

# ROAD DISTRICTS.

7<sup>o</sup> GEO. VI., No. XIV.

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No. 19 of 1943.

**AN ACT to amend the Road Districts Act, 1919-1942.**

[Assented to 20th October, 1943.]

**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

Short title.

1. This Act may be cited as the *Road Districts Act Amendment Act*, 1943, and shall be read as one with the Road Districts Act, 1919-1942 (No. 38 of 1919 as reprinted with amendments up to and including the Act No. 31 of 1942 pursuant to the Amendments Incorporation Act, 1938), hereinafter referred to as the principal Act.

Amendment  
of s. 13.

2. Section thirteen of the principal Act is amended by adding thereto a subsection as follows:—

(3) Where a district has been divided into wards and subsequently all such wards are abolished, the Governor may by Order in Council determine whether any and which of the existing

members of the board shall go out of office and at what time, and, if necessary, appoint a day for holding an election of new members to take the place of those members who go out of office. Any member who goes out of office as aforesaid shall be eligible for re-election.

3. Section sixty-two of the principal Act is amended by inserting therein after the word "vacancy" in line four of the said section the words "when the district in which such vacancy occurs is situate wholly south of the twenty-sixth parallel of south latitude and within three months from the occurrence of such vacancy when the district in which such vacancy occurs is situate wholly or partly north of the said twenty-sixth parallel of south latitude, and in each case."

Amendment  
of s. 62.

4. Section eighty-seven of the principal Act is amended by adding to subsection (1) a proviso as follows:—

Amendment  
of s. 87.

Provided that, for the purposes of this section, an elector who resides outside the district but within a distance of five miles from the polling place in such district, shall, notwithstanding that he resides outside the district as aforesaid, be deemed not to be absent from the district within the meaning of paragraph (a) of this subsection merely by reason of such residence.

5. Section one hundred and twenty-four of the principal Act is amended by inserting in the proviso to subsection (1) after the word "hand" in line eight of such proviso the words "direct each and every member of the board to attend a particular meeting of the board to be held on a day appointed by the Minister for the purpose of electing a chairman and a vice-chairman or either of them as the case may be, and, if by reason of an equality of votes or for any other reason the board cannot at such particular meeting elect one of its members to be chairman or one of its members to be vice-chairman as the case may be the secretary shall report the fact to the Minister and the Minister may thereupon by notice in writing under his hand."

Amendment  
of s. 124.

New section.

6. A section is inserted in the principal Act after section two hundred and thirty-six as follows:—

Various rates may be aggregated in one sum and entered in one column of the rate book.

236A. Where a board under this Act is also a board or local governing body under any other Act or Acts (other than a water board under the Water Boards Act, 1904-1942), and under such other Act or Acts is required to impose or levy upon and assess to rates lands which are also rateable land under this Act, and under the authority of section two hundred and thirty-six of this Act the board uses one rate book for all the various rates which it imposes or levies under this Act and such other Act or Acts, the board may, subject to the approval of the Minister, aggregate the several amounts of all such various rates into one sum as if it were one complete rate, and enter the same in one column only of the said rate book and issue one notice of assessment for all the various rates aforesaid accordingly, but so that particulars of the amounts of each of the rates included in such one notice of assessment are shown separately therein.

Amendment of s. 344.

7. Section three hundred and forty-four of the principal Act is amended by deleting the word "six" in line three of the section and inserting in lieu thereof the word "twelve."

Citation of principal Act as amended.

8. The principal Act as amended by this Act may be cited as the Road Districts Act, 1919-1943.