

Supplementary Order Paper

HOUSE OF REPRESENTATIVES

Tuesday, the 15th Day of October 1963

PUBLIC WORKS AMENDMENT BILL

Hon. Mr GOOSMAN, in Committee, to move the following amendments:

Clause 3: To omit all the words in lines 1 and 2 on page 2, and substitute the following:

3. Notices and objections—(1) Section 22 of the principal Act is hereby amended by inserting in paragraph (c) of subsection (1) after the word “taken”, the words “including the name of and number in the road or street, or some other readily identifiable description of the place, where the works are proposed to be executed or the land is situated”.

(1A) Section 22 of the principal Act is hereby further amended by repealing paragraph (d) of subsection (00.)

Clause 4: To insert, after subclause (1), the following subclause:

(1A) Where an existing road that is not a State highway is shown in an operative district scheme under the Town and Country Planning Act 1953 as a proposed limited traffic road or as a proposed limited access road, the local authority for the time being responsible for the maintenance and control of the road may, by special order publicly notified and published in the *Gazette*, declare that road or any part thereof to be a limited access road.

Clause 4: To insert, after the words “State highway” where they appear in lines 19 and 22 on page 2 and in lines 30 and 34 on page 3, the words “or road”.

Clause 4: To insert, after the words “subsection (1)” where they appear in lines 1 and 2 on page 3, in line 31 on page 3, and in line 21 on page 4, the words “or subsection (1A)”.

Clause 4, subclause (2), paragraph (b): To insert, after the words “National Roads Board” in line 31 on page 2, the words “in the case of a State highway, or the controlling local authority in the case of a road,”.

Clause 4, subclause (3): To insert, after the words “National Roads Board” in line 36 on page 2, the words “in the case of a State highway or proposed State highway, and at the request of the controlling local authority in the case where the limited access road or proposed limited access road is not to be a State highway”.

Clause 4, subclause (3), paragraph (b): To add the words “and the closing of limited access roads”.

Clause 4, subclause (4): To insert, after the words “National Roads Board” in line 8 on page 3, the words “in the case of any limited access road under its control, and the local authority in respect of any limited access road under its control,”.

Clause 4, subclause (4): To insert, after paragraph (b), the following paragraph:

(bb) In the same manner as it declares any road to be a limited access road, revoke any such declaration.

Clause 4, subclause (4), paragraph (c): To omit this paragraph.

Clause 4, subclause (5): To insert, after the word "Board" where it appears in lines 41 and 43 on page 3 and in lines 2 and 4 on page 4, the words "or the controlling local authority, as the case may be,".

Clause 4, subclause (7): To insert in line 14 on page 4, after the word "thereto", the words "other than an authorised crossing place".

Clause 4, subclause (9), paragraph (c): To omit from line 40 on page 4 the word "Minister", and substitute the words "maker of the declaration"; also to insert, after the words "District Commissioner of Works" in line 42 on page 4, the words "where the declaration is by the National Roads Board, or by the Clerk of the local authority where the declaration is by a local authority,".

Clause 4, subclause (9), paragraph (d): To omit the words in line 5 on page 5, and substitute the words "(d) The maker of the declaration shall cause a copy of the declaration as gazetted to be".

Clause 4, subclause (10): To omit from line 13 on page 5 the words "the Minister shall cause to", and substitute the words "there shall".

Clause 4, subclause (10): To insert, after the words "District Commissioner of Works" in line 16 on page 5, the words "where the request to the Minister under that subsection has been made by the National Roads Board, or a certificate by the controlling local authority where the request to the Minister under that subsection has been made by the controlling local authority,".

Clause 4, subclause (11): To insert, after the word "Board" in line 39 on page 5, the words "or the controlling local authority".

EXPLANATORY NOTE

Clause 3: The amendment to clause 3 will ensure that land described in newspapers as required to be taken will be readily identifiable.

Clause 4 is being amended so as to provide that, where an existing road that is not a State highway is shown in an operative district scheme under the Town and Country Planning Act 1953 as a proposed limited traffic road or as a proposed limited access road, the local authority for the time being responsible for the maintenance and control of the road may, by special order publicly notified and published in the *Gazette*, declare that road or any part thereof to be a limited access road. Local authorities are also authorised to request the exercise of the powers conferred by *subclause (3)* of the clause in the case of any limited access road or proposed limited access road that is not a State highway. The other alterations to the clause are consequential on its extension to local authorities.