



ANNO DECIMO NONO

**ELIZABETHAE II REGINAE**

A.D. 1970

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**No. 66 of 1970**

**An Act to amend the Eight Mile Creek Settlement  
(Drainage Maintenance) Act, 1959-1965**

[Assented to 17th December, 1970]

**BE IT ENACTED** by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short titles.

1. (1) This Act may be cited as the "Eight Mile Creek Settlement (Drainage Maintenance) Act Amendment Act, 1970".

(2) The Eight Mile Creek Settlement (Drainage Maintenance) Act, 1959-1965, as amended by this Act, may be cited as the "Eight Mile Creek Settlement (Drainage Maintenance) Act, 1959-1970".

(3) The Eight Mile Creek Settlement (Drainage Maintenance) Act, 1959-1965, is hereinafter referred to as "the principal Act".

Amendment of  
principal Act,  
s. 2—  
Interpretation.

2. Section 2 of the principal Act is amended by inserting after the definition of "the Director" the following definition:—

"the Land and Valuation Court" means the Land and Valuation Court constituted under the Supreme Court Act, 1935, as amended.:

Amendment of  
principal Act,  
s. 5—  
Valuation.

3. Section 5 of the principal Act is amended—

(a) by striking out paragraph (b) of subsection (1) and inserting in lieu thereof the following paragraph:—

(b) the board shall, not less than one month before the commencement of each rating period, make and lodge with the Director or cause to be made and lodged with the Director, a valuation of the unimproved value of the land comprised in each holding within the area.;

and

(b) by striking out subsection (2) and inserting in lieu thereof the following subsections:—

(2) The board shall make, or obtain from the valuer, a written report setting out the considerations upon which each valuation was made and shall forward the valuations together with the reports to the Director.

(2a) The Director shall, as soon as practicable after receiving from the board the valuations of all holdings within the area and the reports relating thereto cause to be served by post on the landholder of the occupier of each holding a copy of the valuation in respect of that holding and the report relating thereto.

4. Section 6 of the principal Act is amended by striking out from paragraph (b) the passage “the board” and inserting in lieu thereof the passage “the valuer”.

Amendment of principal Act, s. 6—  
Right of appeal.

5. Section 7 of the principal Act is amended by striking out from subsection (2) the passage “local court” and inserting in lieu thereof the passage “Land and Valuation Court”.

Amendment of principal Act, s. 7—  
Grounds of appeal.

6. Section 8 of the principal Act is amended by striking out from paragraph (x) the passage “the local court” and inserting in lieu thereof the passage “the Land and Valuation Court”.

Amendment of principal Act, s. 8—  
Rules to be observed upon appeal.

7. Section 9 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Repeal of s. 9 of principal Act and enactment of section in its place—

9. An appeal to the Land and Valuation Court may be made subject to the appropriate rules of the Supreme Court.

Appeal to Land and Valuation Court.

Amendment of  
principal Act,  
s. 10—  
Variation of  
valuation on  
appeal.

**8.** Section 10 of the principal Act is amended by striking out the passage “the local court” and inserting in lieu thereof the passage “the Land and Valuation Court”.

Amendment to  
principal Act,  
s. 13—  
Interest to be  
added to  
overdue rates.

**9.** Section 13 of the principal Act is amended by striking out from subsection (1) the passage “five pounds per centum per annum” and inserting in lieu thereof the passage “ten per centum per annum”.

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

J. W. HARRISON, Governor.