



ANNO TRICESIMO

ELIZABETHAE II REGINAE

A.D. 1981

No. 65 of 1981**An Act to amend the Irrigation Act, 1930-1981.***[Assented to 15 October 1981]*

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 "Irrigation Act Amendment Act (No. 2), 1981". Short titles.

(2) The Irrigation Act, 1930-1981, is in this Act referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Irrigation Act, 1930-1981".

2. This Act shall come into operation on a day to be fixed by proclamation. Commencement.

3. Section 75 of the principal Act is amended by striking out subsection (3) and substituting the following subsection: Amendment of s. 75—
Provision for recovery of rates.

(3) Rates shall become due and payable upon the expiration of thirty days from the day on which the Minister causes to be served on the owner, lessee or occupier of the land, a notice setting out the amount of the rates, and interest at the rate of five per centum per annum shall be added to the amount of the rates from the time when they become due and payable and may be recovered by the Minister in the same manner as unpaid rates may be recovered.

4. Section 77 of the principal Act is amended by striking out from subsection (3) the passage "as for water supplied to him by measure under the next succeeding section" and substituting the passage "as if the water were supplied to the land by measure under section 78". Amendment of s. 77—
Water supply in return for rates.

5. Section 78 of the principal Act is repealed and the following sections are substituted: Repeal of s. 78 and substitution of new sections.

78. (1) The Minister may, on such terms and conditions as he determines, supply water by measure to—

(a) ratable land where—

(i) the land constitutes a block;

and

Supply of water by measure.

(ii) the water will be used for domestic purposes;

or

(b) land that is not ratable land whether that land is situated in an irrigation area or not.

(2) The Minister may, by notice published in the *Gazette*—

(a) fix a charge per kilolitre to be paid for water supplied by measure under this section to land specified in the notice;

or

(b) vary or revoke a notice previously published under this subsection.

(3) The owner, lessee and the occupier of land to which water is supplied by measure under this section are jointly and severally liable to pay the charges for the water supplied to the land.

(4) Any charges for water supplied to land shall become due and payable upon the expiration of thirty days from the day on which the Minister causes to be served on the owner, lessee or occupier of the land, a notice setting out the amount of the charges for water supplied to the land during a period specified in the notice.

(5) Any charges that are due and payable under subsection (4) shall, until paid, be a charge upon the land to which the water was supplied and unpaid charges—

(a) shall bear interest;

and

(b) may be recovered by the Minister,

as if they were unpaid rates.

Power of
Minister to
remit payment
of interest.

78a. The Minister may, where, in his opinion, the payment of interest would cause hardship, remit the whole or part of the interest payable under section 75 or section 78.

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

K. D. SEAMAN, Governor