

AGRICULTURAL BANK (ADMINISTRATION).

No. 33 of 1949.

AN ACT to amend the *State Advances Act 1935*,
the *Homes Act 1935* and the *Closer Settlement*
Act 1929. [2 November, 1949.]

BE it enacted by His Excellency the Governor of Tasmania,
by and with the advice and consent of the Legislative
Council and House of Assembly, in Parliament assembled,
as follows:—

Short title.

1 This Act may be cited as the *Agricultural Bank (Administration) Act 1949.*

The Board
of Manage-
ment of the
Agricultural
Bank of
Tasmania.

2 Section five of the *State Advances Act 1935** is amended—

(a) by omitting subsections (2) and (3) and substituting therefor the following subsection:—

“(2) The members of the Board shall consist of—

- I. The Manager, who shall be the chairman of the Board;
- II. The Director of Housing, appointed under the *Homes Act 1935*†; and
- III. The Director of Land Settlement, appointed under the *Closer Settlement Act 1929*‡; and

(b) by omitting subsection (5) and substituting therefor the following subsections:—

“(5) Subject to subsection (6) of this section, the Board may, in relation to any matter or class of matters, delegate such of its powers and functions as it thinks fit to any member of the Board, but every such delegation shall be revocable at will and shall not prevent the exercise of any power or function by the Board.

* 26 Geo. V. No. 41. For this Act, as amended to 1936, see Reprint of Statutes, Vol. VI., p. 636. Subsequently amended by 4 Geo. VI. No. 34, 4 & 5 Geo. VI. No. 68, 5 Geo. VI. No. 9, 6 Geo. VI. No. 30, 7 Geo. VI. Nos. 6 and 42, 9 & 10 Geo. VI. Nos. 49 and 68, and 11 & 12 Geo. VI. No. 94. See also 9 & 10 Geo. VI. No. 36.

† 26 Geo. V. No. 98. For this Act, as amended to 1936, see Reprint of Statutes, Vol. VI., p. 661. Subsequently amended by 1 Edw. VIII. No. 43, 2 Geo. VI. No. 57, 3 Geo. VI. No. 32, 4 & 5 Geo. VI. No. 82, 5 Geo. VI. Nos. 2 and 44, 6 Geo. VI. Nos. 3 and 66, 7 Geo. VI. No. 31, 7 & 8 Geo. VI. No. 89, 9 & 10 Geo. VI. Nos. 32 and 52, and No. 20 of 1948.

‡ 20 Geo. V. No. 77. For this Act, as amended to 1936, see Reprint of Statutes, Vol. I., p. 436. Subsequently amended by 1 Edw. VIII. Nos. 8 and 27, 1 Geo. VI. No. 71, 3 & 4 Geo. VI. No. 64, 4 Geo. VI. Nos. 35 and 60, 8 & 9 Geo. VI. No. 53, and 9 & 10 Geo. VI. Nos. 36 and 38.

(6) The Board shall not delegate any of its powers or functions as provided by subsection (5) of this section, or revoke any delegation under that subsection, except in pursuance of a resolution of the Board passed at a meeting thereof at which all the members are present.”

3 Section six of the *State Advances Act 1935** is repealed.

Remuneration
of appointed
members.

4 Section seven of the *State Advances Act 1935** is amended by omitting therefrom the word “appointed”, and by inserting after the word “Board” (first occurring) the words “(other than a member who, at the time of his appointment, was an officer of the Public Service)”.

Dismissal of
appointed
members.

5 Section six of the *Homes Act 1935†* is amended by omitting subsection (1) and substituting therefor the following subsection:—

Officers.

“(1) The Director of Housing shall, subject to the Board, be the chief executive officer of the Board for the purposes of this Act.”.

6 After section six of the *Homes Act 1935†* the following section is inserted:—

Director of
Housing.

“6A.—(1) For the purposes of this Act, the Governor may appoint some person as and to be the Director of Housing.

(2) The Director shall not, as such, be subject to the provisions of the *Public Service Act 1923‡*, but if any officer of the Public Service is appointed as the Director he shall retain all his existing and accruing rights as if his service as Director were service as an officer of the Public Service.

(3) Subject to subsection (4) of this section and to section seven of the *State Advances Act 1935**, the Director shall be paid such salary and allowances, and shall hold office for such period, and upon and subject to such terms and conditions, as the Governor may determine and as may be specified in the instrument of his appointment.

(4) The Director shall retire from office on attaining the age of sixty-five years.

(5) The Director shall, for all purposes, be deemed to be the officer in charge of the Housing Division of the Bank as if he had been appointed as the officer in charge thereof under and in accordance with the provisions of the *Public Service*

* 26 Geo. V. No. 41. For this Act, as amended to 1936, see Reprint of Statutes, Vol. VI., p. 636. Subsequently amended by 4 Geo. VI. No. 34, 4 & 5 Geo. VI. No. 68, 5 Geo. VI. No. 9, 6 Geo. VI. No. 30, 7 Geo. VI. Nos. 6 and 42, 9 & 10 Geo. VI. Nos. 49 and 68, and 11 & 12 Geo. VI. No. 94. See also 9 & 10 Geo. VI. No. 36.

† 26 Geo. V. No. 98. For this Act, as amended to 1936, see Reprint of Statutes, Vol. VI., p. 661. Subsequently amended by 1 Edw. VIII. No. 43, 2 Geo. VI. No. 57, 3 Geo. VI. No. 32, 4 & 5 Geo. VI. No. 82, 5 Geo. VI. Nos. 2 and 44, 6 Geo. VI. Nos. 3 and 66, 7 Geo. VI. No. 31, 7 & 8 Geo. VI. No. 89, 9 & 10 Geo. VI. Nos. 32 and 52, and No. 20 of 1948.

‡ 13 Geo. V. No. 25. For this Act, as amended to 1947, see Appendix C to the annual volume of the Statutes for 1948. Subsequently amended by No. 36 of 1949.

Act 1923*, and shall, for the purposes of Part V. of that Act, be deemed, for all purposes, to be a prescribed officer having power to deal with minor offences and to lay charges.”.

Director
of Land
Settlement.

7 After section three of the *Closer Settlement Act 1929*† the following section is inserted:—

“3A.—(1) For the purposes of this Act, the Governor may appoint some person as and to be the Director of Land Settlement.

(2) The Director shall not, as such, be subject to the provisions of the *Public Service Act 1923**, but if any officer of the Public Service is appointed as the Director he shall retain all his existing and accruing rights as if his service as Director were service as an officer of the Public Service.

(3) Subject to subsection (4) of this section and to section seven of the *State Advances Act 1935*‡, the Director shall be paid such salary and allowances, and shall hold office for such period, and upon and subject to such terms and conditions, as the Governor may determine and as may be specified in the instrument of his appointment.

(4) The Director shall retire from office on attaining the age of sixty-five years.

(5) The Director shall be deemed, for all purposes, to be the officer in charge of the Land Settlement Division of the Agricultural Bank of Tasmania as if he had been appointed as the officer in charge thereof under and in accordance with the provisions of the *Public Service Act 1923**, and shall, for the purposes of Part V. of that Act, be deemed for all purposes to be a prescribed officer having power to deal with minor offences and to lay charges.

(6) The Director shall, subject to the Board, be the chief executive officer of the Board for the purposes of this Act.”.

8 Section four of the *Closer Settlement Act 1929*† is amended by omitting subsection (9) and substituting therefor the following subsections:—

Constitution
and appointment
of
Closer Settlement
Board.

“(9) The member appointed in pursuance of subsection (3) of this section shall be paid for his services as such member an annual salary, together with travelling allowances, at such rates respectively as the Governor may determine.

(10) The salaries and allowances payable respectively to the Director of Land Settlement and to the member of the Board appointed pursuant to subsection (3) of this section, shall be paid out of, and charged against, the Closer Settlement Act Account and the Closer Settlement Act (Soldiers) Account in such proportions as the Minister may determine.”.

* 13 Geo. V. No. 25. For this Act, as amended to 1947, see Appendix C to the annual volume of the Statutes for 1948. Subsequently amended by No. 36 of 1949.

† 20 Geo. V. No. 77. For this Act, as amended to 1936, see Reprint of Statutes, Vol. I., p. 436. Subsequently amended by 1 Edw. VIII. Nos. 8 and 27, 1 Geo. VI. No. 71, 3 & 4 Geo. VI. No. 64, 4 Geo. VI. Nos. 35 and 60, 8 & 9 Geo. VI. No. 53, and 9 & 10 Geo. VI. Nos. 36 and 38.

‡ 26 Geo. V. No. 41. For this Act, as amended to 1936, see Reprint of Statutes, Vol. VI., p. 636. Subsequently amended by 4 Geo. VI. No. 34, 4 & 5 Geo. VI. No. 68, 5 Geo. VI. No. 9, 6 Geo. VI. No. 30, 7 Geo. VI. Nos. 6 and 42, 9 & 10 Geo. VI. Nos. 49 and 68, and 11 & 12 Geo. VI. No. 94. See also 9 & 10 Geo. VI. No. 36.

9 Section five of the *Closer Settlement Act 1929** is amended by adding at the end thereof the following subsections:—

Proceedings
of Board.

“(7) Subject to subsection (8) of this section, the Board may, in relation to any matter or class of matters, delegate such of its powers and functions as it thinks fit to any member of the Board, but every such delegation shall be revocable at will and shall not prevent the exercise of any power or function of the Board.

(8) The Board shall not delegate any of its powers or functions as provided by subsection (7) of this section, or revoke any delegation under that subsection, except in pursuance of a resolution of the Board passed at a meeting thereof at which all the members are present.”.

*20 Geo. V. No. 77. For this Act, as amended to 1936, see Reprint of Statutes, Vol. I., p. 436. Subsequently amended by 1 Edw. VIII. Nos. 8 and 27, 1 Geo. VI. No. 71, 3 & 4 Geo. VI. No. 64, 4 Geo. VI. Nos. 35 and 60, 8 & 9 Geo. VI. No. 53, and 9 & 10 Geo. VI. Nos. 36 and 38.

TASMANIAN BLIND, DEAF, AND DUMB INSTITUTION.

No. 34 of 1949.

AN ACT to amend the *Tasmanian Blind, Deaf, and Dumb Institution Act, 1933.*
[2 November, 1949.]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1—(1) This Act may be cited as the *Tasmanian Blind, Deaf, and Dumb Institution Act 1949.* Short title and citation.

(2) The *Tasmanian Blind, Deaf, and Dumb Institution Act 1933** is in this Act referred to as the Principal Act.

2 The Principal Act is amended by omitting Schedule (1) thereto and substituting therefor the schedule contained in the first schedule to this Act. Constitution of the Institution.

*24 Geo. V. No. 28.