



ANNO VICESIMO

GEORGII V REGIS.

A.D. 1929.

No. 1931.

An Act to authorise the Government to make loans to Municipal Corporations and District Councils for certain purposes and to enable Municipal Corporations and District Councils to accept such loans without obtaining the consent of the ratepayers thereof.

[Assented to, December 12th, 1929.]

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

1. This Act may be cited as the "Local Government Loans Act, 1929." Short title.

2. (1) It shall be lawful for the Government, without any authority except this Act, to make loans to any Municipal Corporation or District Council as provided by this Act, but the total of all loans so made shall not exceed the sum of One Hundred and Fifty Thousand Pounds. Power to make loans to Municipal Corporations and District Councils.

(2) No such loan shall be made after the expiration of one year after the passing of this Act.

(3) The said loans shall be made out of the payments to be received after the passing of this Act from the State of Victoria by the State of South Australia pursuant to clause 12 of the Agreement made pursuant to and contained in the Schedule to the South Australian and Victorian Border Railways Act, 1912, and the said payments up to the amount of One Hundred and Fifty Thousand Pounds are hereby appropriated for the purposes of this Act. Pending the receipt of the said payments, the Treasurer may raise money for the purposes of this Act by way of bank overdraft or otherwise.

3. Every

Local Government Loans Act.—1929.

Purpose of loans.

3. Every such loan shall be made to a Municipal Corporation or District Council for the purpose of carrying out within the Municipality or District thereof such works or undertakings which the Council may lawfully carry out as are approved by the Minister in writing at the time of the making of the loan. No loan or any part thereof shall be used for any purpose not so approved unless approval in writing for so doing is given by the Minister.

Power of Council to accept loan.

4. (1) Any such loan may be accepted by a Municipal Corporation or District Council and the work or undertaking in respect of which it is borrowed may be carried out without preparing any statement, plans, or specifications for the inspection of the ratepayers thereof, without giving notice of the proposal to borrow and without obtaining the consent of the ratepayers either to the loan or to the carrying out of the work or undertaking.

(2) The provisions of the Municipal Corporations Act, 1923, and the District Councils Act, 1929, whereby any person may be required by the Municipal Corporation or District Council to contribute to the cost of carrying out any work or undertaking, shall apply to works and undertakings carried out in pursuance of this Act, but every such person shall, notwithstanding the provisions of the said Acts, be required to make such contribution as aforesaid to the Corporation or Council within the same time and upon the same conditions as to interest and any other matter, as the loan is made to the Council by the Government. In all other respects the provisions of the said Acts shall apply to the recovery of the said amounts.

Repayment of loan.

5. (1) The amount of every loan made to a Municipal Corporation or District Council shall—

(a) be repayable at such time and bear such rate of interest and be made subject to such conditions as are fixed by the Minister at the time of the making of the loan :

(b) be deemed to be made on the security of the general rates thereof.

(2) The Minister shall for all purposes be deemed to be the holder of debentures issued by the Municipal Corporation or District Council for the amount of the loan, and shall have in respect of the Municipal Corporation or District Council in question and of the general rates thereof all the powers and rights of a debenture holder under the provisions of the Municipal Corporations Act, 1923, or (as the case may be) of the District Councils Act, 1929, and the provisions of those Acts shall, *mutatis mutandis*, apply accordingly.

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

G. J. R. MURRAY, Deputy Governor.