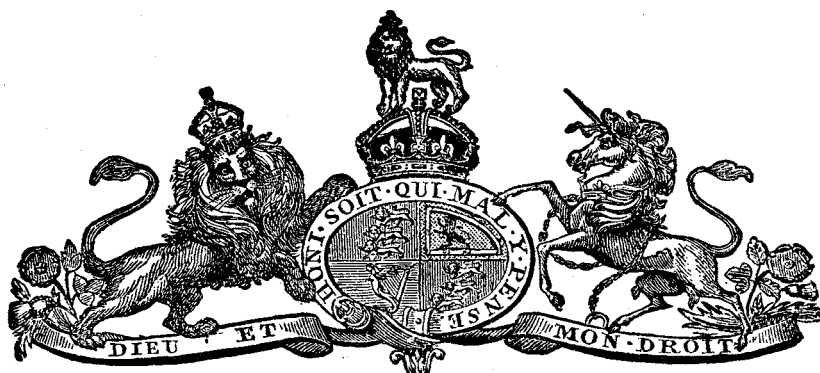


TASMANIA



1911.

ANNO SECUNDO

GEORGII V. REGIS.

No. 30.

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AN ACT to further amend "The Glenorchy Water Acts, 1890 to 1910." ^{A.D.} 1911. [30 December, 1911.]

WHEREAS it is desirable to give further powers to the Warden, councillors, and electors of the Municipality of Glenorchy to raise moneys for the furtherance of the objects of "The Glenorchy Water Acts, 1890 to 1910," and to vest certain lands in the Warden, councillors, and electors of the Municipality of Glenorchy for the purpose of the said acts and for other purposes : PREAMBLE.

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 Glenorchy Water Short title. Act, 1911."

4d.]

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Interpretation.

2 In this Act, unless the context otherwise determines—

“The said Act” means “The Glenorchy Water Act, 1890”:

“The said Acts” means “The Glenorchy Water Acts, 1890 to 1910”:

“Council” means the Municipal Council of the Municipality of Glenorchy.

Power to
Governor to lend
£6000 to
Council.

3 It shall be lawful for the Governor, under and subject to the provisions of “The Local Public Works Loans Act, 1890,” except as hereinafter varied, to grant as a loan to the Council for the purpose of redeeming debentures issued in accordance with the said Acts, and falling due in the year One thousand nine hundred and twelve, or for effectuating the objects of the said Acts, any further sum or sums of money, not exceeding Six thousand Pounds in the whole; and such moneys shall be defrayed out of moneys to be provided by Parliament for that purpose: Provided that Section Two of “The Local Public Works Loans Act, 1890,” shall not apply to the loan of the said sum of Six thousand Pounds, but before any part of such sum shall be advanced to the Council for any purpose other than the redeeming of the said debentures, plans and specifications of the proposed works, together with a report by the Engineer-in-Chief upon the necessity of such works and the probable cost thereof, the sufficiency of the plans and specifications, and upon such other matters connected with the works as the Engineer-in-Chief may deem it desirable to refer to in the said report, and that the works can be completed for the amount proposed to be borrowed, shall be submitted to and approved by the Governor.

Provisions as to
interest to be
paid; same to be
in lieu of
provisions of
4 Ed. VII. No. 23.**4** In lieu of the provisions of the Act 4 Edward VII. No. 23, the following provisions shall apply:—

i. The interest payable by the Council to the Treasurer of the State upon such loan shall be at such rate, not exceeding Seven Pounds per centum per annum, as the Governor may from time to time fix and determine:

ii. Such interest shall be fixed and determined at such rate as to only include and cover—

(a) The interest from time payable by the State in respect of the moneys raised for the purposes of the loan; and

(b) Such sum of money, not less than One Pound per centum per annum nor more than Two Pounds per centum per annum on any such loan as aforesaid, as the Governor may at the time of granting such loan fix and determine; and such sum shall be set apart by the Treasurer as a sinking fund until the Auditor-General shall certify that such loan has been completely liquidated; and

Glenorchy Water.

- (c) A sum of money equal to Ten Shillings per centum per annum on any such loan aforesaid, to be retained by the Treasurer and form part of the Consolidated Revenue Fund. A.D. 1911.

Until such loan is completely liquidated interest shall be payable on the First day of January and the First day of July in each year.

5 Nothing in the said Acts or this Act shall be deemed to authorise the Council to raise by way of loan, or the Governor to grant as loans to the Council for the purposes of the said Acts, a sum exceeding Twenty-five thousand seven hundred Pounds in the whole. Total of all loans not to exceed £25,700.

6 All moneys granted by the Governor as loans under the provisions of the said Acts or this Act and the interest thereon shall, as between the Council and the Crown, be charged upon the revenues of the Council. Security for loans.

7 It shall be lawful for the Council to enter into an agreement in writing with the owner of any land situate within the Municipality, whether within the Water District or not, for the supply of water to such land for a term of years not exceeding Fourteen years, on such terms and conditions and at such price, to be stated in such agreement as the Council shall determine, provided that such price shall not be less than the current price of water supplied or to be supplied by the Council; and in every such agreement the owner of such land shall agree to such terms and conditions, and to pay such price for the term limited in the agreement, and such agreement by the owner whether under seal or not shall be deemed to be a covenant running with the land and shall bind the land and the successive owners thereof during the said term, but nothing in such agreement shall be construed to create any obligation on the part of the Council to supply any stated quantity of water in the event of the Council limiting the supply of water in consequence of the supply of water falling short, but the owner of the land shall pay for the water actually supplied to him at the price provided for in such agreement. Power to make agreements.

8 The land described in the schedule of this Act is hereby vested in the Warden, councillors, and electors of the Municipality of Glenorchy for the purposes of the water-supply of the Glenorchy Water District, and the provisions contained in Sections Fifteen, Sixteen, and Seventeen of "The Glenorchy Water Act, 1910," shall apply to such land as if the same had been expressly mentioned therein. Vesting of land for water-supply purposes.

9 This Act and the said Acts shall, save as altered or amended by this Act, be read and construed together as one and the same Act, and the said Acts and this Act may be referred to and cited for all purposes as "The Glenorchy Water Acts, 1890 to 1911." Acts to be read together.

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SCHEDULE.

COUNTY OF BUCKINGHAM.**PARISHES OF WELLINGTON AND GLENORCHY.***533 acres.*

Bounded on the north by the south boundaries of land purchased by R. Howell and E. E. Howell commencing at the south-west angle of the land purchased by R. Howell thence by an easterly line to the south-west angle of land purchased by H. Cronan by the south boundary of that land to Roseneath Rivulet by that Rivulet to south-west boundary of 50 acres purchased by T. Morgan being part of that boundary and being part of the south-east boundary of that land being the west boundary of land purchased by H. Bilton by a north boundary of land purchased by D. Hart being part of the north boundary of land purchased by G. Peddle by the east the north and west boundaries of land purchased by W. West being part of the north boundary of land purchased by A. S. Paterson being the west boundary of that land and being the west boundary of land purchased by George Peddle being part of the north boundary of land purchased by Charles Irwin being the west boundary of that land being a continued southerly line being the west boundary of land purchased by C. J. F. Brinckman and part of the west boundary of land purchased by Thomas Claydon thence by the north boundary of land purchased by C. Brinckman and by a continued westerly line for a distance of 27 chains or thereabouts and thence by a northerly line to the point of commencement.