
- "(d) The construction and maintenance of kerbing and channelling in respect of roads in built-up areas:
- "(e) The construction and maintenance of carriageway illumination, other than amenity lighting:
- "(f) Hire charges for plant used in the construction or maintenance of roads at rates from time to time approved by the Board:
- "(g) Erection of traffic signs and the marking of carriageways for the control of traffic:
- "(h) Administration costs, comprising engineering and supervision costs and employers' liability insurance premiums, all relating to the construction or maintenance of roads, at a percentage rate from time to time fixed by the Board:

“(i) Annual charges (including interest) on any loan raised by a local authority for any of the aforesaid types of works before the first day of April, nineteen hundred and sixty:

“(j) Annual charges (excluding interest) on any loan raised by a local authority for any of the aforesaid types of works on or after the first day of April, nineteen hundred and sixty, if no subsidy under subsection one of section twenty-three of this Act has been paid in respect of the works paid for out of that loan:

“Provided that the Board may from time to time, without gazetting any resolution to that effect, declare footpaths of any specified description or any specified footpath to be subsidised works.

Clause 3: To insert, after this clause, the following new clauses:

3A. District committees—The principal Act is hereby amended by inserting after section seven, the following section:

“7A. (1) The Board may from time to time appoint for any Roads Council district a counties district committee or a boroughs district committee or both (each such committee being hereinafter referred to as a district committee).

“(2) Each counties district committee shall comprise such number of members as the Board decides, being exclusively representatives of County Councils and Road Boards whose districts are wholly or partly within the Roads Council district.

“(3) Each boroughs district committee shall comprise such number of members as the Board decides, being exclusively representatives of Borough Councils and Town Councils of town districts not forming part of a county whose districts are wholly or partly within the Roads Council district.

“(4) Each district committee shall elect its Chairman, who, so long as he continues to be a member of the committee, shall hold office as such for a term of one year, and may from time to time be reappointed.

“(5) Each district committee shall exercise, in the case of a counties district committee, in respect of the counties and road districts in the Roads Council district, and, in the case of a boroughs district committee, in respect of the boroughs and town districts (not forming part of a county) in the Roads Council district, the functions conferred upon the District Council by paragraph (c) of subsection one of section ten of this Act.”

3B. Term of office of members of Council and district committees—The principal Act is hereby further amended by repealing section eight, and substituting the following section:

“8. (1) Every member of a District Council, not being an officer of a Department of State, and every member of a district committee shall hold office for a term of three years, but may from time to time be reappointed, and may at any time be removed from office by the Board for disability, insolvency, neglect of duty, or misconduct, and may at any time resign his office by writing addressed to the Board.

“(2) The provisions of subsections two and three of section four of this Act shall apply with respect to members of the District Council or of a district committee as if references in those subsections to the Board were references to the District Council or to a district committee, as the case may be.”

Clause 4: To omit this clause, and substitute the following clause:

4. Recommendations of District Councils—Section ten of the principal Act is hereby amended by repealing paragraph (b) of subsection one, and substituting the following paragraphs:

“(b) The works of construction and maintenance of State highways that should be undertaken:

“(c) The financial assistance to be granted by the Board under subsection seven of section twenty-three of this Act, and the adjustments to subsidised-works programmes necessary to conform to the allocations made by the Board.”

Clause 7: To add to paragraph (a) of subsection one of the proposed section 22A the words “being not less than fourteen per cent of that revenue”.

To add to paragraph (b) of that subsection the words “being not less than thirty per cent of that revenue”.

To add to paragraph (c) of that subsection the words “being not less than fifty-one per cent of that revenue”.

Clause 8: To omit subsection (1) of the proposed new section twenty-three, and substitute the following subsection:

“(1) The Board shall pay out of the Fund in respect of each financial year to each local authority, by instalments as the money is in the opinion of the Board available in the Fund, a subsidy at the rate of fifteen shillings for each pound that is spent by the local authority out of its own funds in the financial year on such programme of subsidised works as has been accepted for that financial year by the Board.

To omit subsection (3) of the proposed new section 23.

To omit subsection (5) of the proposed new section 23, and substitute the following subsection:

“(5) Each local authority which proposes to claim a subsidy for any financial year shall, before the commencement of that financial year or as soon thereafter as possible, submit to the Board through the District Council a programme showing the cost of subsidised works proposed to be carried out by the local authority during that financial year.

To insert, after subsection (8) of the proposed new section 23, the following subsections:

“(8A) In the case of any borough or of any town district that is not part of a county, being a borough or town district which has a population of less than six thousand on the first day of any financial year, the total amount payable under this section to the Borough Council or Town Council in that financial year shall be not less than the subsidy payable to the Council under this section for the financial year ending with the thirty-first day of March, nineteen hundred and sixty. A certificate by the Government Statistician as to the population of the borough or town district on the first day of any financial year shall be conclusive for the purposes of this subsection.

“(8B) In the case of any county (including any town district that is part of a county) or of any road district, the total amount payable under this section to the County Council or Road Board in any financial year shall be not less than the subsidy payable to the Council or Board under this section for the financial year ending with the thirty-first day of March, nineteen hundred and sixty.

To omit from subsection (9) of the proposed new section 23 the words "for the following financial year in accordance with that section", and substitute the words "by the Board".

Clause 9: To omit this clause, and substitute the following clause:

9. Separate account for subsidies—Section twenty-five of the principal Act is hereby amended by repealing subsection one, as substituted by section three of the National Roads Amendment Act 1954, and substituting the following subsections:

"(1) All money received by any local authority under this Act shall be recorded in a separate subsidised-works account, and shall be expended each financial year only on such subsidised works as are in the programme accepted by the Board for that year. All expenditure by the local authority on such works shall be recorded in that account.

"(1A) All receipts (including transfers from other accounts) and expenditure relating to such subsidised works shall be recorded in that account under the headings of maintenance, maintenance reseals, flood damage, repayment of roading loans, and reconstruction or new construction.

"(1B) In the case of bridge renewals and major construction work, individual works shall be recorded in conformity with the accepted programme of subsidised works.

"(1C) Subdivisions within the separate account shall be kept in cases where the local authority operates riding or ward accounts.

Clause 10: To omit this clause, and substitute the following clause:

10. Subsidies to be conditional on works being of a satisfactory standard—The principal Act is hereby further amended by repealing section twenty-six, and substituting the following section:

"26. Notwithstanding anything to the contrary in this Act, the Board, after consultation with the local authority concerned, may refuse or withhold payment of a subsidy or any part thereof for any subsidised work which has been constructed or is proposed to be constructed to standards which in the opinion of the Board are excessive or unsatisfactory."

Second Schedule: To insert, after the reference to section 7 of the principal Act, in their appropriate columns, the following words:

Section 9	By inserting in subsection (1), after the words "Department of State", the words "or of any district committee".
		By inserting in paragraph (b) of subsection (1), after the words "member of a District Council", the words "or of a district committee".
		By inserting in the same paragraph, after the words "meeting of the District Council", the words "or district committee".
		By inserting in subsection (2), after the words "meetings of the District Council", the words "or of a district committee".