



ANNO QUARTO

## GEORGI VI REGIS.

A.D. 1940.

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### No. 60 of 1940.

An Act to amend the Municipal Tramways Trust Act, 1935.

[Assented to 5th December, 1940.]

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 "Municipal Tramways Trust Act Amendment Act, 1940". Short titles.

(2) The Municipal Tramways Trust Act, 1935-1937, as amended by this Act, may be cited as the "Municipal Tramways Trust Act, 1935-1940".

(3) The Municipal Tramways Trust Act, 1935-1937, is hereinafter called "the principal Act".

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

3. Section 11 of the principal Act is amended as follows :— Amendment of s. 11 of principal Act—

(a) All the words in subsection (4) after the word "respectively" occurring at the end of the third line and the beginning of the fourth line are struck out : Method of appointing representatives of the other councils.

(b) Subsections (5) and (6) are repealed and the following subsections enacted and substituted in lieu thereof :—

(5) If there are more nominations made by the councils of a group than the number of members required to be appointed by those

councils, the Commissioner shall appoint a returning officer to hold an election for determining the members to be appointed by those councils.

(6) As early as possible after his appointment the returning officer shall conduct an election by postal ballot papers posted to every person entitled to vote at the election.

(6a) Every member of a council of a group entitled to appoint members, may vote by ballot for the number of members required.

(6b) The ballot shall be conducted in accordance with the regulations (if any) applicable thereto; and if there is no provision in this Act or the regulations on any matter connected with an election, that matter shall be dealt with in such manner as the returning officer determines.

Amendment of  
s. 17 of  
principal Act—  
Disqualifica-  
tion of  
member.

4. Section 17 of the principal Act is amended by striking out paragraph (d) thereof.

Amendment of  
s. 26 of  
principal Act—  
Financial  
statements.

5. Paragraph (f) of section 26 of the principal Act is amended—

- (a) by striking out the words “ and the thirty-first day of July ” in the second line :
- (b) by striking out the word “ six ” in the sixth line and inserting in lieu thereof the word “ twelve ” :
- (c) by striking out the words “ and the thirty-first day of July ” in the seventh and eighth lines :
- (d) by striking out the words “ those days ” in the ninth line and inserting in lieu thereof “ that day ”.

Amendment of  
s. 35 of  
principal Act—  
Debentures.

6. Section 35 of the principal Act is amended—

- (a) by inserting after the words “ twenty-eight ” in the fifth line of subsection (2) thereof the words “ until the thirty-first day of January, nineteen hundred and forty-one ”; and
- (b) by inserting at the end thereof the following new subsections :—

(3) The rate at which sinking fund contributions shall be made under the provisions of any debentures issued by the Trust to the Treasurer pursuant to this Act or to any repealed Act shall as from the thirty-first day of January, one

thousand nine hundred and forty-one, be one pound per centum per annum of the capital moneys for the time being owing under such debentures.

(4) Notwithstanding anything to the contrary contained in any debenture issued by the Trust to the Treasurer prior to the thirty-first day of January, one thousand nine hundred and forty-one, payments of interest and sinking fund contributions shall as from that date be made annually on the thirty-first day of January in each year.

7. (1) Subsection (5) of section 36 of the principal Act is amended—

Amendment of  
s. 36 of  
principal Act—  
Interest on  
debentures.

(a) by striking out “ half-yearly ” and inserting in lieu thereof “ annually ” ; and

(b) by striking out “ and the thirty-first day of July ”.

(2) Subsection (6) of section 36 of the principal Act is amended—

(a) by striking out “ and the thirty-first day of July ” ;

(b) by striking out “ ten shillings ” and inserting in lieu thereof “ one pound ” ; and

(c) by striking out “ half-year ” and inserting in lieu thereof “ annum ”.

8. Section 40 of the principal Act is amended—

Amendment of  
s. 40 of  
principal Act—  
Payments to  
Treasurer.

(a) by striking out the words “ and the thirty-first day of July ” in the first and second lines :

(b) by striking out the word “ six ” occurring in the fifth and thirteenth lines and inserting in lieu thereof in each case the word “ twelve ”.

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

C. M. BARCLAY-HARVEY, Governor.