



ANNO VICESIMO NONO

# VICTORIÆ REGINÆ.

A.D. 1865-6.

## No. 13.

*An Act to amend "The Municipal Corporations Act of 1861," and to confer certain additional Powers on Municipal Corporations with respect to the making of By-laws.*

[Assented to, 16th March, 1866.]

**W**HEREAS it is desirable to amend the law relating to Municipal Corporations, and also to confer on such Corporations the power of making certain by-laws, in addition to those heretofore authorized—Be it therefore Enacted, by the Governor-in-Chief 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. Any Mayor or Councillor, either directly or indirectly, in his own name, or in the name of others on his behalf, becoming a contractor with any Corporation in which he holds office as such Mayor or Councillor, shall cease to hold such office, and such office shall thereupon become vacant: Provided that no person shall be disqualified from being a Mayor or Councillor by his being a proprietor or shareholder in any public company incorporated under any Act of Parliament, or registered under any Act for registering Joint-Stock Companies and limiting the liability of the members thereof, by reason of any contract entered into by such company and any corporation in which he holds the office of Mayor or Councillor; but no such Mayor or Councillor, being a proprietor or shareholder in any such company, shall vote on any question relating to any contract in which such company is interested.

Mayor or Councillor becoming contractor disqualified.

*Corporations Amendment Act.—1865-6.*

Corporations may  
make certain by-laws.

2. Subject to the laws in force relating to the making of by-laws, it shall be lawful for any Municipal Corporation, in addition to the by-laws heretofore authorized from time to time, to make, alter, or vary any by-law or by-laws for any of the following purposes, and by any such by-law to inflict any penalty not exceeding that prescribed by "The Municipal Corporations Act of 1861:"

- i. For regulating bathing in any river, creek, stream, sea, or other open public water situated within the limits of or abutting on the boundary of any such Corporation; to set apart any place or any portion of any such water for the sole use of either sex; for altering the hours heretofore provided by law, and for fixing other hours within which persons may bathe; for requiring persons bathing to wear some convenient clothing; for authorizing the erection and use of bathing houses or machines, and charging licence-fees for the same; or for providing for such other matters as may appear expedient for preserving decency or promoting the convenience of the public: Provided that no by-law relating to bathing, made by any Corporation, shall have any effect within the limits of any other Corporation, or of any District Council, or beyond a distance of six hundred yards below low water mark:
- ii. For regulating the flagging and paving of footpaths of streets, and recovery of one moiety of the expense thereof from the owner or occupier of the land abutting on any such footpath.
- iii. For preventing the erection (except by the Corporation on the public lands of the City, or by the Government on any Government reserve for temporary purposes) within the limits of any corporate city or town, of any tent, pavilion, shed, or other structure, of calico, canvas, or other inflammable material, without obtaining the consent thereto of the Council of such corporate city or town, for such time and on such terms as the Council may decide.

Short title.

3. This Act may be cited as "The Corporations Amendment Act of 1865-6."

In the name and on behalf of the Queen, I hereby assent to  
this Act.

D. DALY, Governor.