



ANNO QUINQUAGESIMO TERTIO ET QUINQUAGESIMO QUARTO

VICTORIÆ REGINÆ.

A.D. 1890.

No. 481.

An Act to amend "The District Councils Act, 1887," and for other purposes.

[Assented to, October 24th, 1890.]

WHEREAS it is desirable to amend "The District Councils Act, 1887," and to provide for the payment to Corporations and District Councils of a grant or subsidy out of the general revenue of the province, in lieu of certain licence and other fees heretofore received by such Corporations and District Councils—Be it therefore Enacted by the Governor of the Province of South Australia, with the advice and consent of the Legislative Council and House of Assembly of the said province, in this present Parliament assembled, as follows:

Preamble.

1. This Act may be cited for all purposes as "The District Councils and Corporations Subsidy Act, 1890," and, except so far as inconsistent therewith, shall be incorporated and read as one with "The District Councils Act, 1887."

Short title.

2. Sub-sections 6 and 7 of section No. 126 of "The District Councils Act, 1887," are hereby repealed.

Repeal.

3. In the construction of this Act, except where the subject matter or context or other provisions hereof require a different construction, the following terms shall have the respective meanings hereinafter assigned to them, that is to say:—

"Corporation" shall mean any Municipal Corporation.

"District"

District Councils and Corporations Subsidy Act.—1890.

“District” shall mean a District constituted by or under or continued by any District Councils Act:

“District Council” shall mean any District Council by or under any District Councils Act, established or continued:

“General rate” shall mean a general rate declared by a Corporation under section No. 201 of “The Municipal Corporations Act, 1880,” or by a District Council under section No. 155 of “The District Councils Act, 1887”:

“Municipality” shall mean any locality the ratepayers or inhabitants of which are incorporated or are continued, or become incorporated, under the provisions of “The Municipal Corporations Act, 1880.”

Fees paid for licences, &c., under “The Licensed Victuallers Act, 1880,” and “The Auctioneers Act, 1862,” to be paid to the Treasurer.

4. All fees payable on and after the first day of July, one thousand eight hundred and ninety, under “The Licensed Victuallers Act, 1880,” or under “The Auctioneers Act, 1862,” or any Act amending the same or substituted therefor, in respect of any licence required for any business to be carried on or act done within any District, shall be paid to the Treasurer as part of the general revenue of the said province.

Fees paid under “The Licensed Victuallers Act, 1880,” for a licence for business within a Municipality to be paid to the Treasurer.

5. The fees payable and paid on and after the first day of July, one thousand eight hundred and eighty-nine, under or by virtue of “The Licensed Victuallers Act, 1880,” or any Act amending the same, or substituted therefor in respect of any licence required for any business to be carried on within a Municipality, shall be paid to the Treasurer as part of the general revenue of the said province.

Grants to be made to District Councils and Corporations.

6. In lieu of the fees mentioned in sections 4 and 5 of this Act, grants of money shall be made to District Councils and Corporations out of the general revenue of the said province as hereinafter provided.

Amount of grants.

7. Every such grant to a District Council or Corporation shall be of an amount equal to Five Shillings in the Pound on the amount of any general rates not exceeding One Shilling in the Pound declared on the assessment during any one year, and actually collected by the District Council or Corporation claiming such grant: Provided that the grants to all District Councils or portions thereof not previously included in any District Council constituted since January, one thousand eight hundred and eighty-seven, be of an amount equal to Ten Shillings in the Pound for three years, and Five Shillings in the Pound afterwards.

Proviso.

Grants to be made in respect of rates actually collected.

8. Such grants shall first be made, as regards Corporations, in respect of general rates declared and collected on and after the first day of January, one thousand eight hundred and eighty-nine. As regards District Councils, such grants shall first be made in respect of general rates declared and collected on and after the first day of July, one thousand eight hundred and ninety. Such grants shall be made in every subsequent year according to the provisions of this Act.

9. The

District Councils and Corporations Subsidy Act.—1890.

9. The Treasurer shall withhold any grant until he shall be satisfied that the rates in respect of which such grant is claimed have been actually collected; and, in case an examination of the books and accounts of any District Council or Corporation may be deemed necessary before paying any grant, to deduct from future grants to such District Council or Corporation the cost of such examination, and any over-payments that may have been made.

Treasurer may withhold grant.

10. The Treasurer may make all such regulations as he shall think fit for giving effect to the provisions and carrying out the purposes of this Act; and all such regulations shall be published in the *Government Gazette*, and thereafter shall have the force of law.

Regulations.

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

KINTORE, Governor.

