



ANNO DECIMO OCTAVO

GEORGII V REGIS.

A.D. 1927.

No. 1845.

An Act to Impose a Surcharge upon Sewerage Rates and Fees for the Financial Year, 1927-1928, to amend the Adelaide Sewers Acts, 1878 to 1926, and for other purposes.

[Assented to, January 5th, 1928.]

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

1. (1) This Act may be cited as the "Adelaide Sewers Act Further Amendment Act, 1927." Short titles.

(2) The Adelaide Sewers Acts, 1878 to 1926, and this Act may be cited together as the "Adelaide Sewers Acts, 1878 to 1927".

(3) The Adelaide Sewers Act is hereinafter referred to as "the principal Act".

2. This Act is incorporated with the other Acts mentioned in section 1 of this Act, and those Acts and this Act shall be read together as one Act. Incorporation.

3. In addition to any amounts payable, apart from this section, as sewerage rates for the period of twelve months ending on the thirtieth day of June, nineteen hundred and twenty-eight, or as fees for the removal during the said period of sewerage matter from lands and premises which are exempt from assessment and rating under the principal Act, there shall be paid by every person liable to pay any such rates or fees, a surcharge on those rates and fees equal to Surcharge on sewerage rates for 1927-28. twenty-five

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twenty-five per centum of the amount thereof which surcharge shall be payable and recoverable at the same time and in the same manner as the said rates or fees, as the case may be.

Amendment of
principal Act, s. 40—
Payment of cost of
drains and fittings.

4. Section 40 of the principal Act is further amended by striking out the words “and so much of the cost of such drains and fittings as shall be made and constructed in any street shall be paid for by the Commissioner, and the remainder by the owners or occupiers thereof” and by inserting in lieu thereof the passage “and the whole of the cost of such drains and fittings both in any street and on such lands and premises shall be paid for by the owner or occupier thereof. The Commissioner may by regulation fix any fees or charges to be paid to the Commissioner by such owner or occupier in payment of the cost of any such drains and fittings as are in such street.”

Amendment of 106,
1878, s. 82—
Appeals.

5. Section 82 of the Adelaide Sewers Act is amended—

- (a) by inserting before the word “The” in the first line thereof the words “For the Adelaide, Mile End, and Glenelg Drainage Areas”; and
- (b) by inserting before the word “shall” in the second line thereof the words “and for every other Drainage Area the Local Court of Full Jurisdiction in or nearest to the Drainage Area”.

Amendment of
principal Act,
s. 87—
Recovery of rates.

6. Section 87 of the principal Act (as enacted by section 7 of the Adelaide Sewers Act Further Amendment Act, 1919) is amended—

- (a) by inserting after the word “the” in the eighth line of paragraph (b) of subsection (1) thereof the words “owner or”; and
- (b) by striking out subsection (2) thereof and by inserting in lieu thereof the following subsections:—

(2) The Commissioner may in the first instance at his option cause to be distrained under this section either the goods and chattels of the person occupying the premises in respect of which rates are due and unpaid or the goods and chattels of the owner of the said premises; and in case no sufficient goods and chattels of the person against whom distress is levied in the first instance are found to satisfy the distress, the Commissioner may cause to be distrained the goods and chattels of the other person whose goods and chattels are under this section liable to distraint.

(2a) If the owner of any premises in respect of which any rates are due and unpaid is absent from the State, and upon distress being levied no sufficient goods of the occupier can be found to satisfy such distress, the agent of the owner shall be liable for the said rates and the same may be recovered from him.

7. Section

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7. Section 4 of the Adelaide Sewers Act Amendment Act (as amended by section 2 of the Act numbered 369 of 1886) is further amended by striking out the words "at the rate of five per centum per annum" in the twelfth and thirteenth lines thereof, and by inserting in lieu thereof the words "at a rate to be specified in the agreement".

Amendment of 303.
1883-4, s. 4—
Rate of interest.

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

G. J. R. MURRAY, Lieutenant-Governor.