



ANNO DECIMO SEPTIMO

GEORGII V REGIS.

A.D. 1926.

No. 1778.

An Act to further amend the Municipal Corporations Act, 1923.

[*Assented to, December 16th, 1926.*]

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 "Municipal Corporations Act Amendment Act, 1926." Short titles.

(2) The Municipal Corporations Acts, 1923 to 1925, and this Act may be cited together as the "Municipal Corporations Acts, 1923 to 1926."

(3) The Municipal Corporations Act, 1923, is hereinafter referred to as "the principal Act" No. 1558 of 1923.

2. Section 67 of the principal Act is amended so as to read as follows:— Amendment of principal Act, s. 67.

67. (1) The nominations of candidates for election to the offices of Mayor, Councillor, and Auditor shall take place at a place fixed by the Council, at noon on the second Saturday in November in every year. Day of nomination, Cf. 1182, 1914, s. 85.

(2) The Town Clerk shall, ten clear days at least before the said date, give public notice of the place, day, and hour for the nomination of candidates, and of the time before which nominations must be lodged.

3. Section

Municipal Corporations Act Amendment Act.—1926.

Amendment of
principal Act, s.
164A—
Verification of
alignment.

3. Section 164A of the principal Act (as enacted by section 3 of the Municipal Corporations Act Amendment Act, 1924) is amended by striking out the words "fourteen days" in the first line thereof and by substituting therefor the words "one month".

Amendment of
principal Act, s.
165—
Notice of alignment.

4. Section 165 of the principal Act (as amended by section 4 of the Municipal Corporations Act Amendment Act, 1924) is further amended by striking out the passage "fixing the permanent marks mentioned in section 164 and after" in the first and second lines thereof.

Amendment of
principal Act, s.
174—
Cost of forming
street.

5. Subsection (1) of section 174 of the principal Act is amended by striking out the words "not less than two-thirds" in the second line thereof and inserting in lieu thereof the words "not more than one-half."

Amendment of
principal Act,
s. 238—
Application of
revenue from
foreshore.

6. Section 238 of the principal Act is amended by adding at the end of subsection (6) thereof the following proviso:—

"Provided also that should the moneys received from the sources set out in this subsection in any financial year of a Council exceed one-fourth of the amount derivable from the general rate declared by the Council for such year, the amount of such excess may be expended by the Council in any manner in which it is authorised by this Act to expend moneys."

Amendment of
principal Act, s.
435—

7. Section 435 of the principal Act is amended by adding at the end thereof the following paragraphs:—

Kerbing of streets.

XVI. the kerbing of footpaths and the paving of water-tables of public streets or any part thereof:

Purchase of
machinery.

XVII. the construction, purchase, or erection of machinery or plant to be used for the purpose of the construction of public streets or purposes incidental thereto.

Amendment of
principal Act—

8. The principal Act is amended by inserting after section 439 thereof the following section:—

Nullification of
special or separate
rate.

439A. In any case where a poll is held for the purpose of obtaining the consent of the ratepayers to the borrowing of money for the purpose of carrying out any object or purpose for which a special or separate rate has been declared, and the ratepayers at the said poll do not consent to the said borrowing, then the declaration of the said special or separate rate shall be deemed to be void and of no effect.

Amendment of
principal Act,
s. 463—

9. Section 463 of the principal Act is amended so as to read as follows:—

Withdrawal of
moneys from bank.

463. No funds paid into the bank shall be withdrawn except upon an order of the Council or a committee thereof, and by cheque

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cheque signed by the Mayor or any other member of the Council and countersigned by the Town Clerk or some other officer of the Council appointed by the Council for the purpose.

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

TOM BRIDGES, Governor.