



**HON MARK BRINDAL, MP
MINISTER FOR LOCAL GOVERNMENT
MINISTER FOR EMPLOYMENT
MINISTER FOR YOUTH
MINISTER ASSISTING FOR ENVIRONMENT AND HERITAGE**

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Message from the Minister

LOCAL GOVERNMENT (IMPLEMENTATION) BILL 1999 STATUTES AMENDMENT (LOCAL GOVERNMENT) BILL 1999

I recently advised you that the Local Government Act 1999 and the Local Government (Elections) Act 1999 were passed by Parliament and subsequently assented to by the Governor on 26 August 1999. I also advised that the Statutes Repeal and Amendment (Local Government) Bill 1999, which included essential repeal and transitional arrangements between the 1934 Act and the new legislation, was not passed in the last Parliamentary Session, and consequently lapsed.

Today I introduced into Parliament two Bills, the Local Government (Implementation) Bill 1999 and the Statutes Amendment (Local Government) Bill 1999.

The Local Government (Implementation) Bill 1999 contains the transitional provisions and the consequential repeals and amendments necessary to bring the new Local Government Acts into operation on the 1 January 2000 as planned.

The Statutes Amendment (Local Government) Bill 1999 contains the balance of the provisions of the lapsed Statutes Repeal and Amendment (Local Government) Bill acceptable to the Government. It repeals provisions of the 1934 Local Government Act covering matters which, under that Bill or under the Road Traffic (Road Rules) Amendment Act 1999, are incorporated in specific State Acts covering the field.

The introduction of two Bills reflects the dual nature of this stage of the legislative reform process – being (1) the implementation of the new Local Government Acts

(effected by the Local Government (Implementation) Bill 1999) and (2) the further reform and rationalisation of the statute book as it relates to the local government sector (effected by the Statutes Amendment (Local Government) Bill 1999).

No new implementation provisions have been added, nor have changes been made to the substance of the provisions in either Bill since they were last before Parliament. However, some by-law making powers will not now be repealed because it will assist Councils' transitional process in relation to by-laws if these powers, such as powers authorising by-laws concerning nuisance or good government, remain for the time being in the remnant 1934 Act.

The Statutes Amendment (Local Government) Bill 1999 which provides for the repeal of section 359 of the Local Government Act 1934 does not include amendments introduced into the lapsed Bill requiring the review of a Council's decision to close certain prescribed roads to traffic under section 359 on repeal of that section.

The Bills will be available shortly for downloading from the Office of Local Government's web-site at www.localgovt.sa.gov.au .

Once again, I would like to express my gratitude to all Local Government elected members and officers for your valuable contribution to the development of the new Local Government Acts, and ask you to give your support where possible to the speedy passage of the Local Government (Implementation) Bill 1999.

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September 1999