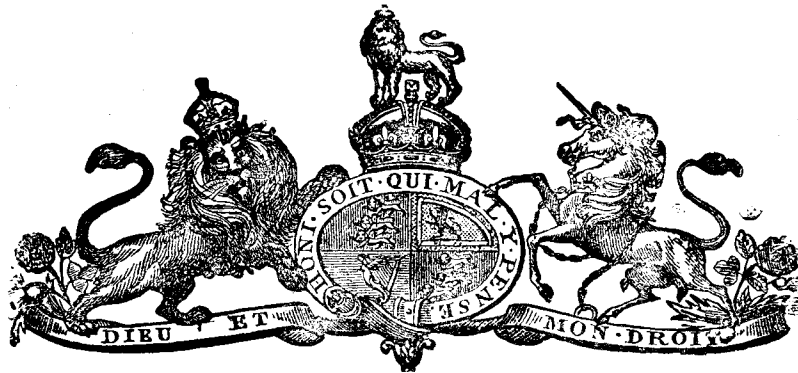


TASMANIA.



1917.

ANNO SEPTIMO

GEORGI V. REGIS.

No. 46.

ANALYSIS.

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| <ul style="list-style-type: none"> 1. Short title and incorporation. 2. Interpretation. 3. Further loan of £1600 may be granted to the Council.
Governor may grant loan. 4. Interest to be fixed by Governor pursuant to "Loans Act," 4 Edw. VII. No. 23, 6 Geo. V. No. 64.
Proviso. 5. Amendment of Section 35 of Principal Act. | <ul style="list-style-type: none"> 6. Amendment of Section 36 of Principal Act. 7. Council may supply water by measure. 8. Council may attach meters at any time. 9. Council may let meters. 10. Council's meters not distrainable. 11. Officers of the Council may inspect meters. 12. Notice of removal of or change in meter. 13. Repeal of Section 4 of Principal Act. |
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AN ACT to amend "The Fingal Water Act, 1904," and to authorise a further loan of One thousand six hundred Pounds to the Warden, Councillors, and Electors of the Municipality of Fingal for water purposes, and for other purposes. [8 February, 1917.]

A.D. 1917.

WHEREAS the said Council is desirous of increasing the supply of water to the Town of Fingal: PREAMBLE.

And whereas the said Council, in order to carry out such work, is desirous of borrowing the sum of One thousand six hundred Pounds, in addition to the sum of One thousand four hundred Pounds authorised to be borrowed under "The Fingal Water Act, 1904": 4 Ed. VII. No. 19.

Fingal Water Amendment.

A.D. 1917.

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:—

Short title and incorporation.
4 Ed VII. No. 19.

1 This Act may be cited for all purposes as “The Fingal Water Amendment Act, 1917,” and shall be read and incorporated with “The Fingal Water Act, 1904” (hereinafter called “the Principal Act”), and any amendment thereof:—

Interpretation

2 In this Act—

“The Corporation” means the Warden, councillors, and electors of the municipality of Fingal:

“The Council” means the Council of the said municipality.

Further loan of £1600 may be granted to the Council.

3 It shall be lawful for the Council, on behalf of the Corporation, to borrow, under the provisions of “The Local Public Works Loans Act, 1890,” upon the security of its revenues, any sum or sums of money not exceeding the sum of One thousand six hundred Pounds in addition to the sum of One thousand four hundred Pounds already authorised to be borrowed for the purpose of carrying out the objects of the Principal Act and increasing the supply of water to the town, and of the preparation and passing of this Act.

Governor may grant loan.

It shall be lawful for the Governor from time to time to grant, in accordance with the provisions of “The Local Public Works Loans Act, 1890,” and its amendments, any sum or sums of money not exceeding One thousand six hundred Pounds as an additional loan to the Corporation upon the security of all its revenues, for the purposes in this section mentioned and any such sum or sums of money shall be defrayed out of moneys to be provided by Parliament for that purpose.

Provided that it shall not be necessary to lay before either House of Parliament plans and specifications of any proposed works, nor a report of the Engineer-in-Chief thereon, as provided by Section Two of “The Local Public Works Loans Act, 1890,” but no part of the said moneys shall be advanced to the Council until the Engineer-in-Chief shall have certified to the Governor that he is satisfied with the manner in which the Council proposes to expend the same.

The said loan of One thousand six hundred Pounds, as well as the loan of One thousand four hundred Pounds, shall be deemed to be granted upon the security of all the revenues of the Council.

Interest to be fixed by Governor pursuant to “Loans Act,” 4 Edw. VII. No. 23, 6 Geo. V. No. 64.

4 Interest at a rate to be fixed and determined by the Governor from time to time pursuant to “The Loans Act,” and computed from the date of the payment to the Council of the First instalment on account of the said loan, shall be payable by the Council to the Treasurer upon the said loan until repayment thereof.

Proviso.

Provided that “The Local Public Works Loans Amendment Act, 1904,” as amended by “The Local Public Works Loans Amendment Act, 1916,” shall be read and construed in its application to the loan

Fingal Water Amendment.

authorised by this Act as if the maximum rate of interest thereby prescribed were omitted, and as if the words "Two Pounds" were substituted for the words "One Pound" mentioned in paragraph II. of Section Two. A.D. 1917.

5 Section Thirty-five of the Principal Act is hereby amended by altering the word "Two" in the Second line to "Three," and altering the word "Twelve" in last line to "Thirty," and omitting the words "not more than Three Pounds." Amendment of Section 35 of Principal Act.

6 Section Thirty-six of the Principal Act is hereby amended by omitting all words after the word "purposes" in the Fourth line. Amendment of Section 36 of Principal Act.

7 The Council may supply any person within the limits of the Principal Act with water for other than domestic purposes, by measure or otherwise, at such charge, and subject to such conditions as the Council may prescribe; but such charges shall not exceed the sum of One Shilling and Sixpence for every One thousand gallons of water so supplied. Council may supply water by measure.

8 The Council may, whenever they see fit so to do, attach a meter to the pipe supplying water to any person, and thereupon all water supplied to such person shall be drawn only through such meter, and there shall be payable by such person to the Council, beside the amount of any water rate or charge for water supplied to such person, such sum or sums of money as rent for the use of such meter, and at such time or times as may be prescribed. Council may attach meters at any time.

9 The Council may let for hire to any consumer of water supplied by measure any meter or instrument for measuring the quantity of water supplied and consumed, and any pipes and apparatus for the conveyance, reception, or storage of water, for such remuneration in money as may be agreed upon between the Council and the consumer, which shall be recoverable in the same manner as the rates due to the Council for water. Council may let meters.

Any meter let for hire as aforesaid shall be attached and affixed to the pipe to which the same is intended to be attached, and affixed by or under the superintendence of such officer or servant of the Council as they shall appoint for such purpose, and not otherwise.

10 Such meters, instruments, or other apparatus shall not be subject to distress for rent of the premises where the same are used, or to be attached or taken into execution under any process of the Supreme Court, or any inferior court, or under or in pursuance of any adjudication or order in bankruptcy, or other legal proceedings against, or effecting the consumer of water, or the occupier of the premises, or other person, in whose possession the meters, pipes, instruments, or other apparatus may be. Council's meters not distrainable.

Fingal Water Amendment.

A.D. 1917.

Officers of the
Council may
inspect meters.

11 Any person acting under the authority of the Council may at all reasonable times enter any house, buildings, or lands, to, through, or into which any water is supplied by the Council by measure in order to inspect the meters, instruments, pipes, and apparatus for the measuring, conveyance, reception, or storage of water, or for the purpose of ascertaining the quantity of water supplied or consumed, and may from time to time enter any house, buildings, or lands for the purpose of removing meter, instrument, pipe, or apparatus, the property of the Council, and if anyone hinders such person from entering, or making such inspection, or effecting such removal, or if anyone, not being an officer, or in the employ of the Council in any manner, injures or interferes with any meter placed for the purpose herein named, he shall for every such offence be liable to a penalty not exceeding Five Pounds, in addition to the amount of damage or injury done.

Notice of removal
of or change in
meter.

12 Every person requiring to remove or alter the position of any meter shall give Two day's notice in writing to that effect to the Council, who will cause a registration of the quantity of water used to be taken, and such removal or alteration to be made, and the expense of so doing shall be paid by such person ; and no alteration shall be made except by or under the direction of an officer of the Council, nor until the permission of the Council has been obtained.

Repeal of Section
4 of Principal
Act.
Schedule.

13 Section Four of the Principal Act and the schedule numbered (1) thereto are hereby repealed and the Town of Fingal, as described in the schedule hereto, is hereby declared to be a Water District under and for the purposes of the Principal Act and of this Act, and shall be called the Fingal Water District. Wherever in the Principal Act and in this Act the word "District" is used the same shall mean and include the Fingal Water District as described in the said schedule hereto.

SCHEDULE.**FINGAL WATER DISTRICT.**

Section 13.

Commencing at the west angle of the Town of Fingal on the South Esk River and bounded by the south-west boundary of that town to Robert-street by that street after crossing the same to the Fingal Rivulet by that rivulet north-westerly to Percy-street by that street after crossing the same to the South Esk River aforesaid and thence by that river southerly to the point of commencement.