



ANNO DECIMO

## GEORGII VI REGIS.

A.D. 1946.

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## No. 48 of 1946.

An Act to amend the Sewerage Act, 1929-1936.

[Assented to 19th December, 1946.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

## Short titles.

1. (1) This Act may be cited as the "Sewerage Act Amendment Act, 1946".

(2) The Sewerage Act, 1929-1936, as amended by this Act, may be cited as the "Sewerage Act, 1929-1946".

(3) The Sewerage Act, 1929-1936, is hereinafter called "the principal Act".

## Incorporation.

2. This Act is incorporated with the principal Act, and that Act and this Act shall be read as one Act.

Amendment of  
s. 4. of  
principal Act—  
Interpretation.

3. Section 4 of the principal Act is amended—

(a) by striking out the definition of "Commissioner".

(b) by inserting the following definition before the definition of "drain",—

"country drainage area" means any drainage area other than the Adelaide drainage area;

(c) by inserting the following definition after the definition of "land"—

"Minister" means the Minister of Works.

4. Sections 10 and 11 of the principal Act are repealed.

Repeal of ss. 10  
and 11 of  
principal Act.

5. The following section is enacted and inserted in the principal Act after section 31 thereof :—

Enactment of  
s. 31a. of  
principal Act—

31a. (1) For the purpose of ascertaining whether it is expedient to construct any sewerage system the Minister or any person authorized by him may—

Powers of  
entry, survey,  
etc.

- (a) enter upon any land after giving not less than two days' notice to the owner or occupier of that land ;
- (b) survey and take levels of any land ;
- (c) probe, bore, or sink pits, on or in any land or otherwise examine the soil thereof ;
- (d) do anything necessary for ascertaining the suitability of the land for a sewerage system.

(2) This section shall apply to land within or outside a drainage area.

(3) The Minister shall compensate any person who suffers damage by reason of the exercise of the powers conferred by this section and the Compulsory Acquisition of Land Act, 1925, shall apply in relation to such compensation.

(4) Nothing in this section shall restrict the application of the Compulsory Acquisition of Land Act, 1925, to anything done under any other provision of this Act.

6. Section 32 of the principal Act is amended by striking out the words "contract with the Commissioner of Waterworks" in the fifth and sixth lines of subsection (2) and inserting in lieu thereof the word "arrange".

Amendment of  
s. 32 of the  
principal Act—  
Cleansing of  
sewers.

7. Section 64 of the principal Act is amended by striking out the words "Commissioner of Waterworks" in the first and second lines and inserting in lieu thereof the word "Minister".

Amendment of  
s. 64 of the  
principal Act—  
Assessments.

8. The following section is enacted and inserted in the principal Act after section 75 thereof :—

Enactment of  
s. 75a. of  
principal Act—

75a. (1) The minimum amount payable for sewerage rates on any land, or land and premises, comprised in an assessment and situated in a country drainage area shall be—

Rates in  
country  
drainage  
areas.

- (a) two pounds twelve shillings per annum in the case of land or premises connected with the sewers :

(b) twelve shillings per annum in the case of other land or premises.

(2) Subject to subsection (1) of this section the sewerage rate in a country drainage area shall be one shilling and ninepence in the Pound.

(3) Sections 74 and 75 of this Act shall be read subject to this section.

Amendment of  
s. 85 of the  
principal Act—  
Recovery of  
rates in certain  
cases.

9. Section 85 of the principal Act is amended—

(a) by striking out the words “Commissioner of Waterworks” in the sixth line and inserting in lieu thereof the words “Minister pursuant to the Waterworks Act, 1932”;

(b) by striking out the words “Commissioner of Waterworks” in the seventh line and inserting in lieu thereof the word “Minister”.

Amendment of  
principal Act—  
Alteration  
of title.

10. The principal Act is amended by striking out the word “Commissioner” wherever used therein to denote the Minister formerly known as the Commissioner of Sewers and by inserting in lieu thereof the word “Minister”.

In the name and on behalf of His Majesty, I hereby assent to this Bill.

C. W. M. NORRIE, Governor.