



ANNO DECIMO SEXTO

GEORGI V REGIS.

A.D. 1925.

No. 1693.

An Act to amend the Control of Waters Act, 1919.

[Assented to, December 17th, 1925.]

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 "Control of Waters Act Amendment Act, 1925." Short titles.

(2) The Control of Waters Act, 1919 (hereinafter referred to as "the principal Act"), and this Act may be cited together as the "Control of Waters Acts, 1919 and 1925". No. 1359 of 1919.

2. Section 8 of the principal Act is amended by adding at the end thereof the following subsection— Amendment of principal Act, s. 8—

(3) In any proceedings for an offence against this section proof of the existence on any land of any irrigation channel or any other means whereby water is capable of being diverted, taken, or used for irrigation purposes from any watercourse to which this Act applies, shall be conclusive evidence that water was diverted, taken, or used contrary to this section by the occupier of the said land, unless the said occupier gives proof— Proof of diversion of water.

(a) that he had a licence under this Act in force at the time of the alleged offence in respect of the land aforesaid;

or

(b) that the land aforesaid does not exceed one acre in extent and is used as a garden in connection with a dwelling; or

(c) to the satisfaction of the Court that water was not diverted, taken, or used contrary to this section.

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

TOM BRIDGES, Governor.