

**LOCAL GOVERNMENT (FURTHER AMENDMENT)
ACT.**

Elizabeth II,
No. 53, 1952.

Act No. 53, 1952.

An Act to amend the Local Government Act, 1919, as amended by subsequent Acts, and certain other Acts in certain respects; to validate certain matters; and for purposes connected therewith. [Assented to, 4th December, 1952.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

- 1.** (1) This Act may be cited as the "Local Government (Further Amendment) Act, 1952".
- (2) **Short title and commencement.**

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(2) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

The
Principal
Act.

2. The Local Government Act, 1919, as amended by subsequent Acts, is in this Act referred to as the Principal Act.

Amendment
of Act No.
41, 1919,
Part I—
(Prelim-
inary).
Sec. 3.
(Division
into Parts.)

3. (1) Part I of the Principal Act is amended—

- (a) by omitting from the matter relating to Part XXIV in section three the figures "530" and by inserting in lieu thereof the figures and symbol "530A";
- (b) by inserting in the same section next after the matter relating to Part XXIV the words, figures and symbols "PART XXIVA—LOCAL DISTRICTS—ss. 530B-530I";
- (c) by omitting from the matter relating to Part XXV in the same section the figures "536" and by inserting in lieu thereof the figures and symbol "536E".

(2) Part III of the Principal Act is amended—

Amendment
of Act No.
41, 1919,
Part III—
(Alterations
of Cities,
Municipali-
ties and
Shires).

Sec. 20B.
(Liability
of council
on union
of areas.)

- (a) by inserting at the end of section 20B the following new subsection:—

Transfer of
assets etc.
on union
of areas.

(6) (a) All real and personal property and all right and interest therein and all management and control of any land or thing which, immediately before the union of the areas, was vested in or belonged to the councils of the areas united, shall vest in and belong to the council of the united area.

(b)

(b) All rates, moneys, liquidated and unliquidated claims, which, immediately before the union of the areas, were payable to or recoverable by the respective councils of the areas united shall respectively be rates, moneys, liquidated and unliquidated claims payable to or recoverable by the council of the united area. No. 53, 1952.

(c) All suits, actions and proceedings pending immediately before the union of the areas at the suit of each of the councils of the areas united shall respectively be suits, actions and proceedings pending at the suit of the council of the united area.

(d) All contracts, agreements and undertakings entered into with and all securities lawfully given to each of the councils of the areas united and in force immediately before the union of the areas shall be deemed to be contracts, agreements and undertakings entered into with and securities given to the council of the united area.

(e) The council of the united area may pursue the same remedies for the recovery of any such rates, moneys and claims and for the prosecution of such suits, actions and proceedings as if the same had originally been payable to and recoverable or instituted at the suit of such council.

(f) The council of the united area may enforce and realise any security or charge existing immediately before the union of the areas in favour of each of the councils of the areas united in respect of any such rates, moneys and claims, as if such security or charge were existing in favour of the council of the united area.

b) by omitting from subparagraph (i) of paragraph (q3) of subsection one of section twenty-one the words "limits of the".

Sec. 21.

(What may be provided in Governor's proclamation).

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Amendment
of Act No.
41, 1919,
Part IV—
(The
Councils of
Cities, Muni-
cipalities
and Shires).

Sec. 28.
(Travelling
expenses.)

4. Part IV of the Principal Act is amended—

- (a) (i) by omitting from paragraph (c) of subsection one of section twenty-eight the words "Provided that expenses shall not be paid to or on behalf of more than two members of the council under this paragraph, and that this paragraph shall not apply to the conferences hereinafter provided for";
- (ii) by inserting in paragraph (d) of the same subsection after the word "Australia" the words "or of the Australian Council of Local Government Associations";
- (iii) by omitting from the same paragraph the words "Provided that expenses shall not be paid to or on behalf of more than two members of the council under this paragraph" and by inserting in lieu thereof the words "or to and from any meeting of any regional council or of any regional development committee."

New sec.
28A.

Insurance
of
members.

- (b) by inserting next after section twenty-eight the following new section:—

28A. (1) The council may insure or may itself provide for the insurance of members of the council against personal injury, whether fatal or not, arising out of or in the course of their attendance at any meeting of the council or a committee thereof which they are authorised or required to attend or arising out of or in the course of any journey undertaken by them for which the council is authorised by section twenty-eight of this Act to pay them an allowance.

(2)

(2) In respect of any such contract of insurance the council shall be deemed to have an insurable interest. No. 53, 1952.

(3) Any sum appropriated by the council for the insurance of its members, or any sum received by the council under any such contract, after deducting therefrom any expenses incurred in the recovery thereof, shall be paid by it to, or to the personal representatives of, the member in respect of whom the sum was appropriated or received.

(4) Notwithstanding anything contained in this Act, a member of the council shall not by reason of his being insured under this section be disqualified for a civic office nor from taking part, at any meeting of the council, in the discussion of or voting on any matter relating to the insurance of members of the council under this section, not being a claim made by him or on his behalf.

5. (1) Part V of the Principal Act is amended—

Amendment
of Act No.
41, 1919,
Part V—
(Electoral
Provisions).

(a) by omitting subsection two of section sixty-six and by inserting in lieu thereof the following subsections:—

Sec. 66.
(Enrolment
of person
holding
qualification
in more
than one
ward or
riding.)

(2) A person qualified for enrolment as owner or as ratepaying lessee in any ward or riding who is also qualified for enrolment in another ward or riding of the same area as owner or as ratepaying lessee shall not be enrolled under both of these qualifications. He may give notice to the clerk naming the ward or riding in which he elects to be enrolled; and failing such notice within the time prescribed the clerk may decide the question.

(2A) A body corporate which nominates or trustees who nominate a person for enrolment on the roll for a ward or riding of an area pursuant

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pursuant to any of the following paragraphs, that is to say, paragraph (b) of section fifty-two or paragraph (c) of section fifty-three, or paragraph (b) of section fifty-four of this Act, shall not be entitled to nominate a person under any other of those paragraphs for enrolment on the roll for the same ward or riding, or on the roll for any other ward or riding of the same area.

Sec. 74A.
(Com-
pulsory
voting.)

(b) by inserting in section 74A after the words "every elector" the words "whose place of living is within the area and".

Schedule
Eight.
(Com-
pulsory
voting.)

(2) Schedule Eight to the Principal Act is amended by inserting in the material to be inserted on the back of Forms 2 and 3 after the word "elector" where lastly occurring the words "whose place of living is within the area and".

Application
of amend-
ment made
by sub-
section (1)
(a) of this
section.

(3) (a) (i) For the purposes only of the preparation in the year one thousand nine hundred and fifty-three of any rolls required by or under the Principal Act to be prepared by the council of each area and of matters necessary for or incidental to such preparation, paragraph (a) of subsection one of this section shall be deemed to commence upon the date of commencement of this Act.

(ii) Upon the eighth day of October, one thousand nine hundred and fifty-three, paragraph (a) of subsection one of this section shall come into operation for all purposes.

(b) (i) During the period commencing on the date of commencement of this Act and ending upon the eighth day of October, one thousand nine hundred and fifty-three, the provisions of this paragraph shall have effect.

(ii) Notwithstanding anything contained in the Principal Act, as amended by this Act, at any election of aldermen or councillors of any area a person who is enrolled in respect of more than one ward or riding of that area shall not vote in respect of more than one of those wards or ridings.

(iii)

(iii) Any person who contravenes the provisions of subparagraph (ii) of this paragraph shall be liable upon summary conviction to a penalty not exceeding fifty pounds. No. 53, 1952.

6. (1) Part VII of the Principal Act is amended—

Amendment
of Act
No. 41,
1919,
Part VII—
(Finance).

(a) (i) by inserting at the end of subsection five of section one hundred and ten the following paragraph:— Sec. 110.
(Assets of a
trading
fund.)

The provisions of this subsection shall except for the purposes of section 78BB of the Liquor Act, 1912, as amended by subsequent Acts, cease to apply to any surplus as aforesaid for any year commencing after the thirty-first day of December, one thousand nine hundred and fifty-one.

(ii) by inserting in subsection seven of the same section after the words "trading fund" where secondly occurring the words "or except in relation to transfers made in pursuance of the proviso to subsection four of this section"; (Mutual
support
between
trading
undertak-
ings.)

(b) by inserting next after section one hundred and eighteen the following new section:— New sec.
118A.

118A. The general rate levied upon a mine worked for the purpose of mining for any minerals other than coal and shale shall not exceed threepence in the pound upon the unimproved capital value. General
rate—
mines.

(c) by omitting subsections (1B), three, four, five, six and seven of section one hundred and twenty; Sec. 120.
(Special
rates.)

(d) by omitting subsections three, four, five, six and seven of section one hundred and twenty-one; Sec. 121.
(Local
rate.)

(e)

(e)

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Sec. 122.

(Rate-payers' power to require imposition of local rate.)

(e) (i) by omitting from subsection two of section one hundred and twenty-two the words "and upon the question whether the rate shall be on the unimproved capital value or improved capital value of ratable land";

(ii) by omitting subsection three of the same section and by inserting in lieu thereof the following subsection:—

(3) The requisition shall state the purpose for which the local rate is to be levied and the amount of the proposed rate.

Sec. 125.
(Loan rate polls.)

(f) by omitting section one hundred and twenty-five;

Sec. 128.
(Rates under other Acts.)

(g) by omitting subsections two and three of section one hundred and twenty-eight;

Sec. 129.
(Limit in municipalities.)

(h) by omitting section one hundred and twenty-nine;

Sec. 130.
(Limit in shires.)

(i) by omitting section one hundred and thirty;

Sec. 131.
(Alteration of limit in special cases.)

(j) by omitting section one hundred and thirty-one;

Sec. 137.
(Temporary provisions. Schedule III.)

(k) by omitting from subsection two of section one hundred and thirty-seven the words "Subject to the provisions of section one hundred and forty-one";

Sec. 139.
(Making and levying.)

(l) by inserting at the end of subsection nine of section one hundred and thirty-nine the following new paragraph:—

(b) (i) This paragraph shall apply only to land valued under the Valuation of Land Act, 1916-1951.

(ii) Where land which was ratable becomes not ratable as to part thereof, a proportion of the rate paid on such land shall be refunded by the council on the recommendation of the Valuer-General.

(m)

(m) by omitting from subsection two of section one hundred and fifty-three the words "three shillings per ton of large coal or shale, and one shilling and sixpence per ton of small coal" and by inserting in lieu thereof the words "two shillings and sixpence per ton of coal or shale";

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Sec. 153.
(Unimproved capital value—mines.)

(n) by inserting in subsection two of section one hundred and fifty-eight after the words "per annum" the words "simple interest";

Sec. 158.
(Overdue rates—extra charge.)

(o) by omitting from subsection three of section one hundred and sixty the words "a fee of two shillings and sixpence" and by inserting in lieu thereof the words "the prescribed fee";

Sec. 160.
(Certificate as to amount due.)

(p) by inserting next after subsection one of section one hundred and sixty-eight the following new subsection:—

Sec. 168.
(Liability for charges and fees in respect of night-soil or garbage removal service.)

(1A) The provisions of section one hundred and fifty of this Act shall apply to and in respect of any charge payable under subsection one of this section as if such charge were a rate payable under the provisions of this Act.

(2) Schedule Three to the Principal Act is amended—

Amendments of Schedule Three.

(a) by inserting at the end of section ten the following new subsection:—

Sec. 10.
(Separate valuations.)

(6) Where land which was ratable becomes not ratable as to part thereof, a proportion of the rate paid on such land shall be refunded by the council on the recommendation of the valuer.

(b) by omitting from subsection two of section twelve the words and figures "3s. per ton of large coal or shale, and 1s. 6d. per ton of small coal" and by inserting in lieu thereof the words and figures "2s. 6d. per ton of coal or shale;"

Sec. 12.
(Mines—unimproved capital value.)

(c)

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Sec. 14.

(Valuers.)

(c) by inserting next after subsection two of section fourteen the following new subsection:—

(2A) Notwithstanding the provisions of subsection one of this section the Valuer-General may be appointed valuer by the council and where so appointed a valuation may be made by the Valuer-General or any official valuer under the Valuation of Land Act, 1916-1951. It shall not be necessary for the Valuer-General to make or deliver the declaration referred to in subsection two of this section.

(3) The amendment made by paragraph (c) of subsection two of this section shall be deemed to have commenced upon the first day of January, one thousand nine hundred and forty-nine.

Further
amendment
of Act No.
41, 1919,
Part VII—
(Finance).

7. (1) Part VII of the Principal Act is further amended—

Sec. 173.

(Governor's
consent to
loans.)

(a) (i) by omitting from subsection three of section one hundred and seventy-three the word "four" and by inserting in lieu thereof the word "three";

(ii) by omitting from the same subsection the words "special loan";

Sec. 174.

(Limited
overdrafts.)

(b) by omitting from subsection one of section one hundred and seventy-four the words "or for any purpose for which moneys raised by ordinary loan may be applied";

Sec. 176.

(Purpose of
renewal
loan.)

(c) by omitting subsection two of section one hundred and seventy-six and by inserting in lieu thereof the following subsection:—

(2) A loan rate shall be levied in respect of a renewal loan.

Subst. sec.
177.

Purpose of
ordinary
loans.

(d) by omitting section one hundred and seventy-seven and by inserting in lieu thereof the following section:—

177. (1) A loan for the purpose of enabling or assisting the council to exercise and discharge any

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any powers, authorities, duties, obligations or functions conferred or imposed upon it shall be an ordinary loan unless under the powers hereinbefore given the loan is raised as a limited overdraft or renewal loan.

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(2) The payment of expenses incidental to the purpose of the loan or to the raising of the loan may be included in the purpose for which the money is borrowed.

(3) The Minister may, after such inquiry as he deems sufficient, recommend the council's application for the approval of the Governor with or without alteration and the Governor may approve such recommendation.

(4) A loan rate shall be levied in respect of an ordinary loan.

- (e) by omitting section one hundred and seventy-eight;
Sec. 178.
(Loan rates
—ordinary
loans.)
- (f) by omitting section one hundred and seventy-nine;
Sec. 179.
(Purpose
of special
loans.)
- (g) by omitting section one hundred and eighty;
Sec. 180.
(Shire special
loans.)
- (h) by omitting section one hundred and eighty-one;
Sec. 181.
(Municipal
special loans.)
- (i) by omitting section 181b;
Sec. 181b.
(Amendment
of an
approved
proposal.)
- (j) by omitting section 181c;
Sec. 181c.
(County of
Cumberland
main roads.)
- (k) by omitting section 181d;
Sec. 181d.
(Special
areas—limits
of borrowing
and rating etc.
not to apply.)
- (l) by omitting from subsection one of section one hundred and eighty-two the words "ordinary or special" and by inserting in lieu thereof the words "or ordinary";
Sec. 182.
(Security
for special
ordinary
and
renewal
loans.)
- (m)

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Sec. 183.
(Separate
bank
account.)

(m) (i) by omitting from subsection one of section one hundred and eighty-three the words "ordinary, or special" and by inserting in lieu thereof the words "or ordinary";

(ii) by omitting from subsection two of the same section the words "ordinary, or special" and by inserting in lieu thereof the words "or ordinary";

Sec. 184.
(Limits of
borrow-
ing.)

(n) by omitting section one hundred and eighty-four;

Sec. 185.
(Terms of
loans.)

(o) by omitting from subsection one of section one hundred and eighty-five the words "or special";

Sec. 186.
(Loan
repayment
accounts.)

(p) (i) by omitting from subsection one of section one hundred and eighty-six the words "or special";

(ii) by omitting from subsection two of the same section the words "The council may apply this section to loans excepted by the preceding provisions of this subsection;"

(iii) by omitting from subsection eleven of the same section the words "or special";

(iv) by inserting in the same subsection after the words "issued in respect of any such loan" the words "or any securities referred to in or approved or prescribed under subsection eight of this section";

Sec. 188.
(Security
for loans.)

(q) by omitting from subsection two of section one hundred and eighty-eight the words "a special" and by inserting in lieu thereof the word "an";

Sec. 194.
(Powers and
duties of
receivers.)

(r) by omitting from subsection one of section one hundred and ninety-four the words "but the rates so made and levied shall not exceed the maximum

maximum limits permitted under the law in force for the time being, or where there is no maximum limit, such limit as the court may fix";

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(s) by omitting from paragraph (g) of subsection three of section two hundred and two the words "and its relation to the maximum rate."

Sec. 202.
(Shire—
General
endow-
ment.)

(2) Part XXVI of the Principal Act is amended by omitting from subsection (2A) of section five hundred and thirty-nine the words "any of the purposes mentioned in paragraph (g3) of subsection one of section one hundred and seventy-seven of this Act" and by inserting in lieu thereof the words "any work or service or any object which the council is authorised by law to erect, construct, carry out or effect".

Amendment
of Act
No. 41,
1919, Part
XXVI—
(National
Works).
Sec. 539.
(Construc-
tion of
works for
councils
and
advances
therefor.)

(3) The amendments made by subsection one of this section shall not affect any special loan raised before the commencement of this Act and subsisting immediately before such commencement nor any securities issued in respect of such special loan nor any right, privilege, obligation or liability acquired accrued or incurred in respect of such special loan nor any other matters connected with or incidental to such special loan and any such special loan and all matters connected with or incidental to such special loan shall continue in force and have the like effect as if such amendments had not been enacted.

Savings
as to
special
loans.

(4) Any application made by a council before the date of commencement of this Act for the approval of the Governor to borrow by way of a special loan may be dealt with and completed by the Governor, the Minister or any officer or person or the council as if it were an application for the approval of the Governor to borrow by way of an ordinary loan.

Applications
for
special
loans
already
made.

(5)

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Special
loans
deemed
to be
ordinary
loans.

(5) Where an application, made before the commencement of this Act, for approval to borrow by way of special loan has been approved either before or after such commencement the approval shall be deemed to be an approval to borrow by way of ordinary loan.

Amendment
of Act
No. 41, 1919,
Part IX—
(Public
Roads).

8. Part IX of the Principal Act is amended—

Sec. 229.
(Width of
new
roads.)

(a) by inserting at the end of section two hundred and twenty-nine the following new subsection:—

(3) Where, in the opinion of the council, it is impracticable by reason of the nature of the terrain or other circumstances to open a new residential road to the standard width the council may open such a road to a width of not less than fifty feet.

Sec. 235.
(Power to
provide
roads.)

(b) by inserting at the end of paragraph (f) of subsection one of section two hundred and thirty-five the words “or where the Minister so approves to a width less than the standard width”;

Sec. 241.
(Power to
make drains
on public
or private
lands.)

(c) by omitting from subsection one of section two hundred and forty-one the words “in and through” and by inserting in lieu thereof the words “in or through”;

Sec. 249.
(Care
control and
manage-
ment of
roads.)

(d) by omitting from paragraph (a) of section two hundred and forty-nine the words “Provided a prescribed notice be given and the approval of the Minister be obtained” and by inserting in lieu thereof the words “Provided that the council complies with the prescribed conditions and obtains the approval of the Minister in such cases as may be prescribed;”

(e).

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(e) by inserting at the end of section two hundred and seventy-seven the following new paragraph and subsection:—

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Sec. 277.
(Ordinances.)

(cc) prescribing standards for the lighting of public roads or any class of public roads, and the compliance by the council with the requirements of the ordinance prescribing such standards.

(2) Without limiting the generality of paragraph (cc) of subsection one of this section any such ordinance may for the purposes of such paragraph—

(a) define classes of public roads in relation to such matters as may be prescribed including the volume or nature of traffic using such roads and the density of population in the vicinity of such roads;

(b) prescribe different standards for the lighting of different classes of public roads;

(c) make different provisions with respect to the lighting of different parts of any public road or with respect to the lighting of public roads or of any class of public roads in different areas;

(d) make provision for enabling the Minister or such person as may be prescribed to require the lighting by a council of a public road or any class of public roads in accordance with the prescribed standards and to exercise such powers as may be necessary to give effect to such ordinance;

(e)

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- (e) adopt wholly or partially or by reference any of the standard rules recommended or adopted by the Standards Association of Australia relating to the matter with which the ordinance deals.

Amendment
of Act No.
41, 1919,
Part X—
(Public
Health,
Safety, and
Convenience.)

9. Part X of the Principal Act is amended—

New sec.
278A.

- (a) by inserting next after section two hundred and seventy-eight the following new section:—

Interpreta-
tion.

278A. In this Part unless inconsistent with the context or subject matter—

“Occupier” includes a person having the charge, management or control of premises and in the case of a building which is let out in separate tenements or in the case of a lodging house which is let out to lodgers the person receiving the rent payable by the tenants or lodgers, either on his own account or as the agent of another person and in the case of a vessel means the master or other person in charge thereof.

“Premises” means any house, tenement or building of any description or any part thereof with the appurtenances to the same, any swimming pool, ship, vessel, boat, punt, lighter, houseboat, tent, van, shed or other structure and any land whether built upon or not.

Sec. 281.
(Sanitation,
use, and
occupation
of premises.)

- (b) (i) by omitting from paragraph (h) of subsection two of section two hundred and eighty-one the words “buildings and rooms” and by inserting in lieu thereof the word “premises”;

(ii)

- (ii) by omitting from paragraph (i) of the same subsection the words "buildings or rooms" and by inserting in lieu thereof the word "premises";
- (iii) by omitting from paragraph (j) of the same subsection the words "buildings and rooms" and by inserting in lieu thereof the word "premises";
- (iv) by omitting from paragraph (m) of the same subsection the words "on premises";
- (v) by inserting at the end of the same subsection the following new paragraph and new subsection:—
- (p) require that any new or existing public closet convenience connected to a sewerage system shall be provided with a hand wash basin with water laid thereto.
- (3) The council may—
- (a) require the renewal or repair of any roof, guttering, down piping or spouting on a dwelling;
- (b) require the renewal or repair of the gas pipes of a dwelling so that an adequate supply of gas shall be provided to such dwelling;
- (c) require the renewal or repair of the electrical installation in a dwelling from which a supply of electricity has been disconnected by an electricity supply authority.
- (c) (i) by omitting from paragraph (a) of subsection five of section two hundred and eighty-three the word "and" where secondly occurring;
- (ii)

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Sec. 283 (5).

(Removal of depot-rubbish.—Scavenging districts.)

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(ii) by inserting next after paragraph (b) of the same subsection the following new paragraph:—

(c) may alter or abolish any such district.

Sec. 289.
(Various powers of the council.)

(d) by inserting at the end of section two hundred and eighty-nine the following new paragraph:—

(o) control and regulate the construction and use of tennis courts.

Sec. 298.
(Provision and management of utilities for public health.)

(e) (i) by inserting at the end of subsection one of section two hundred and ninety-eight the following new paragraph:—

(h) settlements for aged persons.

(ii) by inserting in subsection two of the same section after the words “infant welfare centres” the words “and settlements for aged persons”;

New Division 8A.

(f) by inserting next after Division 8 the following new Division:—

DIVISION 8A.—Milk.

Application of Division.

299B. (1) The provisions of this Division—

(a) shall apply to every area within which the council is the local authority within the meaning of the Dairies Supervision Act, 1901, as amended by subsequent Acts;

(b) shall not apply to any area or part thereof included in a milk distributing district for the time being established under the Milk Act, 1931-1942.

(2) Notwithstanding anything contained in section five of the Milk Act, 1931-1942, this Division shall not affect any provision of the Milk Act, 1931, or of any Act amending that Act, or any regulations or by-laws made under any of such Acts, or take away powers vested in the Milk Board or any person or body by any of those Acts, regulations or by-laws.

299c. In this Division—

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“Dairy premises” means any land or premises used for or in connection with the stalling, grazing, feeding, or milking of cattle for the purpose of producing milk for sale. Interpretation.

“Milk” includes cream and refers only to milk or cream which is sold or to be sold.

“Milk store” means any building, shed, or place at or upon which milk is treated, deposited, or stored, and includes any building or premises at or upon which milk is sold.

“Milk vendor” means any person who is the occupier of a milk store or who himself or by his employee receives or accepts milk otherwise than as a carrier, or who sells milk.

“Person” includes any partnership or firm or company or society formed under any Act and any body of persons corporate or unincorporate.

“Sell” means to sell by wholesale or by retail and includes barter, supply for profit, offer for sale, receive for sale, have in possession for sale, expose for sale, send, forward or deliver for sale, cause or suffer or allow to be sold, offered or exposed for sale, and refers only to selling for human consumption; and “sale” and “sold” have a corresponding meaning.

“Treatment” includes the examination, cleansing, pasteurisation, modification, testing, grading, cooling, refrigerating, bottling or packing of milk; and “treat” and “treated” have a corresponding meaning.

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Powers of
council.

cf. Act No.
59, 1931, ss.
25, 38, 39.

229d. The council may without prejudice to any powers or duties conferred or imposed upon it by or under any other Act exercise all or any of the following powers:—

- (a) collect and treat milk;
- (b) regulate the collection and treatment of milk;
- (c) sell and distribute milk;
- (d) regulate the sale and distribution of milk;
- (e) establish and conduct milk stores;
- (f) regulate milk stores;
- (g) regulate and determine the hours or times at or within or during which milk may be distributed by retail in any vehicle or receptacle;
- (h) issue certificates in the prescribed form to milk vendors specifying the grade or grades of milk which any such milk vendor is authorised to treat, deposit, store, distribute or sell: Provided that no certificate authorising the distribution or sale of milk as the product of tuberculin tested cows shall issue unless the cows producing such milk have been certified as free from tubercle by the Department of Agriculture;
- (i) establish grades of milk for human consumption or use within the area of the council, including a grade of milk suitable for the use of infants;
- (j) at any reasonable time by authorised servants enter and inspect any premises which are believed to be used as dairy premises or milk stores and examine any thing used in connection with the supply, collection, treatment, storage, distribution or sale of milk;
- (k)

- (k) prohibit the use for human consumption in any form of milk which appears to it to be deleterious to health or unwholesome; No. 53, 1952.
- (l) take samples of milk from any dairy premises or milk store or from any conveyance, utensil or container;
- (m) engage the services of veterinary surgeons approved by the Department of Agriculture;
- (n) prohibit the use by any milk vendor in connection with his business as such of any advertisement, description, sign, notice, device or representation in the nature of an advertisement which does not correctly describe or represent the milk sold or the services offered by such milk vendor.

299E. (1) Ordinances may be made for Ordinances.
carrying this Division into effect, and in particular for and with respect to—

- (a) prescribing grades for milk which may be supplied for sale or sold, including the prescribing of different grades for different classes of milk;
- (b) requiring milk of any prescribed grade to be sold in prescribed containers labelled as prescribed;
- (c) prescribing methods to be followed in the collection, treatment, carriage, deposit, storage, distribution and sale of milk;
- (d) prescribing the maximum temperatures at which milk is to be kept at any and every stage from its collection to its delivery to a purchaser for consumption;
- (e) prescribing methods of dealing with milk which does not comply with the requirements

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requirements of any Act, or of any ordinance, regulation or by-law made thereunder;

- (f) prescribing methods of cleaning and sterilising cans, vessels, utensils, appliances and equipment used in connection with the collection, treatment, deposit, storage, carriage, distribution, supply or sale of milk;
- (g) providing for the inspection of dairy premises and milk stores.

(2) An ordinance shall not be made in relation to any matter referred to in subsection one of this section unless the provisions thereof have been approved by the Board of Health constituted under the Public Health Act, 1902, as amended by subsequent Acts.

Sec. 301.
(Structural work required by council.)

- (g) by omitting paragraphs (a) and (b) of the proviso to section three hundred and one and by inserting in lieu thereof the words "comply with the requirement, and may deduct the cost of so complying out of the rent from time to time becoming due from him to such owner, or may recover the same from such owner in any court of competent jurisdiction."

Sec. 303.
(Ordinances.)

- (h) by omitting from paragraph (n) of subsection one of section three hundred and three the word "buildings" and by inserting in lieu thereof the word "premises."

Amendment of Act No. 41, 1919, Part XI—(Building Regulation).

10. (1) Part XI of the Principal Act is amended—

Sec. 317M (2).
(Members.)

- (a) by inserting in paragraph (c) of subsection two of section 317M after the word "Australia" the words and symbols "(Sydney Division)";

Sec. 317Q.
(Panel.)

- (b) by inserting in paragraph (c) of subsection three of section 317Q after the word "Australia" the words and symbols "(Sydney Division)";
- (c)

(c) by inserting at the end of section three hundred and eighteen the following new paragraph:—

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Sec. 318.

(33) authorising the council to require the artificial lighting of halls, entrances and stairwells in existing buildings where such halls, entrances and stairwells are used in common for access to two or more separate domiciles.

(Ordinances.)

(2) Part XIII of the Principal Act is amended by omitting subsection two of section three hundred and fifty-seven and by inserting in lieu thereof the following subsection:—

Amendment of Act No. 41, 1919, Part XIII—(Public Recreation).

(2) The trustees of a mechanics' institute, school of arts or other like institution which is conducting or has conducted a library may, with the approval of the Governor, transfer such library together with the furniture, fittings and records of the library either alone or together with the land of the institution upon which the library premises are erected, or any real or personal property held by such trustees upon trust for library purposes to the council of the area within which such library is or was being conducted.

Sec. 357.

(Libraries and library services.)

Any real or personal property transferred to the council under the authority of this section shall be held by the council upon trust for library purposes.

(3) Part XIV of the Principal Act is amended by omitting section four hundred and three and by inserting in lieu thereof the following section:—

Amendment of Act No. 41, 1919, Part XIV—(Water, Sewerage, Drainage, or Electricity Works).

403. (1) The council may control and regulate the draining of any land, whether built upon or not, and may require the construction of sufficient drains for that purpose and may, at the cost of the owner, construct drains to dispose of roof, surface and other waters from the land so as to conduct the water to the most appropriate gutter or water channel under the control of the council.

Subst. sec. 403.

Regulation of drainage.

(2)

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(2) Where, in the exercise of its powers under subsection one of this section, it is necessary for the council to construct a drain through land intervening between the land to be drained and the most appropriate gutter or water channel under the control of the council, the council may recover from the owner of the land to be drained any reasonable amount paid by it to the owner of the intervening land for compensation, in addition to the cost of constructing the drains.

Amendment
of Act No.
41, 1919,
Part
XVII—
(Trading).
Sec. 418.
(What is a
trading
undertak-
ing.)

(4) Part XVII of the Principal Act is amended—

- (a) (i) by omitting paragraphs (g) and (h) of subsection one of section four hundred and eighteen;
- (ii) by omitting from subparagraph (i) of paragraph (b) of subsection four of the same section the word and letter “paragraph (a)” and by inserting in lieu thereof the words and letters “paragraph (a) or paragraph (b)”;
- (b) by omitting from the proviso to paragraph (b) of subsection one of section four hundred and twenty the words “the next following section” and by inserting in lieu thereof the words “section four hundred and twenty-one of this Act”;
- (c) by omitting from subsection one of section four hundred and twenty-one the words “the last preceding section” and by inserting in lieu thereof the words “section four hundred and twenty of this Act”.

Sec. 420.
(Council
may grant
“franchises”
limited by
conditions.)

Sec. 421.
(Pipes,
wires, etc.
under or
over public
places.)

Amendment
of Act No.
41, 1919,
Part XX—
(Markets).
Sec. 454.
(Council’s
power to
provide
markets.)

11. (1) Part XX of the Principal Act is amended by inserting at the end of section four hundred and fifty-four the following new subsection:—

- (5) The powers conferred on the council by subsection one of this section shall include power to do all or any of the following matters and things:—
- (a) to sell either on its own behalf or on behalf of any other person any animals and articles of the food of man; (b)

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- (b) to purchase any animals and articles of the food of man; No. 53, 1952.
- (c) to provide, control and manage works for preserving, chilling or freezing articles of the food of man;
- (d) to establish, maintain, conduct and control works for canning, curing, dehydrating or otherwise processing articles of the food of man.

(2) Part XXII of the Principal Act is amended—

Amendment of Act No. 41, 1919, Part XXII—(Noxious Plants).

(a) by inserting next after subsection two of section 475A the following new subsection:—

Sec. 475A.
(Provision for ascertaining persons liable to eradicate, in certain circumstances.)

(2A) Where private lands are separated from public lands by any watercourse, river or inland water, tidal or non-tidal, the land between such private lands and the middle line of such watercourse, river or inland water shall for the purposes of this Part be deemed to be owned or occupied by the owner or occupier respectively of such private lands.

(b) by omitting from subsection three of the same section the words “and two” and by inserting in lieu thereof the words and symbols “two and (2A)”.

(3) Part XXIII of the Principal Act is amended—

Amendment of Act No. 41, 1919, Part XXIII—(Miscellaneous Powers).

(a) by inserting next after section 478B the following new section:—

New sec. 478C.

478C. (1) The council may supply stone, broken stone, clay, sand or gravel from the council's quarries or pits or land.

Supply of stone, clay, sand, etc.

(2) The council may purchase or obtain and supply pipes, flagstones and kerbing and guttering.

(b)

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Subst. sec.
483.Tourist
bureaux.

- (b) by omitting section four hundred and eighty-three and by inserting in lieu thereof the following section:—

483. (1) The council may advertise the advantages of the area or of any place outside the area but in the vicinity thereof to attract settlers or tourists and may provide, control and manage tourist bureaux.

(2) The council may subsidise the construction of any works in its area for the purpose of attracting settlers or tourists or developing any industry in the area.

(3) The council may act as agent for any Government tourist bureau or any person, firm or company conducting a tourist business.

Sec. 496.
(Housing.)

- (c) by inserting after the word "lessees" in subsection three of section four hundred and ninety-six the words "who are aged persons or";

Subst. sec.
500.Work on
private
land.

- (d) by omitting section five hundred and by inserting in lieu thereof the following section:—

500. The council may, on the application of the owner or occupier, and at the expense of the applicant, carry out paving, kerbing, guttering, road-making, draining, tree-planting and gardening work on any land, or connect any premises with water, gas or sewerage mains or carry out on such land or premises any works whatsoever which may be lawfully carried out.

Amendment
of Act No.
41, 1919,
Part XXIV—
(Ancillary
Powers).

12. (1) Part XXIV of the Principal Act is amended—

Sec. 517.
(Time-pay-
ment
contracts.)

- (a) by omitting subsection three of section five hundred and seventeen;

(b)

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- (b) by omitting the short heading to section five hundred and twenty-eight and by inserting in lieu thereof the following short heading:—

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Short heading.
Sec. 528.

Insurance and agencies.

- (c) by inserting next after section 528c the following new section:—

New sec.
528d.

528d. The council may, by agreement with any authority which by or under the Public Works Act, 1912, as amended by subsequent Acts, or by or under any other Act, is a constructing authority within the meaning of the Public Works Act, 1912, as so amended, carry out any work on behalf of such authority.

Works for the Crown.

- (2) Part XXVII of the Principal Act is amended—

Amendment of Act No. 41, 1919, Part XXVII— (Urban Areas).

- (a) (i) by omitting subsections one, two and three of section five hundred and fifty-one and by inserting in lieu thereof the following subsections:—

Sec. 551.
(Loans.)

(1) The urban committee may request the council to borrow money for the benefit of the urban area and the council shall, if it approve, proceed to obtain the loan as elsewhere in this Act provided.

(2) The loan rate shall be a local loan rate and shall be made and levied by the council on the unimproved capital value of the ratable land in the urban area.

- (ii) by omitting from subsection five of the same section the words "The proceeds of any such" and by inserting in lieu thereof the words "Where the purposes for which the loan is raised are to be carried out by the urban committee, the proceeds of the";

- (b) by omitting paragraph (c) of subsection two of section five hundred and fifty-two.

Sec. 552.
(General powers of urban committee.)

(3)

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Amendment
of Act No.
41, 1919,
Part XXIX—
(County
Councils).
Sec. 564.
(Powers.)

(3) Part XXIX of the Principal Act is amended—

- (a) (i) by inserting in subsection (2A) of section five hundred and sixty-four after the word “water” wherever occurring the word “gas”;
- (ii) by omitting from subsection four of the same section all words following the words “the delegation” where secondly occurring;
- (iii) by inserting in subsection (4A) of the same section after the word “water” wherever occurring the word “gas”;

Sec. 564B.
(Transfer
of assets,
etc., in
certain
events.)

- (b) by inserting in subsection one of section 564B after the word “water” the word “gas;”

Sec. 565A.
(Union of
areas
comprised in
county
district.)

- (c) by omitting paragraph (j) of subsection three of section 565A;

Sec. 572.
(Rating.)

- (d) by inserting at the end of subsection one of section five hundred and seventy-two the words “This subsection shall not authorise a county council to require councils concerned to act as its agent as aforesaid in the case of a loan rate.”

New sec.
572A.

- (e) by inserting next after section five hundred and seventy-two the following new section:—

Assessment
of loan
commit-
ments.

572A. (1) Where in any year a county council is required to pay interest on or to repay the whole or any part of the principal of a loan the county council may, notwithstanding the provisions of subsection six of section one hundred and twenty-four and subsection four of section one hundred and seventy-seven of this Act

Where a county council has refrained from levying a loan rate in pursuance of the provisions of this subsection the county council shall assess the amount required for such payment of interest or repayment of principal upon the councils concerned in proportion to the unimproved capital value of that portion of the ratable land in each of them which is situated within the district: No. 53, 1952.

Provided that where the amount so assessed is in respect of a loan raised for any work or service which in the opinion of the county council would be of special benefit to a portion only of the county district the amount required for payment of interest or repayment of principal may, at the discretion of the county council, be assessed only on the councils of the areas within which such portion is situated in proportion to the unimproved capital value of ratable land in each of the areas which is within such portion.

(2) Notice of any assessment made under subsection one of this section shall be served by the county council upon the councils concerned before the end of February in the year for which the assessment is made.

(3) Any council so assessed may pay the amount of the assessment from the appropriate fund or where the loan is, in the opinion of the council, for the benefit of only portion of the area, from the proceeds of a local rate levied in respect of such portion.

Where any amount added by a council to any rate levied for general purposes or levied as a special or local rate in order to make any payment under this section has been written off or abandoned the council may make a corresponding reduction in the amount of such payment.

(4) Notwithstanding any other provision of this Act, the county council may recover as a debt any amount, less any deduction made in pursuance of subsection three of this section, assessed

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assessed upon a council concerned in accordance with this section and not paid within six months after service of notice of such assessment.

Amendment
of Act No.
41, 1919,
Part XXX—
(Supplemen-
tary).

13. (1) Part XXX of the Principal Act is amended—

Sec. 602.
(Applica-
tion
for sale.)

- (a) by omitting the short heading to section six hundred and two and by omitting section six hundred and two, section six hundred and three and section 603A and by inserting in lieu thereof the following short heading and new sections:—

Sale of land for overdue rates.

Sale of
land for
rates.

602. (1) Where any rate levied in respect of any land before or after the commencement of the Local Government (Further Amendment) Act, 1952, is overdue for more than seven years the council may, in accordance with the provisions of this Act, sell the land on which the rate is owing. Any rate so overdue is hereinafter in this Division referred to as an overdue rate.

The council shall not sell any land in pursuance of this section unless the town or shire clerk first certifies in writing what rates are due or payable to the council in respect of the land, with particulars of the rates, when the same were made and how levied and when they became due or payable.

Where land on which a rate so overdue is situated in any county district to the county council of which a power to rate has been delegated the council shall not exercise its power to sell the land for an overdue rate unless it first ascertains from any such county council that it has not resolved to sell the land for an overdue rate nor shall such a county council exercise its power to sell land for an overdue rate unless it first ascertains from the constituent council and

any

any other such county council in whose area or district such land is situated that it has not resolved to sell such land for an overdue rate. No. 53, 1952.

(2) Where the council has resolved to sell land for an overdue rate it shall—

- (a) fix a convenient time (being not more than six months and not less than three months from the publication in a newspaper of the advertisement referred to in paragraph (b) of this subsection) and a convenient place for the sale;
- (b) give notice in or to the effect of the prescribed form by advertisement in the Gazette and in a newspaper; and
- (c) make a search against the land and give notice to any person who appears from search to have an interest in the land.

(3) If the rates due and in arrear are paid to the council before the time fixed for the sale the council shall not proceed with the sale.

(4) Any sale of land in pursuance of this section shall be by public auction.

The council may—

- (a) sell in one lot of adjoining parcels or in separate parcels the land under such conditions of sale as it may deem proper;
- (b) employ an auctioneer; and
- (c) do such other acts as it deems expedient for selling the land at its full value and for carrying out the sale.

If the land is not sold by public auction at the time originally fixed the council may from time to time fix such time and place as it may deem proper for the sale of such land by public auction or may sell the land by private contract if a satisfactory offer is received in the meantime.

(5)

No. 53, 1952.

(5) If the land is sold the purchase money shall be paid to the council, and its receipt shall be an effectual discharge to the purchaser therefor.

(6) Where any land has been subdivided and a portion sold under this section any unpaid rates in respect of such land may—

- (a) where the land is valued under the Valuation of Land Act, 1916-1951, be apportioned accordingly on the recommendation of the Valuer-General; or
- (b) where the land is not so valued be apportioned accordingly on the recommendation of the council's valuer.

Restriction
on sale and
purchase of
land sold
under sec.
602.

603. The council shall not sell land in pursuance of section six hundred and two of this Act to an officer or servant of the council or to a relation of an officer or servant, and no officer or servant of the council or relation of an officer or servant shall purchase from the council land offered for sale in pursuance of the said section.

In this section "relation" means—

- (a) an officer's or servant's wife or husband;
- (b) the father or mother of an officer or servant, or of an officer's or servant's wife or husband;
- (c) the grandfather or grandmother of an officer or servant, or of an officer's or servant's wife or husband;
- (d) the son, daughter, grandson, granddaughter, brother, sister, half-brother, half-sister, nephew, niece, uncle, or aunt of an officer or servant, or of an officer's or servant's wife or husband.

Sec. 604.
(Conveyance
or transfer
of the
land.)

- (b) (i) by omitting from subsection one of section six hundred and four the words "Public Trustee" and by inserting in lieu thereof the word "council";

(ii)

- (ii) by omitting from the same subsection the word "him" and by inserting in lieu thereof the word "it";
- (iii) by omitting from subsection two of the same section the words "Public Trustee" wherever occurring and by inserting in lieu thereof the word "council";
- (iv) by omitting from the same subsection the words "the Mining Act, 1906, or the Crown Lands Consolidation Act, 1913";
- (v) by omitting from the same subsection the words "Act concerned" wherever occurring and by inserting in lieu thereof the words "Real Property Act, 1900";
- (vi) by omitting from subsection three of the same section the words "Public Trustee" and by inserting in lieu thereof the word "council";
- (vii) by omitting from the same subsection the words "Conveyancing Act, 1919" and by inserting in lieu thereof the words "Conveyancing Acts, 1919-1943";
- (viii) by omitting from subsection four of the same section the words "Public Trustee" and by inserting in lieu thereof the word "council";
- (ix) by inserting at the end of the same section the following new subsection:—
- (5) This section shall apply to and in respect of land other than land to which section six hundred and five of this Act applies.
- (c) by omitting section six hundred and five and by inserting in lieu thereof the following new section:—
605. (1) This section shall apply to and in respect of land in course of purchase from the Crown or held under homestead selection, homestead grant or lease or license or any other tenure from the Crown.

No. 53, 1952.

Subst. sec-
605.

(The
Public
Trustee Act,
1913.)

Sale of
Crown
lands.

No. 53, 1952.

(2) The council upon payment to it of the purchase money may transfer the land to the purchaser by virtue of the authority conferred by this Act.

For the purposes of this subsection the council may in respect of any land exercise any right, power or privilege which might be made or exercised by a holder or owner subject to mortgage of land of the like tenure but subject to any restriction, prohibition or condition upon transfer applicable to such holder or owner.

(3) The purchaser shall hold the land subject to any conditions or provisions prescribed by or under any Act creating the tenure which immediately before the sale were binding on the former holder but freed and discharged—

- (a) from any liability for any breach before such sale of any such conditions or provisions; and
- (b) from any charges and rates in respect of the land due to the council or any other rating authority.

(4) The transfer of any tenure shall, by virtue of this Act, be registrable under the provisions of the Act under which transfers of such tenures are registered notwithstanding anything in such Act contained and such transfer shall not operate at law until the same is registered under such Act.

(5) Neither the purchaser nor the Registrar-General nor any official to whom a transfer made by the council and purporting to be made under this Act is produced for registration shall be concerned to inquire whether the provisions of this Act in respect of the sale have been complied with.

(d).

- (d) by omitting section six hundred and six and by inserting in lieu thereof the following section:—

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Subst. sec.
606.

Applica-
tion of
purchase
money.

606. (1) The council shall apply any purchase money received by it upon the sale of land for overdue rates to the following purposes and in the following order, that is to say, in or towards payment of—

- (a) firstly, the expenses of the council incurred in connection with the sale;
- (b) secondly, any rate or charge in respect of the land due to the council, or any other rating authority, or any debt in respect of the land of which the council has notice, due to Her Majesty:

Provided that if the amount available is insufficient to pay all rates and charges in respect of the land owing to the council and any other rating authority and any such debt the amount available shall be divided between them in the proportion of the rates charges and debt owing to each.

(2) Notwithstanding that the amount applied by the council under the provisions of subsection one of this section is insufficient to pay the expenses of and the rates and charges due to the council or other rating authority, the council or other rating authority, as the case may be, shall treat the amount due in respect of the expenses and rates and charges as satisfied and discharged, and any deficiency shall be written off the books of account of the council or rating authority accordingly.

- (e) by omitting from section six hundred and seven the words "Public Trustee" and by inserting in lieu thereof the word "council";
- (f) (i) by omitting from subsection one of section six hundred and eight the words "Public Trustee" wherever occurring and by inserting in lieu thereof the word "council";

Sec. 607.

(Balance to
be held in
trust.)

Sec. 608.

(Distribu-
tion of
balance of
purchase
money.)

(ii)

No. 53, 1952.

(ii) by omitting from the same subsection the word "his" and by inserting in lieu thereof the word "its";

(iii) by omitting from subsection two of the same section the words "Public Trustee" and by inserting in lieu thereof the word "council";

(iv) by omitting from the same subsection the word "he" and by inserting in lieu thereof the word "it";

Sec. 610.
(Part IV
of the
Trustee Act,
1925.)

(g) (i) by omitting from paragraph (a) of subsection one of section six hundred and ten the words "Public Trustee" where firstly occurring and by inserting in lieu thereof the word "council";

(ii) by omitting from the same paragraph the words "by the Public Trustee" where secondly occurring;

Sec. 611.
(Payment to
the
Treasury.)

(h) by omitting from subsection one of section six hundred and eleven the words "Public Trustee for more than twenty years, and he has no information or knowledge of the existence of any person entitled or claiming to be entitled thereto, the Public Trustee shall pay the same to the Treasury" and by inserting in lieu thereof the words "council for more than ten years and it has no information or knowledge of the existence of any person entitled or claiming to be entitled thereto, the council shall pay the same to the Treasury."

Sec. 612.
(References
to balance.)

(i) by omitting from section six hundred and twelve the words "Public Trustee" and by inserting in lieu thereof the word "council";

Subst. sec.
613.

(j) by omitting section six hundred and thirteen and by inserting in lieu thereof the following section:—

Fees and
expenses of
the
council.

613. Notwithstanding any other provision of this Division the council shall be entitled to retain out of any balance of the purchase money of any land sold by it for overdue rates under
this

this Division all proper fees and expenses due to or incurred by it in relation to this Act and to charge the same to or between the shares of any persons entitled or claiming to be entitled to the balance of the purchase money, as it may deem just. No. 53, 1952.

- (k) by omitting section six hundred and fourteen; Sec. 614.
(Land seized under repealed Act.)
- (l) by omitting from subsection two of section six hundred and twenty-two the words "two shillings" and by inserting in lieu thereof the words "the fee prescribed under the Conveyancing Acts, 1919-1943"; Sec. 622.
(Ownership.)
- (m) by inserting in section six hundred and forty-one after the words "per annum" the words "simple interest". Sec. 641.
(Right of occupier to act in certain cases on default of owner.)

(2) Notwithstanding the amendments made by subsection one of this section the Public Trustee, the Registrar-General, the Master in Equity, the Supreme Court and the Colonial Treasurer may in respect of—

- (a) applications for the sale of land for overdue rates made before the commencement of this Act;
- (b) sales of land for overdue rates pending immediately before such commencement;
- (c) sales of land for overdue rates completed before such commencement;
- (d) the registration of conveyances or transfers of land sold for overdue rates;
- (e) the application or disposition of the purchase money of land sold for overdue rates and paid to the Public Trustee whether before or after the commencement of this Act;
- (f) balances of such purchase moneys or parts thereof; and
- (g) matters incidental to or connected with the foregoing;

No. 53, 1⁵². respectively exercise the powers which would, but for the enactment of subsection one of this section, have been exercisable by them.

(3) The purchaser of any land sold by the Public Trustee in pursuance of the powers conferred by subsection two of this section and any person having any estate or interest in the said land shall have the like rights and privileges in respect of such land or any balance of purchase money, as the case may require, as he would have had but for the enactment of subsection one of this section.

Amend-
ment of
Act No. 29,
1939. Sec.
55.
(Sale of
land for
rates.)

(4) The Drainage Act, 1939-1940, is amended by omitting from subsection two of section fifty-five the words "as amended by subsequent Acts" and by inserting in lieu thereof the words "as amended by Acts passed subsequent to the said Act and before the Local Government (Further Amendment) Act, 1952".
