



ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

No. 31 of 1959

An Act to give effect to certain arrangements between the Government of the State and the Renmark Irrigation Trust, to provide for the grant of certain moneys and loans to the Renmark Irrigation Trust, and to amend the Renmark Irrigation Trust Act, 1936-1958, and for other purposes :

[Assented to 3rd December, 1959.]

WHEREAS the Renmark Irrigation Trust has applied to the Government of the State for financial assistance, for the purposes of a comprehensive drainage scheme for the district of the trust and the general development thereof and for the re-habilitation of the irrigation works of the Trust : AND WHEREAS the Government of the State has agreed subject as hereinafter mentioned to make to the trust a grant of Five Hundred Thousand Pounds and a loan of Two Hundred and Fifty Thousand Pounds over a period of ten years : AND WHEREAS the Trust has concurred for its part in the intention of the Government of the State that the trust shall cease to exercise any rights, powers, authorities, functions, privileges or discretions vested in or exercisable by a district council under or by virtue of the Local Government Act, 1934-1957 : AND WHEREAS the trust has further agreed to provide out of its own revenue, funds and resources the sum of Two Hundred and Fifty Thousand Pounds over the period of ten years hereinbefore mentioned towards defraying the cost of the purposes hereinbefore mentioned : AND WHEREAS certain amendments to the Renmark Irrigation Trust Act, 1936-1958, are desirable and necessary for the purpose of giving effect to the said arrangements : Now THEREFORE BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :—

Preamble.

Short titles.

1. (1) This Act may be cited as the "Renmark Irrigation Trust Act Amendment Act, 1959".

(2) The Renmark Irrigation Trust Act, 1936-1958, as amended by this Act, may be cited as the "Renmark Irrigation Trust Act, 1936-1959".

(3) The Renmark Irrigation Trust Act, 1936-1958, is hereinafter referred to as "the principal Act".

Incorporation.

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

Commencement.

3. (1) Sections 1, 2, 3, 5, 7, 9, 11, 12, 13, 16, 17 and 20 of this Act shall come into operation on the date upon which this Act receives the Royal Assent.

(2) Sections 4, 6, 8, 10, 14, 15, 18 and 19 of this Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 4—
Arrangement.

4. Section 4 of the principal Act is amended by striking out the words "Part VIII DRAINAGE OF LAND" therein and inserting in lieu thereof the words "Part VIII ELECTRIC SUPPLY WORKS".

Interpretation.

5. Section 5 of the principal Act is amended—

(a) by inserting after the interpretation of "district" therein the following additional interpretation :—
"drain" includes any pipe, channel or sump and any shaft or bore used for the disposal of seepage water :

(b) by inserting in the interpretation of "irrigation works" therein after the word "machinery" the words "drainage works, waterworks", and before the word "purposes" the words "or drainage".

Amendment of principal Act, s. 8—
District.

6. Subsection (2) of section 8 of the principal Act is amended by striking out the passage "(other than a portion of the State comprised within a municipality or district council district)" therein.

Amendment of principal Act, s. 9—
Purpose of trust.

7. Section 9 of the principal Act is amended by inserting therein after paragraph (b) thereof the following additional paragraph :—

(b1) to construct drains or drainage works for the prevention or removal of seepage conditions within the district or any part thereof.

Amendment of principal Act, s. 63—
Irrigation works not taxable.

8. Section 63 of the principal Act is amended by inserting at the end thereof the following words "or under or in pursuance of the Local Government Act, 1934-1957, or any other Act".

9. Subsection (1) of section 65 of the principal Act is amended—

- (a) by striking out the words “general rates” therein and inserting in lieu thereof the words “general revenue of the trust”; and
- (b) by inserting before the word “benefit” in paragraph II therein the word “general”.

Amendment of principal Act, s. 65—
Power of trust to expend moneys for certain purposes.

10. Section 72 of the principal Act is repealed.

Amendment of principal Act, s. 72—
Cessation of local governing powers of trust.

11. The following sections are enacted and inserted in the principal Act after section 72b thereof:—

Enactment of ss. 72c and 72d—

72c. The trust, in addition to all other powers, shall have and may exercise the following powers and authorities within the district:—

General powers of trust.

- I. to do all necessary acts, matters, and things for the making, construction, improving, altering, cleansing, repairing, widening, deepening, diverting, or extending of any irrigation works, or any bank or defence against waters:
- II. to erect all necessary buildings, bridges, irrigation works, and machinery, roads, ways, wharves, docks, and jetties, and to maintain, alter or discontinue the same, subject as regards wharves, docks, and jetties to the approval of any Marine Board or Harbors Board or other similar body having authority over the same under any Act for the time being in force:
- III. to break up and, if necessary, remove the soil of any road, way, bank, dam, or footpath:
- IV. to excavate and sink trenches for the purpose of laying down, making, and constructing irrigation works:
- V. to cause irrigation works to communicate with any stream or watercourse within or without the limits of the district:
- VI. to enter by its officers or agents, upon any lands within the district for the purpose of inspecting or removing any earth, stone, or clay therefrom, and of making, constructing, and diverting

drains, channels, and watercourses, and of regulating the supply of water to any land, or to any person, or by any drain, channel, or watercourse, or for any of the purposes of this Act :

- VII. to enter, by its officers or agents, upon any lands or premises whereon or wherein it is proposed to execute any works, and on land adjacent thereto, and, if necessary to dig or bore therein:
- VIII. to examine any weir, sluice, or floodgate within or without the district erected in or upon or adjacent to any river, stream, lake, channel, watercourse, or other water ; and to open or raise any floodgate or sluice within or without the district for any purpose whatever :
- IX. to use adjacent lands for making temporary roads or approaches to any work :
- X. to do all acts, matters, and things, and execute and carry out works of any kind, having for their object the betterment of the district or to secure the health, comfort, or convenience of the owners and lessees of lands therein :
- XI. to regulate and control all waters in channels and drains :
- XII. to regulate the height at which water may or shall be maintained in any channel or drain :
- XIII. for the purpose of supplying water to any block in the district, to divert water through any channel on any other block.

Power of trust
to construct
drains across
roads.

72d. (1) The trust may, in connection with the supply of water within the district—

- (a) cut and construct irrigation works on or across roads or streets, notwithstanding that such roads or streets are vested in or under the control of a district council or municipal corporation ;
- (b) from time to time improve, alter, cleanse, repair, widen, deepen, divert, or extend any such irrigation works ;
- (c) erect fences on or across such roads or streets for the protection of any such irrigation works ;
and

(d) do all such acts, matters, and things as are necessary or convenient for carrying out the works authorized by this section.

(2) After such works are carried out, the trust shall erect and keep in repair such bridges and culverts, and do such other things, as are deemed necessary by the Minister for reinstating such roads or streets.

12. Subsection (1) of section 92 of the principal Act is amended by striking out the words "four pounds" therein and inserting therein in lieu thereof the words "such amount as the Minister shall approve".

Amendment of
principal Act,
s. 92—
Rates.

13. Paragraph II of section 93 of the principal Act is amended by inserting before the words "keeping in repair" therein the words "constructing and"

Amendment of
principal Act,
s. 93—
Purposes of
general rating.

14. The heading "DRAINAGE OF LAND" in Part VIII of the principal Act is struck out and the heading "ELECTRIC SUPPLY WORKS" is inserted in lieu thereof.

Amendment of
heading to
Part VIII.

15. Sections 115, 115a, 115b and 116 of the principal Act are repealed and the following sections are enacted and inserted in lieu thereof:—

Amendment of
Part VIII—

115. (1) The trust may from time to time purchase, construct, and maintain electric works and apparatus, and do all other acts and things necessary for generating, accumulating, distributing, and supplying electricity for lighting purposes, motive power, and any other purpose within the district, any portion thereof, and within such portion of the State outside the district as is hereinafter mentioned.

Power to
establish
electric supply
works.

(2) The Governor may, by proclamation, authorize the trust to supply electricity within any portion of the State outside the district. The Governor may, by proclamation, vary or revoke any such proclamation.

116. Notwithstanding anything in the Local Government Act, 1934-1957, contained, the power of the trust to supply electricity within the district and within any other portion of the State in which it is authorized to supply electricity shall be exclusive.

117. (1) The trust, within the district, and within any other portion of the State in which it is authorized to

Power to
break up
streets, etc.

supply electricity may, subject to the provisions of this Part—

- (a) open and break up the soil and pavement on any streets, roads, or public places :
- (b) open and break up any sewers, mains, or tunnels within or under any such streets, roads, or public places :
- (c) lay down under any such streets, roads, and public places pipes, mains, cables, service lines, wire conduits, and other works :
- (d) place along, over or across any such streets, roads, and public places pipes, mains, cables, service lines, wire conduits, and other works :
- (e) from time to time renew, repair, alter, or remove any of the said works :
- (f) over or along any such streets, roads, and public places stretch and maintain any cable, wire, or cord, and erect any masts and posts supporting such wire or cord :
- (g) lay any pipes, mains, cables, or service lines into, through, or against any building for the purpose of lighting the same or any other building :
- (h) provide and set up against or attached to any building any apparatus necessary for securing to any building a supply of electricity, or for measuring and ascertaining the extent of the supply.

(2) Nothing in this section shall authorize the trust to lay down or place any pipe, main, cable or service line through, under, or against any building or any land without the consent of the owners and occupiers thereof, but the trust may at any time enter upon any land and lay or place any new pipe, main, or service line in the place of any existing pipe, main, cable, or service line which has been lawfully laid down or placed or may repair or alter any pipe, main, cable, or service line so laid down or placed.

Saving of powers.

118. Nothing in this Part shall authorize the trust—

- (a) without the consent of the Minister of Works, to break open any sewer, main, tunnel, or other work under the control of the Minister of Works; or
- (b) to break open any sewer, main or tunnel, or other work, or to remove or displace any pipe, main, cable, wire conduit, service line, or other work

which is the property of or under control of any council or of any person without the consent of such council or person.

119. (1) Before the trust proceeds to open or break up any street, road, or public place which is not under the care, control, or management of the trust, the trust shall give to any council which has the care, control, or management of the street, road, or public place notice of its intention not less than three days before beginning the work, except in cases of emergency, in which case the said notice shall be given as soon as is possible after the beginning of the work or the necessity for the same has arisen.

Notice of breaking up streets.

(2) Any such street, road, or public place shall, except in the case of emergency aforesaid, be opened or broken up under the superintendence of any person appointed for the purpose by the council to which notice as aforesaid is given.

(3) The provisions of Division IX of Part XVII of the Local Government Act, 1934-1957, shall apply to any such street, road, or public place opened and broken up as aforesaid.

120. Where a supply of electricity is provided in any street or road every person shall in respect of premises abutting on that street or road, on application, be entitled to a supply of electricity on the same terms on which any other person in respect of premises abutting on any street or road in which a supply is provided is entitled under similar circumstances to a corresponding supply: Provided that this section shall not prevent the trust from making any special charge in respect of any premises in respect of which a special supply is laid.

Obligation on trust to supply electricity.

121. The trust may, subject to the next preceding section, make such charges for the supply of electricity as are fixed by the trust or as are agreed upon, not exceeding in any case any limits which may be approved by The Electricity Trust of South Australia.

Charges for electricity.

121a. The trust may, for the carrying out of any purpose authorized by this Part—

Power to acquire patent rights, etc.

- (a) acquire interests in and licences for the use of any patented or protected process relating to the supply of electricity or the utilization of residual products arising from the manufacture of electricity:
- (b) enter into such contracts and generally do all such acts and things as may be necessary or incidental to any such supply.

**Supply of
meters.**

121b. (1) The trust shall supply a meter in respect of any premises supplied with electricity.

(2) The trust may sell the meter to the person supplied or may require payment thereupon of such rent for the hire of the meter as is fixed by the trust either generally or in any particular case.

**Penalty for
disconnecting
meters.**

121c. Any person who connects any meter supplied by the trust with any cable or wire through which electricity is supplied by the trust or who disconnects any such meter from any such cable or wire shall, unless he gives to the trust not less than twenty-four hours' notice in writing of his intention so to do, be guilty of an offence and liable to a penalty not exceeding ten pounds.

**Duty of trust
to keep meters
in repair.**

121d. The trust shall at all times and at its own expense keep all meters supplied by it for hire in proper order. In default of the trust so doing the consumer shall not be liable to pay rent for the meter for such time as the default continues.

**Sale of
electric
fittings.**

121e. (1) The trust may sell or hire electric lines, fittings, apparatus, and appliances for lighting, heating, and motive power, and for all other purposes for which electricity can or may be used (in this section called "electric fittings"), and may install, connect, repair, maintain, and remove the same, and with respect thereto may demand and take such remuneration or rents and charges, and may make such terms and conditions, as may be agreed upon.

(2) The exercise of the powers given by this section shall be subject to the following restrictions :—

- I. The trust shall not manufacture electric fittings :
- II. The trust shall not sell electric fittings except—
 - (a) to a consumer or a person who intends to be a consumer of electricity supplied by the trust ; or
 - (b) to a contractor who requires the fittings to enable him to supply them to a person who is or intends to be a consumer of electricity supplied by the trust :
- III. The prices charged by the trust for the sale of any electric fittings shall not be less than the recognized retail prices unless the sale is to a contractor, in which case the prices shall not be less than the recognized trade prices, and if any question arises as to what are the recognized retail or trade prices, that question shall be determined by the Minister :

iv. The trust shall so adjust the charges to be made by the trust under this section as to meet any expenditure incurred by the trust in the exercise of the powers given by this section (including interest upon and sinking fund charges in respect of money borrowed for the purposes of this section).

(3) The purposes of this section shall be deemed to be purposes for which the trust may borrow money.

(4) In this section "contractor" means a person engaged in the business of selling and installing electric fittings.

121f. If any person neglects to pay any charge for electricity, or any other sum due to the trust in respect of the supply of electricity to such person, the trust may cut off the supply, and for that purpose may cut, stop, or disconnect any cable, electric line, or other work through which electricity may be supplied, and may, until the charge or other sum, together with any expenses incurred by it in cutting off the supply of electricity as aforesaid is fully paid, but no longer, discontinue the supply of electricity to the said person.

Cutting off supply.

121g. The trust may, from time to time, enter into any contract with The Electricity Trust of South Australia or any council or person for the supply of electricity to the trust.

Power of trust to contract for lighting purposes, etc.

121h. (1) The trust may contract with any person for the execution and maintenance of any works needed for the supply of electricity within the portion of the State within which the trust is authorized to supply electricity, or any part thereof.

Power for trust to contract in certain cases and restrictions on assignments of powers, etc.

(2) The trust may with the consent of the Governor by any contract or assignment transfer to any person or divest the trust of any legal powers given to it or any legal liabilities imposed on it by this Part.

121i. (1) The Governor may by proclamation declare that in any part of the State outside the district any person described in the proclamation may, subject to any conditions or restrictions imposed by proclamation, exercise during any term fixed by proclamation all or any of the powers given by this Part to the trust and be subject to all or any of the legal liabilities imposed by this Part upon the trust.

Power to grant powers of trust outside areas.

(2) The Governor may make any such proclamation and may by proclamation revoke or vary any such proclamation.

(3) If whilst any proclamation made pursuant to this section is in force, any part of the State to which the proclamation relates is included in the district the proclamation shall nevertheless continue to be of full force and effect.

Power to carry
mains, etc.,
under or over
rivers.

121j. The trust may, with the written consent of the authority controlling any navigable river, erect, carry, or lay any main, cable, or wire for the supply of electricity over, through, under or across the navigable river.

Aerial conduc-
tors not to
interfere with
streets.

121k. Except where otherwise approved by the Minister, every aerial conductor—

(a) placed after the commencement of the Renmark Irrigation Trust Act Amendment Act, 1959, shall be placed at least twenty feet from the ground, or twenty-five feet where it crosses a street or road, and not less than six feet from any building or erection other than a support for the conductor, except where brought into a building for the purpose of supply; and

(b) shall not hinder or obstruct the free use and enjoyment of any street or road over, along, across, or underneath which any such aerial conductor may pass, further than is absolutely necessary for the proper erection, construction, and repair of any cable, wire or other apparatus.

Cables, etc.,
not to be
subject to
distress in
certain cases

121l. If any cables, wires, meters, fittings, or apparatus belonging to the trust are placed in or upon any premises not being in the possession of the trust, for the purpose of supplying electricity under this Part, the cables, wires, meters, fittings, or apparatus shall not be subject to distress or to the landlord's remedy for rent of the premises where the same may be, nor be taken in execution or distress under any process of any court or any proceedings in bankruptcy against the person in whose possession the same may be, or be taken by the trustee of any assignment executed by that person.

Power to enter
land or
premises for
ascertaining
quantities of
electricity
consumed, or
to remove
fittings, etc.

121m. Any officer of the trust may at all reasonable times enter any premises to which electricity is supplied by the trust, in order to inspect the cables, wires, meters, fittings, and apparatus for the supply of electricity belonging to the trust, and for the purpose of ascertaining the quantity of electricity consumed or supplied, or where the supply of electricity is no longer required or where the trust is authorized to take away and cut off the supply of electricity from any premises, for the purpose of removing any cables, wires, meters, fittings, or apparatus belonging to

the trust, repairing all damage caused by such entry, inspection or removal.

121n. Any person who obtains a supply of electricity from the trust under the name of any other person shall, unless he proves that the supply was obtained without intent to defraud, be guilty of an offence and liable to a penalty not exceeding ten pounds.

Penalty for fraudulently obtaining supply of electricity.

121o. (1) The trust shall keep proper accounts in respect of any electric supply undertaking.

Account and application by trust of revenue.

(2) The trust shall apply all moneys received as revenue from any such undertaking in the manner and in the order following, that is to say—

- I. In payment of the working expenses and cost of maintenance of the undertaking :
- II. In payment of the interest on any debentures issued by the trust on the security of the general rates in respect of any money borrowed for the purpose of the undertaking and in payment of the interest on any other security other than debentures, lawfully granted by the trust in respect of any money borrowed for any such purpose :
- III. In providing a reserve fund, if the trust thinks fit, by setting aside such money as the Minister from time to time thinks reasonable, and investing the same in a manner to be approved by the Minister, which fund shall be applicable, from time to time, to answer any deficiency at any time occurring in the income of the trust from the undertaking, or to meet any extraordinary claim or demand at any time arising against the trust in respect of the undertaking.

(3) The net surplus remaining after the fulfilment of the several purposes aforesaid shall be applied by the trust towards lowering the price of electricity supplied by it.

121p. If any electric supply undertaking is sold by the trust and at the time of the sale any debentures issued by the trust on the security of the general rate or a special or separate rate for the purpose of the undertaking are still outstanding, the trust shall apply the proceeds of the sale, or so much of the proceeds as is necessary for the purpose, in repaying the principal of every such debenture or, if any holder of any such debenture does not consent to payment of the principal thereof before the due date, in

Repayment of loan on sale of undertaking.

setting aside in a sinking fund the amount necessary to repay the principal of the debenture upon the due date.

Application of
reserve fund
towards
redemption
of debt.

121q. (1) If at any time the trust is of opinion that the amount of the reserve fund established under section 121o is greater than is reasonably necessary to provide for the contingencies mentioned in section 121o, the trust may, with the consent of the Minister, apply such portion of the reserve fund as the Minister thinks proper in or towards the extinction of the debt incurred in the purchase, construction, or erection of the said works or undertaking.

(2) The powers exercisable under subsection (1) hereof shall be exercisable notwithstanding that the payment of the debt therein mentioned is secured by debentures granted on the security of the general rates or any special or separate rate and notwithstanding that the debt was incurred before the commencement of the Renmark Irrigation Trust Act Amendment Act, 1959.

Trust to make
compensation.

121r. The trust shall do as little damage as may be in the execution of the powers by this Part granted, and shall make compensation for any damage which may be done in or by reason or in consequence of the execution of any such powers, the amount and application of such compensation in case of difference to be determined in manner provided by and subject to the provisions of the Compulsory Acquisition of Land Act, 1925.

Reference in
other Acts.

121s. Every reference in any other Act to The Gas and Electric Lighting Act, 1891, shall be deemed to be a reference to this Part.

Provisions as
to general Acts.

121t. Nothing in this Part shall exempt the trust or its undertaking from the provisions of any general Act relating to the supply of electricity.

Amendment of
principal Act,
s. 122—
Power to
borrow.

16. Section 122 of the principal Act is amended by adding at the end thereof the words "and other revenue".

Repeal and
substitution
of principal
Act, s. 123—

17. Section 123 of the principal Act is repealed and the following section is enacted and inserted in the principal Act in lieu thereof :—

Provision for
grant of loans
to trust.

123. (1) The Treasurer shall in each of the ten financial years commencing with the year ending on the thirtieth day of June, nineteen hundred and sixty, pay to a trust account at the Treasury an amount of seventy-five thousand pounds per annum.

(2) Subject to the provisions of this section the Treasurer may out of the trust account mentioned in subsection (1) of this section pay to the trust from time to time during each of the said financial years such amount or amounts 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 the sum of five hundred thousand pounds and the total amount granted by way of loan shall not exceed two hundred and fifty thousand pounds.

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 this subsection.

(3) The trust shall, during each of the ten financial years mentioned in subsection (1) of this section, set aside out of its revenues (or make arrangements satisfactory to the Treasurer in respect thereof) the sum of twenty-five thousand pounds for the purposes of this section. Any such sums, together with any sums paid by the Treasurer to the trust in pursuance of subsection (2) of this section shall be paid by the trust into a separate account to be called the "Renmark Irrigation Trust Special Account".

(4) The moneys from time to time standing to the credit of the trust in the said Renmark Irrigation Trust Special Account shall be used and applied by the trust for the purposes of this section and for no other purposes.

(5) The purposes of this section are the undertaking of such works in connection with a comprehensive drainage scheme for the district or the general improvement thereof or the rehabilitation of the irrigation works of the trust as shall from time to time be approved by the Minister of Lands.

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

(7) The amount advanced to the trust by the Treasurer pursuant to subsection (2) of this section shall, together with interest thereon at the rate of five pounds per centum per annum to be calculated as from the thirtieth day of June, nineteen hundred and seventy, or as from the thirtieth day of June next following the completion of the purposes of this section, whichever is the earlier, be repaid to the Treasurer by equal annual payments in each of the next thirty years thereafter until such amounts, together with interest as aforesaid, are repaid. Upon the completion of the said payments all liabilities of the trust in respect

of all the amounts mentioned in subsection (2) of this section shall be deemed finally to have been determined and extinguished.

(8) The amount of the balance of any of the said amounts, together with interest as aforesaid, for the time being unpaid, together with 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 latter amount shall rank *pari passu* with the said balance and interest) shall be a first charge on all property for the time being vested in or belonging to the trust.

Amendment of
principal Act,
s. 171—
Accidental
failure of
electricity
supply.

18. Section 171 of the principal Act is amended by adding after the word "water" therein the words "or electricity".

Amendment of
principal Act,
s. 172—
Free passage to
supply water.

19. Section 172 of the principal Act is amended by inserting therein after the word "pipe" (twice occurring therein) the words "or electricity main" in both cases and by inserting therein after the word "drainage" the words "or electricity, as the case may be,".

Enactment of
s. 175a of
principal Act—

Private works.

20. The following sections are enacted and inserted in the principal Act after section 175 thereof:—

175a. (1) No person shall connect or cause to be connected any private drain with or make cause to be made any opening into any main drain without the previous consent in writing of the trust.

(2) Any owner or (with the consent of the owner) any occupier of any land within the district and any two or more such owners or (with the consent of the owners) occupiers in combination may with the previous consent in writing of the trust at his or their own expense construct any private drain or drains on in or adjacent to such land and connect the same with any main drain or any part thereof which is so far completed as to be ready for use.

(3) Every such private drain shall be of such construction dimensions and materials and shall conform to such conditions and shall be connected with such main drain in such manner and form as the trust directs.

(4) Every person who—

(a) without the consent of the trust connects or causes to be connected any private drain with or makes or causes to be made any opening into any main drain; or

- (b) connects or causes to be connected with any main drain any private drain of different construction dimensions or materials or under other conditions or in any other manner or form than as directed by the trust—

shall be guilty of an offence and shall for every such offence be liable to a penalty of not more than fifty pounds; and the trust may cut off the connection between such drains.

175b. (1) Every person intending to connect a private drain with a main drain shall seven clear days before commencing any works for that purpose make written application to the trust accompanied by a plan showing such particulars of the proposed connection and of the private drain as are required by any direction of the trust.

Connection of
private drains.

- (2) No such works—

- (a) shall be commenced until the sanction of the trust has been given; or
- (b) shall be proceeded with or executed except under the immediate direction of the proper officer of the trust.

(3) If any works so sanctioned by the trust are not completed within twelve months from the date of such sanction such works shall not be proceeded with or executed without a fresh sanction by the trust, which sanction shall be applied for and obtained in like manner as the original sanction for such works.

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

R. A. GEORGE, Governor.