



ANNO QUINQUAGESIMO PRIMO ET QUINQUAGESIMO
SECUNDO

VICTORIÆ REGINÆ.

A.D. 1888.

No. 446.

An Act to amend "The Waterworks Act, 1882," and to
repeal the Act, No. 406 of 1887.

[Assented to, December 8th, 1888.]

WHEREAS it is expedient to amend "The Waterworks Act, 1882," and to repeal the Act, No. 406 of 1887—Be it therefore Enacted by the Governor of the Province of South Australia, by and with the advice and consent of the Legislative Council and House of Assembly of the said province, in the present Parliament assembled, as follows:

Preamble.

1. This Act may be cited as "The Waterworks Act Amendment Act, 1888," and, except so far as inconsistent therewith, shall be incorporated and read with "The Waterworks Act, 1882."

Short title and incorporation.

2. In the construction of this Act "country lands" shall mean lands not situate within any of the water districts mentioned in the First Schedule hereto, nor within the boundaries of any city or town.

Interpretation.

3. Notwithstanding anything in "The Waterworks Act, 1882," contained, the Commissioner of Waterworks may, in addition to the rates payable under such Act, make and levy on all country lands in any water district an annual construction rate, but not exceeding the scale mentioned in the Second Schedule hereto.

Power to levy construction rate.

4. The said construction rate shall become payable so soon as the water main has been laid down and notice thereof published in the *Government Gazette*, and shall be paid annually in advance, and may

When rates payable, and how recoverable.

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may be recovered from the owner or occupier of the land rated in the same manner as water rates are by "The Waterworks Act, 1882," recoverable.

Rates to be charged
on land.

5. The rate payable under this Act shall be a continual charge upon the lands charged therewith, and all moneys paid in respect thereof shall be credited against any money which may be payable by the owner or occupier of such lands in respect of water supplied to him by the Commissioner under agreement.

Evidence.

6. In all proceedings for the recovery of rates, the allegation by the Commissioner that a person is the owner or occupier of any particular quantity of land liable to be rated, and of the amount of rates due in respect thereof, shall be *prima facie* evidence of the fact.

Lessees to have rating
powers.

7. Whenever any waterworks are leased under Part VII. of "The Waterworks Act, 1882," it shall be competent for the Commissioner, in the lease or by Proclamation, to confer on the lessees, during the term of any lease, all the powers in Part V. of "The Waterworks Act, 1882" granted to the Commissioner.

Repeal.

8. The Act No. 406 of 1887 is hereby repealed.

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

WM. C. F. ROBINSON, Governor.

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SCHEDULES.

THE FIRST SCHEDULE.

Adelaide	Burra
Burnside	Port Pirie
Magill	Port Germein
Glen Osmond	Port Augusta
Mitcham	Crystal Brook
Teatree Gully	Mannum
Gawler	Palmer
Kapunda	Mount Gambier
Wilmington	Hawker

THE SECOND SCHEDULE.

Firstly—Upon all lands abutting on the mains or pipes of reticulation	4d. per acre.
Secondly—Upon all lands within one mile of the water main, or any part thereof	2½d. per acre.
Thirdly—Beyond one mile, and within two miles.....	1½d. per acre.
Fourthly—Beyond two miles, and within three miles	1d. per acre.
Fifthly—Beyond three miles, and within four miles.....	¾d. per acre.

If the rate payable by any ratepayer, pursuant to the foregoing scale, shall not amount to three shillings, the sum of three shillings shall be the amount of construction rate payable by such ratepayer.