



ANNO VICESIMO

# GEORGII V REGIS.

## A.D. 1929.

\*\*\*\*\*

### No. 1922.

An Act to further amend the Loans for Fencing Act, 1919, to enable the State Bank of South Australia to make Loans for Water Piping, and for other purposes.

*[Assented to, November 27th, 1929.]*

**B**E 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 "Loans for Fencing and Water Piping Act, 1929". Short titles.

(2) The Loans for Fencing Acts, 1919 and 1924, and this Act may be cited together as the "Loans for Fencing and Water Piping Acts, 1919 to 1929".

(3) The Loans for Fencing Act, 1919, is hereinafter referred to as "the principal Act". No. 1403 of 1919.

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 as one Act. Incorporation.

3. Section 4 of the principal Act is amended by inserting after the word "material" in the second line thereof the words "or water piping". Amendment of principal Act, s. 4—  
Loans for water piping.

4. Section 6 of the principal Act is amended—

(a) by inserting after the word "petition" in the first line thereof the words "for the supply of fencing material"; Amendment of principal Act, s. 6—  
Requisites of petition.  
and

(b) by

*Loans for Fencing and Water Piping Act.—1929.*

(b) by inserting therein after subsection (1) thereof the following subsection :—

(1A) Every petition for the supply of water piping to a Council by the occupiers of land within its District to obtain a loan under section 4 shall—

(a) be signed by each of the occupiers making the petition ;

(b) describe shortly the land occupied by each petitioner, and state the acreage thereof ;

(c) give an estimate of the probable cost of the whole of the water piping required by the petitioners, and ask that the Council will apply to the Bank for a loan of the amount of the estimate ;

(d) give an estimate and particulars of the water piping required by each petitioner and the probable cost thereof, and an estimate of the extent of water piping to be laid down by each occupier ;

(e) state that each petitioner signing the petition undertakes to pay to the Council in every year one-fifteenth part of the value of all water piping obtained by the Council by means of the loan proposed to be obtained and furnished, or offered to be furnished, to him by the Council, together with interest at the fixed rate on the balance for the time being remaining unpaid, and also undertakes to pay annually to the Council, for the purposes of defraying the expenses of administration in connection with the loan, an additional sum calculated at the rate of Ten Shillings per centum per annum upon the amount, including interest, for the time being due by him in respect of the value of the said water piping, or if any such sum so calculated amounts to less than Two Shillings, then the sum of Two Shillings ; and

(f) contain an undertaking by each petitioner to lay down in or upon his land all water piping furnished to him to the satisfaction of, and within the time required by, the Council.

Amendment of  
principal Act, s. 12—  
Power to make  
advances on behalf  
of Council.

5. Section 12 of the principal Act is amended—

(a) by inserting after the word “ material ” in the ninth line of subsection (3) thereof the words “ or water piping ” ;

(b) by inserting after the word “ on ” in the tenth line of subsection (3) thereof the words “ or, as the case may be, laying down water piping in or upon ” ; and

(c) by

*Loans for Fencing and Water Piping Act.—1929.*

- (c) by inserting after the word "material" wherever it occurs in subsection (4) thereof in every case the words "or water piping".

6. Section 13 of the principal Act is amended by inserting after the word "material" wherever it occurs in the said section in each case the words "or water piping".

Amendment of principal Act, s. 13—  
Particulars of loans.

7. Section 14 of the principal Act is amended—

- (a) by inserting after the word "material" in the fourth line thereof the words "or, as the case may be, water piping";
- (b) by inserting after the word "material" in the fifth line thereof the words "or water piping";
- (c) by inserting after the word "material" in the first line of subsection (2) thereof the words "or water piping"; and
- (d) by striking out the words "use such material in fencing on" in the fourth and fifth lines of subsection (2) thereof and by inserting in lieu thereof the words "to erect the said fencing material on or, as the case may be, lay down the said water piping in or upon".

Amendment of principal Act, s. 14—  
Use of loans.

8. Section 15 of the principal Act is amended—

- (a) by inserting after the word "material" wherever it occurs therein in every case the words "or water piping";
- (b) by striking out the words "materials are" in the sixteenth line thereof and by inserting in lieu thereof the words "fencing material or water piping is".

Amendment of principal Act, s. 15—  
Additional powers of Council in certain cases.

9. Section 16 of the principal Act is amended—

- (a) by striking out the word "material" in the second line thereof and by inserting in lieu thereof the words "fencing material or water piping";
- (b) by inserting after the word "on" in the third line thereof the words "or, as the case may be, laying down water piping in or upon";
- (c) by inserting after the word "fencing" in the sixth line thereof the words "or laying down water piping"; and
- (d) by striking out the word "material" in the penultimate line thereof and by inserting in lieu thereof the words "fencing material or water piping".

Amendment of principal Act, s. 16—  
Powers of Council on default.

10. Section 17 of the principal Act is amended—

- (a) by inserting therein after subsection (1) thereof the following subsection:—

(1A) The value as specified in the notice given pursuant to section 14, of all water piping furnished to an occupier, or, if such occupier is a petitioner, offered

Amendment of principal Act, s. 17—  
Repayment of advance by petitioners.

---

*Loans for Fencing and Water Piping Act.—1929.*


---

offered to be furnished by the Council to such occupier, shall be repaid to the Council in fifteen yearly instalments with interest at the fixed rate on the balance thereof for the time being unpaid, together with the additional sum mentioned in section 6. Each such yearly instalment shall be due and payable by the occupier for the time being of the land in respect of which the water piping was furnished or offered to be furnished, on the first day of February in every year, the first of such instalments to be due and payable on the first day of February next after the making of the order granting the loan to the Council.

(b) by inserting after the word "material" in the fifth line of subsection (3) thereof the words "or water piping".

Amendment of  
principal Act, s. 18—  
Loans to be charge  
on land.

**11.** Section 18 of the principal Act is amended by inserting after the word "material" in the second line thereof the words "or water piping".

Amendment of  
principal Act, s. 19—  
Effect of  
undertaking.

**12.** Section 19 of the principal Act is amended by inserting after the word "of" in the first line thereof the words "subsection (1) or subsection (1A) of".

Amendment of  
principal Act, s. 20—  
Repayment of loan.

**13.** Section 20 of the principal Act is amended by striking out the words "in twenty equal instalments" in the second line thereof and by inserting in lieu thereof the words "when granted in respect of fencing material in twenty equal annual instalments and when granted in respect of water piping in fifteen equal annual instalments".

Amendment of  
principal Act, s. 21—  
Procedure on default  
by Council.

**14.** Section 21 of the principal Act is amended—

(a) by inserting after the words "one-twentieth" in the seventh line thereof the words "or as the case may require, one-fifteenth";

(b) by inserting after the word "material", in the penultimate line of subsection (3) thereof, the words "or water piping"; and

(c) by inserting after the word "erected", in the last line of subsection (3) thereof, the words "or water piping laid down".

Amendment of  
principal Act, s. 25—  
Powers of recovery.

**15.** Section 25 of the principal Act is amended by inserting after the word "fencing" second occurring in the second line thereof the words "or water piping and laying down the same".

Amendment of  
principal Act, s. 26—  
By-laws.

**16.** Section 26 of the principal Act is amended by inserting after the word "material" in the fourth line thereof the words "or water piping".

**17.** Section

*Loans for Fencing and Water Piping Act.—1929.*

17. Section 29 of the principal Act is amended—

Amendment of  
principal Act, s. 29—  
Powers on default.

- (a) by inserting after the word “land” in the second line thereof the words “or in respect of any water piping used or laid down in or upon any land”; and
- (b) by inserting after the word “material” in the fourth line thereof the words “or, as the case may require, such water piping or any water piping”.

18. Section 32 of the principal Act is amended by inserting after the word “Act” in the second line thereof the words “prescribing the kinds of water piping to be laid down in pursuance of this Act and the manner and conditions of laying down the same”.

Amendment of  
principal Act, s. 32—  
Regulations.

19. Section 34 of the principal Act is amended by inserting after the word “accumulation” in the penultimate line thereof the words “or to repair any water piping laid down in or upon his land under the provisions of this Act”.

Amendment of  
principal Act, s. 34—  
Notice to repair.

20. Section 35 of the principal Act is amended—

Amendment of  
principal Act, s. 35—  
Loans outside  
Districts.

- (a) by striking out the word “him” in the first line thereof and by inserting in lieu thereof the words “the Bank”;
- (b) by adding at the end of subsection (1) thereof the following passage:—

“and may, out of the said moneys, purchase water piping and supply the same to any occupier of land situated as aforesaid, who makes application to the Bank for the supply to him of water piping for the purpose of laying down the same in or upon the land occupied by him, or any part thereof.”;

- (c) by inserting after the word “material” in the last line of subsection (2) thereof the words “or water piping”.

21. Section 36 of the principal Act is amended—

Amendment of  
principal Act, s. 36—  
Offences.

- (a) by inserting after the word “material” in the fourth line thereof the words “or water piping”; and
- (b) by inserting after the word “Council” in the fourth line thereof the words “or by the Bank”.

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

A. HORE-RUTHVEN, Governor.