



ANNO QUADRAGESIMO QUINTO ET QUADRAGESIMO
SEXTO

VICTORIÆ REGINÆ.

A.D. 1882.

No. 244.

An Act to amend "The District Councils Act, 1876."
[Assented to, August 30th, 1882.]

WHEREAS it is desirable to amend "The District Councils Act, 1876"—Be it therefore Enacted by the Governor of the Province of South Australia, with the advice and consent of the Legislative Council and the House of Assembly, in this present Parliament assembled, as follows: Preamble.

1. This Act may be cited for all purposes as "The District Councils Amendment Act, 1882." Short title.

2. Section 121 of "The District Councils Act, 1876," is hereby repealed, save and except as to any matter or thing heretofore lawfully done under the said section, and the said Act shall be read and construed as if clause 3 of this Act had been inserted in "The District Councils Act, 1876," in lieu of section 121 of that Act. Repeal of section 121 of "The District Councils Act, 1876."

3. Whenever it shall be considered necessary for any of the purposes of this Act, a District Council may make an assessment of all rateable property within the district, such assessment to be made according to the principles following, that is to say:—As to any building, and all land that may be occupied therewith, wherever situate, and all land situated outside the limits of any township, according to the full estimated annual rent (clear of all outgoings) at which the whole would let for a term of fourteen years Assessments and principles on which same to be made.
Mode of assessment.

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years; and as to all township land unbuilt upon, according to a percentage of five per cent. on the value of the freehold; and as to any area of land within any township comprising a block of not less than twenty acres, not divided by roads, and unused or used only for pastoral or agricultural purposes, according to a percentage of two and a half per cent. on the value of the freehold; and in the construction of this section the word "township" shall mean and include any Government township, and any land laid out as a township, and plans whereof shall be deposited in the Lands Titles Registration Office, or in the General Registry Office for the said province; and every such assessment as aforesaid shall specify the names of the several occupiers and owners of the property assessed (so far as known), and the description of the property assessed, and the same shall be entered in a book, to be called the Assessment Book, which may be in the form in the Schedule H to "The District Councils Act, 1876," and three copies thereof shall be made and shall be deposited at different convenient places within the district.

Notice of assessment.

4. In addition to the notice provided for by section 123 of "The District Councils Act, 1876," and in lieu of the notice provided for in section 124, written notice shall be given of the making of every assessment, unless the assessment of the previous year be adopted, and of every alteration therein, by delivering or posting the same, within ten days after the making thereof, to every person appearing in the assessment-book as the occupiers of the rateable property concerned, or, in case no person shall appear therein as occupier, then to every person appearing therein as owner of such property; but if no person appear therein as owner or occupier, then such written notice shall be unnecessary, and notice by advertisement in the *Government Gazette* shall be sufficient.

Time of appeal.

5. Section 128 of the said "The District Councils Act, 1876," shall be read as if the words, "after the giving of notice of assessment or alteration thereof as hereby provided," were inserted in lieu of the words "after the publication of the notice of assessment in the *Government Gazette*, or the giving of the notice of alteration of assessment, as the case may be."

Amount expended on lands vested in new District Council to be repaid by them to old Council.

6. Whenever any lands, tenements, or hereditaments vested in or held upon trust for a District Council shall, under section 65 of "The District Councils, Act, 1876," become vested in a Council of any incorporated town, or in another District Council, the Council or District Council in which such lands, tenements, or hereditaments shall become vested, shall forthwith repay to the District Council in which such lands, tenements, or hereditaments shall have been previously situate, such portion of the moneys paid out of rates by such last-mentioned District Council in respect of such lands, tenements, or hereditaments as may be agreed upon, or in the event of any dispute as to the amount payable, such sum as the Commissioner of Crown Lands may deem fair and equitable; and such moneys

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moneys may be recovered in any Court of competent jurisdiction as money payable to such last-mentioned Council for money paid by such Council to the use of the Council or District Council in which such lands, tenements, or hereditaments shall have become vested.

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

WM. F. DRUMMOND JERVOIS, Governor.