

Regulations under the *Supply of Services Ordinance* 1952-1965

I ROGER LEVINGE DEAN, the Administrator of the Northern Territory of Australia, having received the advice of the Administrator's Council, in pursuance of the powers conferred on me by the *Supply of Services Ordinance* 1952-1965 and the *Administrator's Council Ordinance* 1959-1963, hereby make the following Regulations.

Dated this tenth day of March, 1966.

R. L. DEAN,
Administrator

AMENDMENTS OF THE SEWERAGE REGULATIONS*

1. Regulation 3 of the Sewerage Regulations is amended by inserting **Parts** after the words —

“Part III.—Permits and Authorities (Regulations 9-28).”

the words —

“Part IIIA.—Financial Assistance to Connect to Sewers (Regulations 28A - 28K).”.

2. After Part III. of the Sewerage Regulations the following Part is inserted:—

“PART IIIA.—FINANCIAL ASSISTANCE TO CONNECT TO SEWERS.

“28A. In this Part, unless the contrary intention appears—

Definitions

‘authorized person’ means a person authorized under regulation 28B of these Regulations to exercise the powers, perform the functions and carry out the duties of the Administrator under this Part;

‘loan’ means a loan under this Part;

‘plumber’ means a person who is the holder of —

(a) a current Sanitary Plumbers Licence or Sanitary Plumbers and Drainers Licence; or

(b) a current authority, issued under regulation 36 of these Regulations, to do sanitary plumbing work in an area that includes

* Notified in the *Northern Territory Government Gazette* on 16 March, 1966.
† Regulations 1958, No. 10; as amended by Regulations 1960, No. 4; 1961, No. 20; 1963, No. 7; 1964, No. 16; and 1965, No. 3.

the land in respect of which an application is made for a loan; and

'the proposed work' means the work, of providing the connexions to a sewerage system, in respect of which an application for a loan is made under this Part.

Administrator may authorize a person to exercise his powers, etc.

"28B.—(1.) The Administrator may, by writing under his hand, authorize a person to exercise the powers, perform the functions and carry out the duties of the Administrator under this Part.

"(2.) A person authorized under the last preceding sub-regulation to carry out the duties of the Administrator is under the same obligations as the Administrator to carry out those duties.

"(3.) When the exercise of a power or function under this Part is dependent upon the opinion, belief or state of mind of the Administrator in relation to a matter and the Administrator has authorized a person to exercise that power or perform that function, that power may be exercised or that function may be performed by the authorized person upon the opinion, belief or state of mind of the authorized person in relation to that matter.

Application for loan

"28C.—(1.) A proprietor of land within a sewered area may, if he is eligible to do so under the next succeeding sub-regulation, make an application, in accordance with Form 7, to the Administrator for a loan to assist him to pay for the work of providing a connexion to a sewerage system.

"(2.) A proprietor is eligible to make an application under the last preceding sub-regulation if—

- (a) the property in respect of which the application is made is land upon which there is an existing private residence not connected to a sewer;
- (b) the interest of the proprietor in that land is registered under the *Real Property Act and Ordinance 1886 to 1965*; and
- (c) the proprietor —
 - (i) is unable to pay for the proposed work without financial assistance; and
 - (ii) is unable to obtain financial assistance to pay for the proposed work otherwise than under this Part.

Documents to accompany application

"28D.—(1.) The application shall be accompanied by a quotation for the proposed work from each of three or more plumbers.

"(2.) The Administrator may require an applicant to furnish such further quotations, information and documents relating to the application as he thinks fit.

"28E.—(1.) The Administrator may, by writing addressed to the applicant—

Powers of Administrator in relation to application

- (a) reject the application; or
- (b) offer to make to the applicant a loan of such amount as is specified in the offer.

"(2.) An offer under the last preceding sub-regulation is subject to—

- (a) the condition that if the amount charged by the plumber who does the proposed work is less than the amount specified in the offer, the amount of the loan shall be decreased by the difference between the first and second mentioned amounts; and
- (b) such other conditions, if any, as are specified in the offer.

"28F. In determining the amount to be offered as a loan to an applicant, the Administrator —

Amount to be offered as a loan

- (a) shall take into account the amount by which, in his opinion, the value of the property in respect of which the application is made will be increased if the proposed work is done;
- (b) shall not take into account any amount charged or quoted for or attributable to—
 - (i) the supplying or installing of any bath, hand basin, kitchen sink or wash trough;
 - (ii) the making of any structural alteration; or
 - (iii) a fee for, or a charge for obtaining, an approved drainage plan, an approved plan of an amendment of an approved drainage plan or a copy of a site diagram; and
- (c) may take into account any amount charged or quoted for or attributable to the supplying or installing of—
 - (i) any trap, fitting, drain, gully, sink, vent, water piping or tap necessary to drain effectively the property in respect of which the application is made; or
 - (ii) either a cast iron cistern and pedestal pan or a low level flushing suite,
 for the purposes of the proposed work.

"28G. The Administrator shall not make a loan unless the repayment of the loan together with interest is secured by a mortgage of the land in respect of which the loan is made.

Repayment to be secured by mortgage

"28H. The borrower shall pay all stamp duties and registration fees incurred in or in connexion with the making or discharge of a loan.

Borrower to pay stamp duties, etc.

"28J.—(1.) Subject to the next succeeding sub-regulation, the term of a loan shall not exceed five years.

Term of loan

"(2.) The Administrator may from time to time extend the term of a loan for periods not exceeding two years.

Interest

“28κ.—(1.) The borrower shall pay interest on so much of his loan as from time to time remains outstanding.

“(2.) The interest shall be calculated with monthly rests from the date on which the loan is made at the rate of Seven and one quarter per centum.

Offences

“28L. A person who makes an application for a loan under this Part shall not make a false statement in the application or in information furnished to supplement the application.

Penalty: Twenty dollars.”.

Amendments of Second Schedule

3. The Second Schedule to the Sewerage Regulations is amended by adding at the end thereof the following form:—

Form 7

“

Reg. 28c

THE NORTHERN TERRITORY OF AUSTRALIA

Sewerage Regulations

APPLICATION FOR LOAN

1. I, _____ of Australia, (a) _____, in the Northern Territory of Australia, (a) _____, make application for a loan of _____ dollars (\$) _____ to assist me to pay for providing connexions to a sewerage system.

2. There is a private residence on the land in respect of which this application is made. The address of that residence is _____

3. I am the registered proprietor of an estate in freehold/leasehold* (b) _____ in the land in respect of which the application is made. The land is more particularly described in Certificate of Title Register Book/ Register Book of Crown Leases* _____ Volume _____ Folio _____

4. I am unable to pay for the proposed work without financial assistance.

5. I have tried to obtain financial assistance from the following sources:—

6. I have not been able to obtain financial assistance from any source.

7. I enclose the documents required by regulation 28D of the Sewerage Regulations to accompany this application.

Dated this _____ day of _____, 19 _____.

SIGNED by the applicant in the presence of: _____ (Witness) _____)))))

_____ (Applicant)

Notes:—(a) occupation of applicant (b) if the estate is leasehold, give its instrument number, e.g. 'D.T.A.L. No. _____', 'SPL No. _____', etc.

* Strike out whichever does not apply.”.