

INDUSTRIES ESTABLISHMENT.

No. 72 of 1951.

AN ACT to amend the *Industries Establishment Act* 1946. [18 December, 1951.]

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 *Industries Establishment Act* 1951. Short title and citation.

(2) The *Industries Establishment Act* 1946*, as subsequently amended, is in this Act referred to as the Principal Act.

2 Section two of the Principal Act is amended by inserting in the definition of “new industry”, after the word “extension”, the words “or expansion”. Interpretation.

3 Section four of the Principal Act is amended by adding at the end thereof the following subsections:— Power to carry out agreements.

“(2) It shall be an express condition of every agreement under this section which provides for the making of any grant of money that the grant, unless it is to consist of a single payment only, shall be subject to review at the expiration of the period of five years from the date of the agreement and that no payments shall be made by the Minister, under or for the purposes of the agreement, after the expiration of that period, but this subsection shall not prevent the Minister, if the committee so recommends, from extending the operation of the agreement for any further period or periods not exceeding five years at any one time (but so that the total period of operation of the agreement does not exceed ten years), upon such terms and conditions (whether in substitution for, or in variation of, the terms and conditions originally agreed upon) as the Minister, on the recommendation of the committee, may determine.

(3) Every loan made pursuant to any agreement under this section shall be repayable within such period, not exceeding ten years, as may be specified in the agreement, and shall bear interest, on such part of the principal moneys as may from time to time remain owing, at such rate (being not less than the State rate, as defined in section twenty-four of the *Hydro-Electric Commission Act* 1944) as may be specified in the agreement.

(4) Notwithstanding anything contained elsewhere in this Act, no agreement shall be entered into by the Minister pursuant to, or for the purposes of, this Act, which if carried into effect, would involve the consumption of electric power,

*9 & 10 Geo. VI. No. 58, as amended by 11 Geo. VI. No. 19, No. 47 of 1948, and Nos. 22 and 91 of 1950.

except with the prior consent, in writing of the Hydro-Electric Commission, or otherwise than upon and subject to any conditions which that Commission may impose with respect to the sale or supply thereof.

(5) Nothing contained in this section shall be construed as authorising the Minister to guarantee the repayment of any monies borrowed or proposed to be borrowed, or the payment of any monies owing, by any party to any agreement under this Act.”.

Acquisition of
land for new
industries.

4 Section five of the Principal Act is amended by omitting subsection (2) and substituting therefor the following subsections:—

“(2) This section shall not authorise—

(a) the acquisition (whether compulsorily or by agreement) of any land which is in an area in which the establishment of the industry for which the land is required is prohibited by or under any Act; or

(b) the compulsory acquisition of any land—

(i) where the owner of the land is using, or intends to use, the land for the purpose of erecting thereon any buildings, plant, or equipment required for or in connection with the extension or expansion of a business or industry carried on by him or for or in connection with the extension or expansion of any business or industry incidental or subsidiary to any business or industry carried on by him;

(ii) on which a dwelling-house is erected; or

(iii) which is declared by the owner, by statutory declaration lodged with the Minister, to be land on which the owner proposes to erect a dwelling-house for occupation by himself or by any person who ordinarily resides with, and is wholly or partly dependent upon, him.

(3) In sub-paragraph (ii) of paragraph (b) of subsection (2) of this section, the expression ‘dwelling-house’ includes a boarding-house, lodging-house, hotel, public house, or club.”.

5 After section six A of the Principal Act the following section is inserted:—

Disqualifi-
cation.

“6B—(1) The office of any member of the committee shall become vacant upon the expiration of the term for which he is appointed, or if he—

(a) becomes bankrupt, or applies to take or takes advantage of any law relating to bankrupt or

insolvent debtors, or compounds with his creditors, or makes any assignment of his salary or allowances for their benefit;

- (b) or any member of his family in any wise participates in the profit of, or in any emolument or benefit arising from, any agreement or transaction made or entered into by the Minister, on behalf of the State, under the authority, or for the purposes, of this Act; or
- (c) votes at any meeting of the committee in respect of any matter in which he is (otherwise than as a member of the general public) directly or indirectly interested, or if he remains at any meeting while the matter is under discussion,

and, in the case of the Director, if he or any member of his family does any of the things mentioned in this section, he shall also be disqualified from continuing in office as Director and shall accordingly be removed from office by the Governor.

(2) In this section the expression 'member of the family', used in relation to the Director or any member of the committee, means his spouse or any of his sons, daughters, stepsons, or stepdaughters (whether dependent upon him or not).

6 Section seven of the Principal Act is amended by omitting from subsection (1) the words "Director of Industrial Development" and substituting therefor the word "committee".

Expenditure on recommendation of Director.

7 Section nine of the Principal Act is amended by omitting from subsection (2) the numerals "£500,000" and substituting therefor the numerals "£540,000".

Provision for loans and other purposes.

8 Section ten of the Principal Act is repealed.

No agreement to be made after 30th June, 1949.

PARLIAMENTARY SALARIES AND ALLOWANCES (ADJUSTMENT).

No. 73 of 1951.

AN ACT to make provision for the automatic adjustment, in accordance with the variations in the cost of living, of certain salaries and allowances payable to Ministers of the Crown and Members of Parliament.
[18 December, 1951.]

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 *Parliamentary Salaries and Allowances (Adjustment) Act 1951*.

Short title and commencement.