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**GEORGI VI REGIS.**

A.D. 1945.

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**No. 26 of 1945.**

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

[Assented to 20th December, 1945.]

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, 1945". Short titles.

(2) The Renmark Irrigation Trust Act, 1936, as amended by this Act, may be cited as the "Renmark Irrigation Trust Act, 1936-1945".

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

2. Section 8 of the principal Act is amended by adding at the end thereof the following subsection (the preceding portion of the said section being read as subsection (1) thereof) :— Amendment of principal Act, s. 8—  
District of the trust.

(2) The Governor may by proclamation declare that any portion of the State (other than a portion of the State comprised within a municipality or district council district) shall be included in the district of the trust.

The Governor shall not make any such proclamation unless petitions for the making thereof are presented to the Minister by the trust and by the owners of land within the said portion of the State praying that the said portion of the State be included in the district of the trust and unless the Minister is satisfied—

(a) that a petition presented by owners as aforesaid is signed by one-half or more of the owners of land

within the part of the State proposed to be included within the district of the trust ; and

- (b) that the area of land owned by the persons by whom the petition is signed is more than one-half of the total area of the land included within the said part of the State.

A petition as aforesaid shall not be presented by the trust unless a poll of the ratepayers has been held at which a proposal for the inclusion of the said portion of the State within the district of the trust has been approved.

In this subsection "owner of land" means the registered proprietor in fee simple, the lessee under any perpetual lease granted by the Crown, and the purchaser under any agreement for the sale and purchase of the land granted by the Crown.

Amendment of  
principal Act,  
s. 11—  
Qualification  
for membership  
of trust.

3. Section 11 of the principal Act is amended—

- (a) by inserting after the word "holds" in the second line thereof the words "in his own right," ;
- (b) by striking out the words "in his own right" in the third line thereof and by inserting in lieu thereof the words "or under perpetual lease granted by the Crown or under an agreement for the sale and purchase thereof granted by the Crown" ;
- (c) by adding at the end thereof the following subsection :—

(3) If not less than ten acres of ratable land in the district are held in fee simple or under perpetual lease granted by the Crown or under an agreement for the sale and purchase thereof granted by the Crown, by a company or body corporate (except the trust), or by joint tenants or tenants in common, then the following provisions shall apply :—

- i. The company or body corporate may nominate, in writing, not later than the thirty-first day of March in any financial year, a person who shall, for the purposes of being or continuing a member of the trust, be deemed to be the holder in his own right of the land of the company or body corporate :
- ii. The joint tenants or tenants in common may nominate, in writing, not later than the thirty-first day of March in any financial year, one of their number

who shall, for the purpose of being or continuing to be a member of the trust, be deemed to be the holder in his own right of the land of the joint tenants or tenants in common, as the case may be :

III. Any nomination made pursuant to this section shall be deemed to continue from year to year until revoked in writing. If a person nominated as aforesaid is elected as a member of the trust and if whilst a member the nomination is revoked, the revocation of the nomination shall not affect the tenure of his office as member for the balance of the term of office for which he was elected.

4. Section 21 of the principal Act is amended by striking out subsection (2) thereof and by inserting in lieu thereof the following subsection :—

Amendment of  
principal Act,  
s. 21—  
Members' fees.

(2) Every member, other than the chairman, shall be paid by the trust such annual remuneration for his services as is fixed by the trust in each financial year : Provided that the remuneration paid to each member during any financial year shall not exceed fifty pounds.

5. Section 97 of the principal Act is amended by striking out subsections (2), (3), and (4) thereof and by inserting in lieu thereof the following subsections :—

Amendment of  
principal Act,  
s. 97—  
Banking of  
moneys.

(2) All such moneys shall be banked as aforesaid forthwith after the receipt thereof : Provided that if it is not possible to comply with this subsection by reason of the bank as aforesaid not being open for the receipt of the said moneys the moneys shall be banked at the bank on the next day on which the bank is open for the receipt thereof.

(3) Payment on behalf of the trust of any amount exceeding two pounds, for any purpose except for payment of wages, shall be by cheque on the trust's bank, signed by the chairman and by a member authorized from time to time by the trust in that behalf and countersigned by the secretary.

(4) Payments not exceeding two pounds may be made out of a petty cash account, which shall be replenished from time to time by cheques for that purpose signed as aforesaid.

(5) Wages may be paid in manner provided by subsection (3) or subsection (4) or by cash obtained by cashing a cheque for that purpose signed and countersigned as aforesaid.

Amendment of  
principal Act,  
s. 154—  
Voting at  
elections and  
polls.

6. Section 154 of the principal Act is amended—

(a) by striking out the word “eight” in the third line of paragraph II. thereof and by inserting in lieu thereof the word “nine” and by striking out the word “seven” in the fifth line of paragraph II. thereof and by inserting in lieu thereof the word “six”;

(b) by striking out the words “for every acre of ratable land in respect of which he is assessed” in the fourth and fifth lines of paragraph V. thereof;

(c) by striking out paragraph VI. thereof and by inserting in lieu thereof the following paragraph :—

VI. Any company or body corporate (except the trust) being the owner or occupier of ratable land appearing in the assessment book for the time being in force may nominate, by writing, not later than the thirty-first day of March in any financial year, a person to vote in respect of that ratable land on behalf of the company or body corporate, and any person so nominated may vote on behalf of the company or body corporate in addition to exercising any rights he may have to vote in his own behalf. Any such nomination shall be deemed to continue until revoked in writing :

(d) by striking out the words “or voting papers specifying the number of votes to which he or his principal is entitled, which voting paper or voting-papers” in paragraph IX. thereof and by inserting in lieu thereof the word “which”;

(e) by inserting therein after paragraph X. thereof the following paragraph :—

xa. In case of elections, the voting-paper may contain a statement indicating the number of candidates required to be elected and stating that a voter is required to vote for

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not more nor less than the number of candidates required to be elected :

- (f) by striking out the word " the " in the seventh line of paragraph XIII. thereof and by inserting in lieu thereof the word " each " ;
- (g) by adding at the end of subdivision (i.) of paragraph XVII. thereof the words " ; or (in the case of a person claiming to vote as the nominee of a company or body corporate) are you the person nominated to vote on behalf of \_\_\_\_\_ , and is the company (or body corporate) as whose nominee you claim to vote included as a ratepayer in the assessment book of the Renmark Irrigation Trust ? " ;
- (h) by inserting after the word " larger " in the third line of subdivision (c) of paragraph XX. thereof the words " or less " .

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

C. W. M. NORRIE, Governor.