



ANNO VICESIMO QUARTO

GEORGII V REGIS.

A.D. 1933.

No. 2124.

An Act to amend the Highways Acts, 1926 to 1932.

[Assented to, November 9th, 1933.]

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 "Highways Act Amendment Act, 1933". Short titles.

(2) The Highways Acts, 1926 to 1932, and this Act may be cited together as the "Highways Acts, 1926 to 1933".

(3) The Highways Act, 1926, is hereinafter called the "principal Act." Act 1769 of 1926

2. This Act is incorporated with the other Acts mentioned in section 1 of this Act, and those Acts and this Act shall be read as one Act. Incorporation.

3. Section 10 of the principal Act (as amended by the Highways Act Amendment Act, 1928) is further amended, as follows:— Amendment of principal Act, s. 10—

(a) The word "thirty-three" at the end thereof is struck out and the word "thirty-eight" inserted in its stead: Term of office of Commissioner and future appointments.

(b) The following subsection is inserted at the end thereof (the previous part of the section being read as subsection (1)) :—

(2) After the thirty-first day of December, nineteen hundred and thirty-eight, the Governor shall from

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time to time appoint a fit and proper person to fill the office of Commissioner of Highways. Every person so appointed shall hold office for five years from the date of his appointment, and shall be eligible upon the expiration of his term for re-appointment.

If at the expiration of the term of office of any Commissioner no further appointment to that office has been made, the person then holding office as Commissioner shall continue in office during the Governor's pleasure.

Amendment of principal Act, s. 27c—

Provision as to public roads in Irrigation Areas.

4. Section 27c of the principal Act (as enacted by section 3 of the Highways Act Amendment Act, 1932) is amended by striking out in the second and third lines thereof the words "or any Irrigation Area within the meaning of the Irrigation Act, 1930".

Enactment of ss. 27D and 27E—

Fences and gates on roads in outside areas.

5. The following sections are hereby enacted and inserted in the principal Act after section 27c thereof:—

27D. The Minister may, on the recommendation of the Commissioner, grant a written permit to any person permitting him to erect and keep erected all or any of the following things, namely, any fence, gate, ramp, or petrol pump, on or across any main road not within the boundaries of any district. Such a permit shall be subject to any terms or conditions which the Minister fixes on the recommendation of the Commissioner.

Such a permit shall be a sufficient authority for the grantee thereof and his successors in title to erect and keep erected in accordance with the permit any fence, gate, ramp, or petrol pump therein mentioned.

Powers of Councils executing works in outside areas.

27E. Where any Council undertakes on behalf of the Commissioner the execution of any works in connection with the construction, maintenance, or repair of any road which is not within the boundaries of any district, that Council may exercise for the purpose of the execution of those works any power which it might exercise if the said road were within its district.

Payment of motor taxes into General Revenue for further period.

6. Section 31A of the principal Act (as enacted by section 8 of the Highways Act, 1930, and amended by section 5 of the Highways Act Amendment Act, 1932) shall remain in operation until the thirty-first day of December, nineteen hundred and thirty-four.

Requirement as to approval of the Minister to certain transactions.

7. Notwithstanding any provision of the principal Act the Commissioner shall not—

(a) commence any works for the construction or reconstruction of any road:

(b) cut

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(b) cut down, destroy, or injure any tree on any main road, unless he has first obtained the approval of the Minister thereto.

The Minister may, if he thinks fit, give a standing approval, subject to any conditions which he imposes, to cover any class of works or payments.

In this section “work of reconstruction” means any work or operation whereby a road of any type is converted or is to be converted into a road of any other type.

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

G. J. R. MURRAY, Deputy Governor.