

South Australia

## **Roxby Downs (Local Government Arrangement) Regulations 1997**

under the *Roxby Downs (Indenture Ratification) Act 1982*

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#### **1—Short title**

These regulations may be cited as the *Roxby Downs (Local Government Arrangement) Regulations 1997*.

#### **2—Commencement**

These regulations will come into operation on the day on which they are made.

#### **3—Revocation**

The following regulations are revoked:

- (a) the *Roxby Downs (Local Government Arrangement) Regulations 1986*;
- (b) the *Roxby Downs (Constitution of Council) Regulations 1986*.

#### **4—Interpretation**

In these regulations—

*Act* means the *Roxby Downs (Indenture Ratification) Act 1982*;

*Administrator* means the Administrator of the municipal council appointed under the Act and the Indenture;

*municipal council* means the Municipal Council of Roxby Downs constituted by proclamation pursuant to the *Local Government Act 1934* and the Act.

#### **5—General powers of the council**

The municipal council—

- (a) continues as a body corporate with perpetual succession and a common seal;  
and

- (b) is capable in its corporate name of acquiring, holding, dealing with and disposing of real and personal property; and
- (c) is capable of acquiring or incurring other rights or liabilities and of suing and being sued in its corporate name.

## **6—Administrator to act in name of council**

The Administrator will exercise all the powers and discharge all the functions of the municipal council in the name of and on behalf of the council.

## **7—Proclamation providing for certain matters**

- (1) The Governor may, by proclamation made before the expiration of the administration of the municipal council by the Administrator under the Indenture—
  - (a) determine whether the council is to have a mayor or a chairperson; and
  - (b) determine the number of councillors who are to constitute, or to be included in, the membership of the council; and
  - (c) divide the area of the council into wards; and
  - (d) determine the boundaries of each ward, the name of each ward, and the number of councillors to be elected for each ward (which number may vary from ward to ward); and
  - (e) determine whether the membership of the council is to include aldermen and, if so, how many; and
  - (f) appoint, or provide for the election of, the first members of the council.
- (2) Section 14(1) of the *Local Government Act 1934* will not apply to a proclamation under subregulation (1).
- (3) A proclamation under subregulation (1) will have effect from the expiration of the administration of the municipal council by the Administrator under the Indenture.

## Legislative history

### Notes

- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes or [www.legislation.sa.gov.au](http://www.legislation.sa.gov.au).

### Revocation of regulations

The *Roxby Downs (Local Government Arrangement) Regulations 1997* were revoked by Sch 1 of the *Roxby Downs (Local Government Arrangement) Regulations 2012* on 1.9.2012.

### Principal regulations

Year	No	Reference	Commencement
1997	194	<i>Gazette</i> 28.8.1997 p552	28.8.1997: r 2