

Queensland Grant (Maraboon Dam)

No. 35 of 1968

An Act to grant Financial Assistance to the State of Queensland in connexion with the construction of a Dam on the Nogoia River near Emerald in that State.

[Assented to 13 June 1968]

BE it enacted by the Queen's Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, as follows:—

- Short title.** 1. This Act may be cited as the *Queensland Grant (Maraboon Dam) Act 1968*.
- Commencement.** 2. This Act shall come into operation on the day on which it receives the Royal Assent.
- Interpretation.** 3.—(1.) In this Act, “the State” means the State of Queensland.
(2.) A reference in this Act to the construction of the Maraboon Dam shall be read as a reference to the carrying out of the works and the doing of the other things referred to in the Schedule to this Act.
- Grant of financial assistance.** 4.—(1.) Subject to this Act, there are payable to the State, by way of financial assistance amounts equal to the amounts expended by the State on or after the twenty-first day of December, One thousand nine hundred and sixty-seven, on the construction of the Maraboon Dam.
(2.) The amounts payable to the State under this Act shall not exceed, in the aggregate, Twenty million dollars.
- Power of Minister to vary description of work.** 5. Where the State so requests, the Minister may from time to time, by instrument in writing, direct that this Act shall have effect in relation to a work referred to in the Schedule to this Act as if the description in that Schedule of that work were varied in such manner as is specified in the instrument.

6. The State is not entitled to financial assistance under this Act unless the Minister is satisfied that reasonable progress has been made by the State in carrying out irrigation and other works for the purpose of using the water made available by the construction of the dam referred to in the Schedule to this Act.

State to carry out irrigation and other works.

7. The State is not entitled to financial assistance under this Act in relation to expenditure by the State, whether incurred before or after the commencement of this Act, in carrying out a particular work—

Provision relating to carrying out of works.

- (a) where the Minister has requested the State to furnish information in relation to the design or construction of the work—unless the State has duly furnished that information;
- (b) unless the Minister is satisfied that the design and construction of the work are in accordance with the purposes for which the work was proposed by the State; and
- (c) where the expenditure was incurred under a contract providing for the expenditure of more than Five hundred thousand dollars—unless the contract was entered into with the approval of the Minister.

8. The State is not entitled to financial assistance under this Act in relation to particular expenditure by the State unless the State has furnished to the Treasurer—

Information to be furnished by State in relation to expenditure.

- (a) a statement in respect of that expenditure in a form approved by the Treasurer, accompanied by a certificate of the Auditor-General of the State certifying that the expenditure shown in the statement was incurred on the construction of the Maraboon Dam; and
- (b) such further information, if any, as the Treasurer requires in respect of that expenditure.

9. The Treasurer may, at such times as he thinks fit, make advances of such amounts as he thinks fit to the State on account of an amount that may become payable under this Act to the State.

Advances.

10. Payment to the State under this Act of any amount (including an advance) is subject to the condition that the State will repay to the Commonwealth, on demand by the Treasurer, the amount by which, at the time of the demand, the total of the amounts (including advances) paid to the State under this Act exceeds the total of the amounts that have become payable to the State under section 4 of this Act.

Overpayments.

11. Amounts payable to the State under this Act are payable out of the Consolidated Revenue Fund, which is appropriated accordingly.

Appropriation.

THE SCHEDULE

Section 3(2).

MATTERS IN RESPECT OF WHICH FINANCIAL ASSISTANCE IS GRANTED

1. The construction of a dam on the Nogoia River about twelve miles upstream from Emerald, being a dam of a height sufficient to store approximately 1,170,000 acre-feet of water.
 2. The construction of auxiliary embankments and of spillway and outlet works.
 3. The construction of access roads to the dam and to the spillway and outlet works.
 4. The relocation of roads and other services that may be affected by the storage of water in the dam.
 5. The carrying out of works incidental to any of the works referred to in the preceding paragraphs of this Schedule.
 6. The establishment of construction camps required in connexion with the carrying out of any of the works referred to in the preceding paragraphs of this Schedule and the provision of services necessary for those camps, including the construction of roads and the provision of power, water, sewerage and telecommunication facilities.
 7. The acquisition of land that is required for the carrying out of any of the works referred to in the preceding paragraphs of this Schedule or may be affected by any of those works.
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