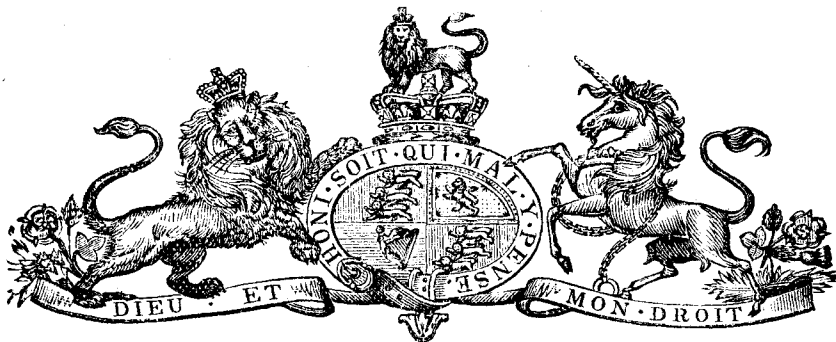


T A S M A N I A.



1895.

ANNO QUINQUAGESIMO-NONO

VICTORIÆ REGINÆ,

No. 46.

Amended by 60 Vict. No. 21  
62 " " 14

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AN ACT to further amend "The *Hobart* A.D. 1895.  
Corporation Act, 1893." [24 October, 1895.] —

WHEREAS it is expedient to amend "The *Hobart* Corporation Act, 1893," in the manner hereinafter appearing : 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 as "The *Hobart* Corporation Act, 1895." Short title.

2 In the interpretation and construction of this Act the words Interpretation.  
"the said Act" shall mean "The *Hobart* Corporation Act, 1893."

3 The accounts of the Corporation, as the same are mentioned and Municipal  
specified in the said Act, shall be subject and liable to all the provisions accounts to be  
of "The Audit Act, 1888," in the same manner in all respects as if subject to "The  
such accounts had been specifically mentioned therein. Audit Act."

4 The Council shall, before the Thirty-first day of *March* in every Accounts to be  
year, forward to the Auditor-General the statement and account men- forwarded to the  
tioned in Section One hundred and fifty-eight of the said Act, accom- Auditor-General.  
panied with proper vouchers in support of the same, and all such books,  
papers, and writings in the custody or power of the Council relating  
thereto as the Auditor-General shall require to be furnished to him ;  
and any person interested in the said accounts as a creditor or elector  
of the Municipality may by himself or his agent make to the Auditor-

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A.D. 1895.

General any objection, either personally or in writing, to any part of such accounts; and the Auditor-General shall either make a special report upon such accounts, or if the said accounts are found correct he shall simply confirm and sign the same in token of his allowance thereof.

Publication of accounts.

**5** Upon the annual accounts being so examined and audited as aforesaid, the Council shall cause a copy of such accounts, and of such statement and account as hereinbefore mentioned, each signed by the Mayor and not less than Five Aldermen and by the Auditor-General, to be delivered to the Clerk of each House of the Legislature of this Colony, in order that the same may be laid on the Table of such House; and the Treasurer shall make out and cause to be printed a full abstract of the accounts for the year as audited; and a copy of the said abstract shall be published in the *Gazette* within Twenty-one days after such accounts have been so audited as aforesaid.

Officers to be amenable to provisions of "The Audit Act, 1888."

**6** Every officer appointed or employed by the Council in the receipt or disbursement of moneys or other property shall be amenable to all the provisions of "The Audit Act, 1888," in the same manner in all respects as if such officer had been an officer in the Public Service of the Colony.

Auditors.

**7** The words "Auditor" and "Auditors" are hereby expunged from Parts VI., VII., VIII., IX., XIII., and XIV. of the said Act; and wherever elsewhere in the said Act the word "Auditors" or "Auditor" occurs, the same shall hereafter be read and construed to mean and refer to the Auditor-General of *Tasmania* appointed under the provisions of "The Audit Act, 1888."

Repeal.

**8** Sections Fifty-four, Fifty-five, Fifty-six, and Fifty-seven of the said Act are hereby repealed.

Certain contracts not to disqualify for office of Mayor or Alderman.

**9** Notwithstanding anything contained in the said Act or in any other Act relating to the Mayor or Aldermen of the City of *Hobart*, a Citizen of the said City shall not be disqualified for the office of Mayor or Alderman of the said City by reason of any contract made between the Citizen and the Council or the Corporation—

- i. For the supply of water or light to such citizen under the provisions of any Act authorising the Corporation or the Council to supply water or light to the citizens of the said City :
- ii. For the performance by the Council of any work or services in connection with the gravelling or paving or asphaltting of footways or the kerbing or guttering of roads, the removal of nightsoil or sewage, the carrying out by the Council of other sanitary measures within the said City :
- iii. For the payment of money by any person for permission granted to him by the Council to occupy footways in the said City during the erection of buildings :
- iv. For the payment of a deposit of money as security for any damage to footways within the said City :
- v. Relating to any lease already granted of any land belonging to or under the control of the Council.

And no costs shall be awarded to or recoverable by a plaintiff or complainant in any proceedings commenced before the day when this

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Act takes effect, for the recovery of any penalty incurred or moneys forfeited under, nor shall any penalty be recoverable for, nor any disqualification result from the breach of any of the provisions of any Act in respect of any such contract as aforesaid. A.D. 1895.

**10** All Rates primarily payable by the occupier of any property, and which have been paid by or recovered from the owner thereof under the provisions of the said Act, shall be recoverable by such owner from the person primarily liable to pay the same as money paid for his use. Recovery of Rates.

**11** The words "except as hereby varied, and except Sections Eight and Nine of that Act," are hereby inserted in Section Two hundred and sixty-seven of the said Act before the word "is" in the first line thereof. Amendment of Section 267 of 57 Vict. No. 11.

**12** No proceedings shall be taken against the owner of any property to recover more than One year's Rates primarily payable in respect of such property by any occupier thereof, nor until after a summons has been served upon such occupier, if still occupying the property, for the recovery of such Rates and a distress warrant issued thereon, anything to the contrary in the said Act notwithstanding. Recovery of Rates from owner.

**13** This Act and the said Act shall be read and construed together as one Act. Acts to be read together.

