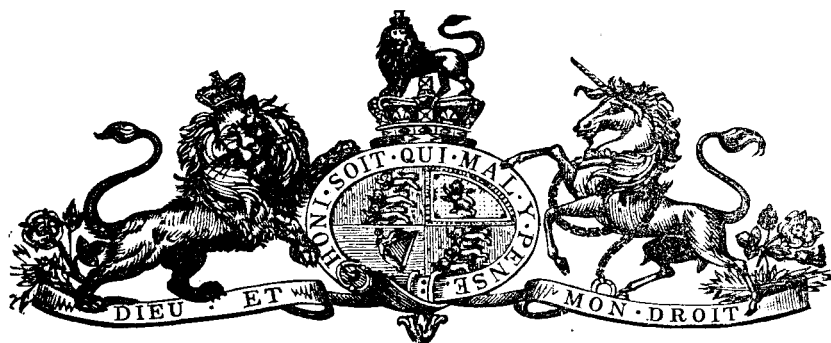


T A S M A N I A.



1890.

ANNO QUINQUAGESIMO-QUARTO

VICTORIÆ REGINÆ,

No. 50.

AN ACT to amend "The *Formby* Water Act, 1889." A.D. 1890.
[28 November, 1890.]

WHEREAS it is desirable to amend "The *Formby* Water Act, 1889," in the manner hereinafter appearing: PREAMBLE.
53 Vict. No. 32.

Be it therefore 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 This Act may be cited for all purposes as "The *Formby* Water Amendment Act, 1890." Short title.

2 In this Act the expression "the said Act" shall mean "The *Formby* Water Act, 1889." Interpretation.
53 Vict. No. 32.

3 So much of Section Two of the said Act as defines the meaning of the words "the Town Board" and "Board" is hereby repealed, and whenever in the said Act or this Act the words "the Town Board" and "Board" are used the same shall mean the Board of the Town of *Devonport*. Amendment of
Section 2 of 53
Vict. No. 32.

4 The following Amendments are hereby made in the several Sections of the said Act as hereinafter set forth, and the Sections hereby amended shall be read and construed as if the words inserted had always been inserted therein:— Amendments in
several Sections of
53 Vict. No. 32.

The word "*Forth*" is hereby inserted in the Third Section after the word "*Don*" in the third line thereof:

Formby Water.

A.D. 1890.

The words "Town Clerk" in the Eleventh Section are hereby expunged, and in lieu of the same the words "Chairman thereof" are hereby inserted :

The words "Ten Pounds" in the Sixth line of the Thirty-seventh Section are expunged, and the words "Twelve Pounds and Ten Shillings" are inserted in lieu thereof:

The word "Farthing" in the Seventh line of the said Thirty-seventh Section is also expunged; and the word "Halfpenny" is inserted in lieu thereof:

The figure "1" and the word "Ten" in the Fourth line of the Forty-sixth Section are expunged, and the figure "2" and the word "Twenty" are respectively inserted in lieu thereof:

The word "Eighteen" in the First line of the Fiftieth Section is expunged, and the words "Twenty-eight" are inserted in lieu thereof:

The words "or the River *Forth*" are hereby inserted in the Fifty-third Section after the word *Don* in the Sixth and Ninth lines respectively thereof:

The words "or the River *Forth* or the River *Mersey*" are hereby inserted in the Fifty-fourth Section after the word "*Don*" in the Fourth line thereof.

Governor in Council may guarantee interest on the loan.

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5 In order to facilitate the raising by the Board of the Town of *Devonport* of any sum of money which such Board is authorised to raise by the said Act, it shall be lawful for the Governor in Council to guarantee the payment of interest upon the same or any part thereof to the lender: Provided always, that in every such case, and so far as the Governor in Council in consequence of such guarantee advances and pays any sum of money to any such lender, all moneys so paid shall be and the same are hereby declared to be a first or primary charge upon the rates and charges to be received by such Board under the authority of the said Act.

Governor in Council may appoint person to collect Rate in default of Board so doing.

6 In the event of the said Board failing or refusing to collect any such rates and charges for One month after the day upon which the same become payable, it shall be lawful for the Governor in Council, by notice in the *Gazette*, to appoint some person to receive and recover the same; and such rates and charges shall thereupon be payable to and shall be recoverable by such person, who shall be deemed to be a Collector appointed by such Board.

Power to postpone operation of Act with regard to Sinking Fund.

7 Notwithstanding anything to the contrary contained in the said Act or this Act, the Governor in Council may from time to time, if he thinks fit, order that the provisions of the said Act with regard to the raising by the said Board of a sum not less than One Pound per centum per annum on the amount or amounts borrowed under the said Act to be set apart by the Board as a Sinking Fund shall not apply for such period, not exceeding Five years, as may be specified in such order from the date of the raising of any Loan under the said Act; and during any such period as may be specified as aforesaid the provisions of the said Act with regard to the formation of a Sinking Fund shall not apply.

Acts to be read together.

8 This Act and the said Act, save as amended by this Act, shall be read and construed together as one Act.