



ANNO QUINTO

ELIZABETHAE II REGINAE

A.D. 1956.

No. 31 of 1956.

An Act to amend the Markets Clauses Act, 1870-1937.

[Assented to 15th November, 1956.]

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 "Markets Clauses Act Amendment Act, 1956". Short titles.

(2) The Markets Clauses Act, 1870-1937, as amended by this Act, may be cited as the "Markets Clauses Act, 1870-1956".

(3) The Markets Clauses Act, 1870-1937, is hereinafter referred to as "the principal Act".

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.

3. The following section is enacted and inserted in the principal Act after section 10 thereof :— Enactment of s. 10a of principal Act—

10a. (1) The undertakers may also erect dwelling houses, shops, offices, stores, workshops and other buildings on any land for the time being vested in them. Power to erect buildings, grant leases, etc.

(2) The powers granted by this section—

(a) shall apply in respect of any land of the undertakers whenever vested in or acquired by them ;

- (b) may be exercised notwithstanding anything expressed or implied in the special Act ;
- (c) shall not be deemed to take away or restrict any powers conferred by the special Act.

Repeal of
s. 14 of
principal Act
and enactment
of other
provisions—
Market days.

4. Section 14 of the principal Act is repealed and the following section is enacted and substituted therefor :—

14. After the market place has been opened the undertakers may hold markets therein on any day not being a Sunday, Good Friday or Christmas Day.

This section shall apply notwithstanding any provision of any special Act passed before the passing of The Markets Clauses Act Amendment Act, 1956.

Repeal of
s. 21 of
principal Act
and enactment
of other
provisions—
Leases and
rights over
shops, stalls,
etc. in
markets.

5. Section 21 of the principal Act is repealed and the following section is enacted and substituted in lieu thereof :—

21. (1) The undertakers shall have the following powers :—

- (a) to lease let and grant licences and rights in, over or in respect of any dwelling-house, shop, office, store, workshop, stall, stand, bench, structure, ground space or other building or place in the market ;
- (b) to charge and recover such rents, tolls, stallages, fees or other charges as are agreed between the undertakers and the person to whom any lease tenancy licence or right is granted under this section ;
- (c) to enter into any transaction and do or execute any act matter or thing incidental to the exercise of the foregoing powers.

(2) The powers granted by this section—

- (a) may be exercised notwithstanding any restriction or other provision expressed or implied in any special Act passed before the passing of The Markets Clauses Act Amendment Act, 1956 ;
- (b) shall not be deemed to take away or restrict any powers conferred on the undertakers by any special Act.

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

R. A. GEORGE, Governor.