



ANNO VICESIMO SEXTO

GEORGII V REGIS.

A.D. 1935.

No. 2219.

An Act to amend the South-Eastern Drainage Acts,
1931 and 1933.

[*Assented to, 21st November, 1935.*]

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 " South-Eastern Drainage Act Amendment Act, 1935 ". Short titles.

(2) The South-Eastern Drainage Acts, 1931 and 1933, and this Act may be cited together as the " South-Eastern Drainage Acts, 1931 to 1935 ".

(3) The South-Eastern Drainage Act, 1931, is hereinafter referred to as " the principal Act ". No. 2062 of 1931.

2. This Act is incorporated with the other Acts mentioned in section 1 of this Act, and those Acts and this Act shall be read as one Act. Incorporation.

3. (1) Subsection (3) of section 98 of the principal Act (as enacted by section 6 of the South-Eastern Drainage Act Amendment Act, 1933) is amended so as to read as follows :— Amendment principal Act, s. 98—Apportionment.

(3) Notwithstanding any other section in this Act, the total amount apportioned to landholders pursuant to this section shall, after providing for the matters referred to in subsection (1A), not exceed seventy-six thousand two hundred and ninety-one pounds. This

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subsection shall be deemed to take effect from the ninth day of November, nineteen hundred and thirty-three, and any apportionment made or purporting to be made by the board pursuant to any subsection of this section before the passing of the South-Eastern Drainage Act Amendment Act, 1935, is hereby validated.

Amendment of
principal Act,
s. 103—

4. Section 103 of the principal Act is amended so as to read as follows :—

Appropriation
of instalments
previously
paid.

103. (1) Where before the commencement of this Act any money was paid in respect of any land on account of instalments due under the South-Eastern Drainage Scheme Act, 1908, and the Acts incorporated therewith, the board may, in its discretion, and in such manner as it deems just, appropriate the money to the payment of any moneys due or accruing due to the board under this Act or any Act repealed by this Act in respect of the said land.

(2) If no such moneys are due or accruing due or are payable under this Act to the board in respect of the said land, or are payable in respect of any other land, as mentioned in subsection (3), the board shall repay the amount of the said instalments to the landholder of the land at the time the said amount is repaid by the board: Provided that the board may, in any case it thinks fit, repay the said amount or any part thereof to the said landholder notwithstanding that moneys as aforesaid are accruing due or payable.

(3) If any other moneys are due or accruing due or payable by the said landholder to the board under this Act or any Act repealed by this Act in respect of any other land of the landholder, the board may, in its discretion, and in such manner as it deems just, appropriate the said instalments in payment of such other moneys.

(4) There shall be credited to every such instalment simple interest thereon at the rate of four pounds per centum per annum calculated from the time of the payment of the instalment until appropriation or repayment thereof as aforesaid.

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

W. DUGAN, Governor.