



ANNO SEXTO

ELIZABETHAE II REGINAE

A.D. 1957.

No. 52 of 1957.

An Act to amend the Town Planning Act, 1929-1956.

[Assented to 14th November, 1957.]

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 "Town Planning Act Amendment Act, 1957". Short titles.

(2) The Town Planning Act, 1929-1956, as amended by this Act, may be cited as the "Town Planning Act, 1929-1957".

(3) The Town Planning Act, 1929-1956, is hereinafter referred to as "the principal Act".

2. Section 3 of the principal Act is amended by inserting after the word "Act" in the first line of subsection (3) thereof the words "other than sections 26, 27 and 28". Amendment of principal Act, s. 3—
Application of Act.

3. (1) Section 11 of the principal Act is amended—

(a) by striking out the word "committee" in the fourth line thereof and by inserting in lieu thereof the words "Town Planner" ;

(b) by striking out the word "committee" occurring in the eighth and ninth lines of subsection (2) thereof and by inserting in lieu thereof in each case the words "Town Planner".

Amendment of principal Act, ss. 11 to 13a—
Approval to plan.

(c) by adding at the end thereof the following subsection :—

(3) Where, after the passing of the Town Planning Act Amendment Act, 1955, and before the passing of the Town Planning Act Amendment Act, 1957, a plan of subdivision of any land has been approved by the council of the area in which the land is situated, and also by the committee either by letter in the form known as letter form "A" or otherwise, that plan may be deposited in the Lands Titles Office or the General Registry Office without approval by the Town Planner.

This subsection shall have effect notwithstanding subsections (1) and (2) of this section.

(2) Section 12 of the principal Act is amended—

- (a) by striking out the words "committee or the" in the second line of paragraph (b) thereof ;
- (b) by striking out the words "committee or the" in the fourth and fifth lines of paragraph (b) thereof ;
- (c) by striking out the words "committee or the" in the second line of paragraph (c) thereof.

(3) Section 12a of the principal Act is amended by striking out the word "committee" wherever occurring in the said section and by inserting in lieu thereof in every case the words "Town Planner".

(4) Section 13 of the principal Act is amended by inserting after the word "of" in the second line thereof the words "the Town Planner or".

(5) Section 13a of the principal Act is amended—

- (a) by inserting after the word "If" in the first line thereof the words "on any such appeal";
- (b) by striking out the passage "(whether on appeal as provided by section 13 or otherwise)" in the second and third lines thereof.

Amendment of
principal Act,
s. 12a—
Grounds for
refusing
approval to
plan.

4. Section 12a of the principal Act is amended—

- (a) by inserting after the word "municipality" in the first line of paragraph (i) of subsection (1) thereof the words "or within any district council district or portion thereof to which this paragraph applies";

- (b) by inserting after the word "municipality" in the second line of paragraph (i) of subsection (1) thereof the words "or district";
- (c) by inserting after the word "that" in the third line of paragraph (i) of subsection (1) thereof the words "with the concurrence of the Town Planner and the council";
- (d) by inserting after the word "paved" in the fifth line of paragraph (i) of subsection (1) thereof the words "with consolidated metal to a depth of four inches and sealed with bitumen, tar or asphalt";
- (e) by adding at the end thereof the following subsection :—

(3) The Governor may, on the petition of the council, by proclamation declare that the provisions of paragraph (i) of subsection (1) of this section shall apply to any district council district or any portion thereof.

5. Section 14 of the principal Act is amended by inserting after the word "subdivision" in the first line thereof the words "or any plan of re-subdivision".

Amendment of
principal Act,
s. 14—
Effect of
deposit of plan.

6. Section 26 of the principal Act is amended by striking out the word "board" in the second line of paragraph (e) of subsection (1) thereof and by inserting in lieu thereof the word "committee".

Amendment of
principal Act,
s. 26—
Duty of
committee.

7. Section 31 of the principal Act is amended—

- (a) by striking out subsection (1) thereof and by inserting in lieu thereof the following subsection :—

Amendment of
principal Act,
s. 31—
Requirements
as to certain
plans.

(1) Except as allowed by this Act—

- (a) no map or plan of any land situated within any area dividing such land into allotments so that any allotment is of an area of twenty acres or less :
- (b) no map or plan of any land situated within any area dividing such land into allotments and showing any street or road (other than a street or road shown in any plan deposited in the Lands Titles Office or the General Registry Office or shown on or with

any surrender of land to the Crown or shown in any of the public maps or plans of the State) over such land or any part thereof :

- (c) no map or plan subdividing any land already divided as aforesaid and showing any street or road (other than a street or road shown in any plan deposited in the Lands Titles Office or the General Registry Office or shown on or with any surrender of land to the Crown or shown in any of the public maps or plans of the State) over such land,

shall be deposited in the Lands Titles Registration Office or in the General Registry Office, unless the map or plan has been certified as approved by the Town Planner.

- (b) by adding at the end thereof the following subsection :—

(3) If any transfer or conveyance is lodged for registration at the Lands Titles Registration Office or the General Registry Office by virtue of which any land is transferred or conveyed under circumstances which, if a map or plan had been deposited, compliance with this section would be necessary, the Registrar General may require such a map or plan to be deposited and certified as aforesaid.

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

R. A. GEORGE, Governor.