



ANNO DECIMO QUINTO

ELIZABETHAE II REGINAE

A.D. 1966

No. 15 of 1966

An Act to amend the Renmark Irrigation Trust Act, 1936-1963.

[Assented to 24th February, 1966.]

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 "Renmark Irrigation Trust Act Amendment Act, 1966". Short titles.

(2) The Renmark Irrigation Trust Act, 1936-1963, as amended by this Act, may be cited as the "Renmark Irrigation Trust Act, 1936-1966".

(3) The Renmark Irrigation Trust Act, 1936-1963, is hereinafter referred to as "the principal Act".

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.

3. Section 14 of the principal Act is repealed and re-enacted as follows :— Repeal and re-enactment of s. 14 of principal Act—

14. (1) As from the first Saturday in the month of July, One thousand nine hundred and sixty-six, and on every first Saturday in July in each succeeding year, the following provisions shall apply as regards the annual retirement of members :— Annual retirement of members.

(a) where there is an even number of members, half the number shall retire ;

(b) where there is an uneven number of members, then, when this first occurs a minority shall retire, but where there is an uneven number of members on any occasion thereafter then—

(i) a majority shall retire if a minority retired on the previous occasion on which there was an uneven number ;

(ii) a minority shall retire if a majority retired on the previous occasion on which there was an uneven number.

(2) The members to retire shall be those who have been longest in office without re-election and when the number cannot thus be made up or decided lots shall be drawn between those who have been an equal time in office without re-election to decide which of them shall retire and the retirement shall take place accordingly.

(3) In this section “majority” means the integer nearest to, but more than, half of the total number of members and “minority” means the integer nearest to, but less than, half of the total number of members.

Amendment of
principal Act,
s. 123—
Provision for
grant of loans
to trust.

4. Section 123 of the principal Act is amended—

(a) by striking out the words “of Lands” in subsection (5) thereof ;

(b) by striking out the word “eighteen” in subsection (7) thereof and inserting in lieu thereof the word “forty”.

Enactment of
ss. 123a to
123d of
principal Act—

Provision for
further grant
and loans to
trust.

5. The following sections are enacted and inserted in the principal Act after section 123 thereof :—

123a. (1) Subject to the provisions of this section the Treasurer may pay to the trust from time to time such amount or amounts not exceeding in total the sum of five hundred and sixty thousand pounds by way of grant or by way of loan as shall be required by the trust for the purposes of this section : Provided that the total sum paid to the trust by way of grant shall not exceed two-sevenths of the total sum paid to the trust by way of grant and by way of loan under this section.

(2) The purposes of this section are the construction by the trust of a pumping station and rising mains and ancilliary works associated therewith in accordance with plans from time to time approved by the Minister.

(3) This Act, without further appropriation, shall be sufficient authority for making the payments mentioned in subsection (1) of this section.

(4) The amount paid to the trust by way of loan by the Treasurer pursuant to subsection (1) of this section shall be repaid by the trust to the Treasurer with interest computed at the rate of five per centum per annum by equal annual payments to be made on the thirtieth day of June in each of the forty years commencing with the year next following the issue of a certificate given by the Minister to the Treasurer that the purposes of this section have been fulfilled. A certificate given by the Minister under this section shall be final and binding on the trust. Upon the completion of all the said payments the liabilities of the trust in respect of all the amounts mentioned in subsection (1) of this section including interest shall be deemed finally to have been determined and extinguished.

(5) The amount of the balance of any of the said amounts which are repayable to the Treasurer together with interest as aforesaid for the time being unpaid and the amount of the balance of any of the amounts paid to the trust pursuant to subsection (2) of section 123 which are repayable to the Treasurer together with interest as provided in subsection (7) of section 123 for the time being unpaid and any amount not exceeding the sum of seventy-five thousand pounds (except with the Treasurer's express approval) for the time being unpaid to the Bank of New South Wales (which last-mentioned amount shall rank *pari passu* with the said respective balances and interests) shall be a first charge on all property for the time being vested in or belonging to the trust.

123b. (1) The Treasurer may from time to time pay to the trust towards the cost of the rehabilitation of the irrigation works of the trust and of the provision of additional drainage within the district in accordance with plans from time to time approved by the Minister any amount not exceeding the amount paid by the trust towards that cost: Provided that the total amount payable by the Treasurer under this section shall not exceed the sum of five hundred thousand pounds.

Provision for
further grant
for irrigation
works and
drainage.

(2) This Act, without further appropriation, shall be sufficient authority for making any payment mentioned in subsection (1) of this section.

Arrangements
for payments
to trust.

123c. The Treasurer may make such arrangements including arrangements for the advance of moneys to the trust as he thinks fit for giving effect to the provisions of sections 123a and 123b.

Trust to keep
special account.

123d. (1) The trust shall pay into a separate bank account to be called the "Renmark Irrigation Trust Special Account (No. 2)" the following :—

- (a) All amounts paid to the trust by the Treasurer pursuant to section 123a.
- (b) All amounts paid to the trust from time to time by the Treasurer pursuant to subsection (1) of section 123b.
- (c) All moneys contributed by the trust from time to time for the purposes of subsection (1) of section 123b.
- (d) All amounts advanced to the trust pursuant to section 123c.

(2) The moneys from time to time standing to the credit of the trust in the said Renmark Irrigation Trust Special Account (No. 2) shall be used and applied by the trust for the purposes for which they have respectively been provided and for no other purposes.

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

EDRIC BASTYAN, Governor.