



AUSTRALIAN CAPITAL TERRITORY

## **Electricity and Water (Amendment) Act (No. 2) 1989**

**No. 13 of 1989**

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### **An Act to amend the *Electricity and Water Act 1988***

The Legislative Assembly for the Australian Capital Territory enacts as follows:

#### **Short title**

**1.** This Act may be cited as the *Electricity and Water (Amendment) Act (No. 2) 1989*.

#### **Principal Act**

**2.** In this Act, "Principal Act" means the *Electricity and Water Act 1988*.<sup>1</sup>

**Insertion**

3. After Part VIII of the Principal Act the following Part is inserted:

**“PART VIIIA—CHEMICAL TREATMENT OF WATER SUPPLY****Interpretation**

“74A. In this Part—

‘elector of the Territory’ has the same meaning as in the *Australian Capital Territory (Self-Government) Act 1988* of the Commonwealth;

‘fluoride’ means—

- (a) sodium fluoride; or
- (b) any other salt or compound of fluorine.

**Prohibition on adding certain chemicals**

“74B. A person shall not add a chemical to the water supply system of the Territory.

Penalty:

- (a) in the case of a body corporate—\$50,000;
- (b) in the case of a natural person—\$10,000.

**Restriction on powers of Authority**

“74C. Section 6 does not extend to empower the Authority to do any act that would contravene section 74B.

**Exempt treatments**

“74D. Section 74B does not apply in relation to the addition by the Authority to the water supply system of the Territory of—

- (a) a chemical for the purpose of clarifying or purifying the water in that system; or
- (b) fluoride in accordance with section 74E;

at a concentration that would not be injurious to public health.

**Fluoridation**

“74E. Fluoride may be added to the water supply system of the Territory if the fluoridation of that water supply system is approved by a majority of the electors of the Territory at a referendum.

### **Referendum**

“74F. (1) The Minister may arrange for the holding of a referendum for the purpose of section 74E.

“(2) The referendum shall—

- (a) not be held earlier than 6 years after the commencement of this Part; and
- (b) be conducted as prescribed.”.

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#### **NOTE**

1. Ordinance No. 30, 1988 as amended by Nos. 57 and 88, 1988; Nos. 21, 28 and 38, 1989.

*[Presentation speech made in Assembly on 23 August 1989]*

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