

## WATER RATES.

### No. 15 of 1963.

#### An Ordinance to amend the *Water Rates Ordinance* 1959.

1.—(1.) This Ordinance may be cited as the *Water Rates Ordinance* 1963.\* Short title and citation.

(2.) The *Water Rates Ordinance* 1959† is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Water Rates Ordinance* 1959-1963.

2. Section eighteen of the Principal Ordinance is amended by omitting paragraph (b) and inserting in its stead the following paragraph:— Additional meter readings.

“(b) upon a request from the owner, lessee, mortgagee or purchaser of a parcel of land, or any other person who satisfies the proper authority that he has adequate reason for so requiring and upon payment of a fee of Ten shillings; and”.

3. After section twenty of the Principal Ordinance the following sections are inserted:—

“20A. Where, in pursuance of paragraph (b) of section eighteen of this Ordinance, a meter is read, the proper authority may, if the person so requests, issue a certificate showing the quantity of water shown to have been supplied (if any) through the meter since the last occasion on which the meter was read, or which he has estimated under section nineteen of this Ordinance to have been supplied, and the amount of rates (if any) that is payable in respect of that quantity of water. Rates certificate where land metered.

“20B. The proper authority may upon the request of the owner, lessee, mortgagee or purchaser of a parcel of land referred to in section eight or nine of this Ordinance, or any other person who satisfies the proper authority that he has adequate reason for so requiring, and upon payment of a fee of Ten shillings issue a certificate showing the amount of rates (if any) that is payable in respect of that quantity of water or of that parcel of land, as the case may be.”. Rates certificate where land either unmetered or not connected to system of works.

4. After section twenty-six of the Principal Ordinance the following section is inserted:—

“26A.—(1.) The person who is—

(a) the person in whom the fee simple of a parcel of land is, for the time being, vested; or

Persons by whom rates are payable when payment of rates under section 12 or 13 are outstanding.

\* Made on 25th June, 1963; notified in the *Commonwealth Gazette* and commenced on 28th June, 1963.

† Ordinance No. 19 1959.

(b) the lessee, for the time being, of a parcel of land held under a lease from the Commonwealth for a period of years,

is liable to pay to the Commonwealth the whole or any part of the amount of rates payable in respect of water to be supplied or supplied to the parcel of land that has not been paid by the person who is liable, under section twelve or thirteen of this Ordinance, for the payment of these rates.

“ (2.) Where, in pursuance of the last preceding sub-section, a person pays to the Commonwealth the whole or any part of the amount of rates that were originally payable by another person, the first-mentioned person may, subject to any agreement between him and that other person, recover the amount so paid as a debt due and payable by that other person.”.

5. Section thirty of the Principal Ordinance is repealed and the following section is inserted in its stead:—

**Evidence.**

“ 30.—(1.) The Secretary to the Department of the Interior, or a person authorized in writing by him may, by writing under his hand, certify that—

(a) a specified parcel of land is—

(i) a parcel of land for the supply of water to which a system of works has been constructed;

(ii) a parcel of land for the supply of water otherwise than through a system of works; or

(iii) a parcel of land for the supply of water to which a system of works has been constructed but which is not connected to that system of works,

as the case may be;

(b) the amount of rates specified in the certificate is payable in respect of that parcel of land;

(c) the person named in the certificate is the person by whom the amount of rates so specified is payable;

(d) a notice charging the person named in the certificate with the payment of those rates was posted or issued to that person on a specified date; and

(e) on the date of the certificate, the amount of rates so specified in the notice or portion of that amount has not been paid.

“ (2.) Unless the contrary is proved, a certificate purporting to have been given under this section is, in all courts—

- (a) evidence of the facts stated in the certificate; and
- (b) evidence that a notice charging a person with the payment of rates was received by that person on or about the time at which it would have been received in the ordinary course of post.

“ (3.) Unless the contrary is proved—

- (a) a certificate purporting to have been given under this section shall, in all courts, be deemed to have been given by the person purporting to give the certificate; and
- (b) where such a certificate purports to be given by a person authorized in writing by the Secretary to the Department of the Interior, that person shall be deemed to have been so authorized.”.