Version No. 001
Snowy Mountains Engineering Corporation (Victoria) Act 1971
Act No. 8098/1971
Version as at 12 September 1997

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An Act relating to the Performance of Work within Victoria by the Snowy Mountains Engineering Corporation.

BE IT ENACTED by the Queen’s Most Excellent Majesty by and with the advice and consent of the Legislative Council and the Legislative Assembly of Victoria in this present Parliament assembled and by the authority of the same as follows (that is to say):

1. **Short title**

   This Act may be cited as the **Snowy Mountains Engineering Corporation (Victoria) Act 1971**.

2. **Definitions**

   In this Act unless inconsistent with the context or subject-matter—

   **"the Commonwealth Act"** means the Act of the Commonwealth entitled the Snowy Mountains Engineering Corporation Act 1970, as amended by the Act of the Commonwealth entitled the Snowy Mountains Engineering Corporation Act (No. 2) 1970, and, if the first-mentioned Act has been further amended before, or is further amended after, the passing of this Act, means that first-mentioned Act as in force as amended at the material time;
"the Corporation" means the Snowy Mountains Engineering Corporation established by the Commonwealth Act.

3. **As to status of Snowy Mountains Engineering Corporation under law of the State**

   (1) The Corporation shall be deemed to be and at all times since the passing of the Snowy Mountains Engineering Corporation Act 1970 of the Commonwealth to have been for all purposes of the law of the State—

   (a) a corporation sole by the name Snowy Mountains Engineering Corporation with perpetual succession and an official seal; and

   (b) capable in its corporate name of acquiring, holding, leasing and disposing of real and personal property and of suing and being sued.

   (2) All courts, judges and persons acting judicially shall take judicial notice of the official seal of the Corporation affixed to a document and shall presume that it was duly affixed.

4. **Functions and powers of the Corporation**

   (1) Where an exercise by the Corporation of a function specified in sub-section (1) of section 17 of the Commonwealth Act is not authorized by that Act by reason of the provisions of sub-section (2) of that section or by reason of that Act being required to be read and construed so as not to exceed the legislative power of the Parliament of the Commonwealth, that exercise of that function by the Corporation is, to the extent that the legislative power of the Parliament of the State permits, authorized by this Act.

   (2) The authority to exercise functions conferred on the Corporation by this Act does not extend to
authorize an exercise of a function unless approval is given to that exercise of the function in accordance with sub-sections (3), (4) and (5) of section 17 of the Commonwealth Act.

(3) In relation to the exercise of a function under the authority conferred on it by this Act the Corporation has all the powers expressed to be conferred on it by the Commonwealth Act as if it were exercising the function under the authority conferred on it by that Act.
NOTES

1. General Information

The *Snowy Mountains Engineering Corporation (Victoria) Act 1971* was assented to on 27 April 1971 and came into operation on 27 April 1971.
2. Table of Amendments

There are no amendments made to the **Snowy Mountains Engineering Corporation (Victoria) Act 1971** by Acts and subordinate instruments.
3. Explanatory Details

No entries at date of publication.