

THE HOBART CORPORATION ACT, 1914.

ANALYSIS.

1. Short title and incorporation.
2. Interpretation.
3. Division of Act.

PART I.—THE FINANCIAL YEAR.

4. The financial year.
Amendment of Section 158 of 57
Vict. No. 11.
And Section 4 of 59 Vict. No. 46.
5. Provision for the Six months ending
30th June, 1915.
Audit for the Six months.
Rates for first half of 1915.
6. Meaning of word "year" in Cor-
poration Acts.
Rating and financial years to
coincide.
All rates to be levied as by this Act
provided.
7. Council to levy rates before 30th
June in each year.
8. Rolls in force to continue for a
time.
9. Time for preparation of rolls.

PART II.—BORROWING POWERS.

10. Power to borrow £4000 for Queen-
borough streets.
Power to borrow £1800 for purchase
of land.
Sums borrowed to be additional.
Provisions of Part XII. of 57 Vict.
No. 11 or of 43 Vict. No. 22 to be
applicable.
Corporation empowered to pay off
and reborrow.
Government may guarantee interest.
Savings banks may invest in such
loans.
Governor may lend under "The
Local Public Works Loans Act,
1890."

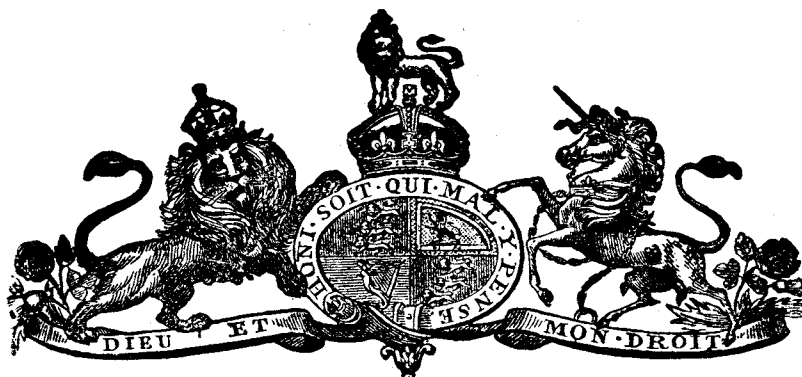
PART III.—AMENDED PRO- VISIONS RELATING TO ELECTIONS.

11. Repeal of certain sections of 57 Vict.
No. 11.
12. Returning officer.
13. Who to be returning officer.
14. Polling-place or places.
15. The poll.
16. Presiding officers.
17. Substitute for presiding officer.
18. Powers of assistants and substitutes.
19. Duties of returning officer.
20. Amendments of Acts.
21. Provision as to ballot-boxes.
22. Time for taking poll.
23. Citizens may vote at any polling place.
24. Adjournment of election in case of riot.
25. Scrutiny.
Informal ballot-papers.
26. Duties of presiding officer other than
returning officer at close of poll.
27. Duties of Returning Officer at close
of poll.
28. Declaration of poll.
29. Returning Officer has casting vote
only.
Other presiding officers may vote.

PART IV.—MISCELLANEOUS.

30. "The Hobart City Council." Amend-
ment of Section 15 of 57 Vict.
No. 11.
31. Amendment of Section 2 of 4 Geo.
V. No. 24.
32. Buildings, &c., to be made sightly
and suitable.
33. Contribution of £500 to the Mayor's
Patriotic Fund.
34. Amendment of s. 50 of 57 Vict. No. 11.

T A S M A N I A.



1914.

ANNO QUINTO

GEORGII V. REGIS.

No. 21.

AN ACT to further amend "The Hobart Corporation Act, 1893." [8 January, 1915.]

A.D. 1914.

WHEREAS it is expedient to further amend "The Hobart Corporation Act, 1893," in the manner hereinafter appearing :

PREAMBLE.
57 Vict. No. 11.

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, as follows :—

1—(1) This Act may be cited for all purposes as "The Hobart Corporation Act, 1914," and is hereby incorporated with, and shall be read as one with, "The Hobart Corporation Act, 1893," and every amendment thereof.

Short title and incorporation.

(2) "The Hobart Corporation Act, 1893," and every amendment thereof, inclusive of this Act, may together be cited as "The Hobart Corporation Acts, 1893 and 1914."

2 In this Act, unless the context otherwise determines—

Interpretation.
57 Vict. No. 11.

"The said Act" means "The Hobart Corporation Act, 1893" :

"The said Acts" means the said Act and every Act amending the said Act :

"City" means the city of Hobart :

"Corporation" means the Corporation of the Mayor, aldermen, and citizens of the city :

"The Council" means the Municipal Council of the city.

Hobart Corporation.

A.D. 1914.

Division of Act.

3 This Act is divided into parts, as follow :—

Part I.—The Financial Year.

Part II.—Borrowing Powers.

Part III.—Amended Provisions relating to Elections.

Part IV.—Miscellaneous.

PART I.

THE FINANCIAL YEAR.

4 On and from the First day of July, One thousand nine hundred and fifteen —

The financial year.

i. The financial year of the Corporation shall commence on the First day of July in each year, and end on the Thirtieth day of June in the following year :

Amendment of
Section 158 of
57 Vict. No. 11.

ii. In Section One hundred and fifty-eight of the said Act—

(a) The word “January” in the First line thereof is hereby expunged, and the word “July” is inserted in lieu thereof;

(b) The words “Thirty-first day of December” in the Third line thereof are hereby expunged, and the words “Thirtieth day of June” are inserted in lieu thereof;

(c) The word “year” in the Seventh line thereof is hereby expunged, and the words “Twelve months up to and including the said Thirtieth day of June” are inserted in lieu thereof :

And Section 4 of
59 Vict. No. 46.

iii. In Section Four of “The Hobart Corporation Act, 1895,” the words “Thirty-first day of March” in the First line thereof are hereby expunged, and the words “Thirtieth day of September” are inserted in lieu thereof.

Provision for the
Six months ending
30th June, 1915.**5**—(1) A statement and account, as provided for in Section One hundred and fifty-eight of the said Act, shall be drawn out for the Six months ending the Thirtieth day of June, One thousand nine hundred and fifteen, and all the provisions of such section relating to the annual statement and account therein prescribed shall, with the necessary modifications, apply to the statement and account for the said Six months.Audit for the Six
months.

(2) The statement and account for the said Six months shall be forwarded to the Auditor-General before the Thirtieth day of September, One thousand nine hundred and fifteen, and all the provisions of “The Hobart Corporation Act, 1895,” relating to the audit of the annual statement and account shall, with the necessary modifications, apply to the audit of the statement and account for the said Six months.

Hobart Corporation.

(3) All rates which the Council is authorised or empowered to make, levy, or impose for any purpose for the period of Six months from the First day of January to the Thirtieth day of June, One thousand nine hundred and fifteen, shall, unless the Council shall otherwise determine at a meeting held during the month of January, One thousand nine hundred and fifteen, be of the same amount as for the preceding period of Six months; and such rates shall by virtue of this section, and without notice, be deemed to be duly made, levied, and imposed, and to be payable on the First day of January, One thousand nine hundred and fifteen, and shall be collected and paid accordingly, and all proceedings may be taken accordingly. Rates made, levied, or imposed for the whole year One thousand nine hundred and fourteen shall be halved, and such half shall be the amount considered made, levied, or imposed for the Six months.

A.D. 1914.

Rates for first half of 1915.

6 From and after the Thirtieth day of June, One thousand nine hundred and fifteen—

- i. The word "year," where the same occurs in any Act relating to the Corporation, shall refer to the financial year as hereinbefore defined : Meaning of word "year" in Corporation Acts.
- ii. The period or periods for which rates made, levied, or imposed by the Council for any purpose are payable shall always coincide with, or be wholly comprised within, the financial year of the Corporation as hereinbefore defined : Rating and financial years to coincide.
- iii. Where by virtue of any Act any of the rates would, but for this Act, be made, levied, imposed or payable for a period commencing from the First day of January in any year, and ending on the Thirty-first day of December in that year, every such Act shall be read and construed as permitting such rate to be made, levied, imposed, or payable, as required by this Act, and such apportionments shall be made with regard to such rate as may be necessary; and in respect of the year One thousand nine hundred and fifteen it shall be lawful to make, levy, or impose any of the rates Twice in that year. All rates to be levied as by this Act provided.

7 The Council shall, on or before the Thirty-first day of July in the year One thousand nine hundred and fifteen, and in each succeeding year, make, levy, and impose the rates which the Council desires to make, levy, or impose for the period of, or for any period or periods within, the financial year following the Thirtieth day of June of each year.

Council to levy rates before 30th June in each year.

8 Notwithstanding anything in "The Annual Values Assessment Act, 1911," or any other Act to the contrary, it shall not be necessary for the Council to cause a new assessment roll of the city of Hobart to be prepared until the First day of April, One thousand nine hundred and fifteen, and until a new assessment roll is prepared the assessment

Rolls in force to continue for a time.

2 Geo. V. No. 61

Hobart Corporation.

A.D. 1914.

roll now in force shall be the assessment roll of the city; and such assessment roll may be altered, amended, or added to as if the same had been prepared in the year One thousand nine hundred and fourteen before the First day of October.

Time for preparation of rolls.

2 Geo. V. No. 61.

9 From and after the First day of January, One thousand nine hundred and fifteen, the Council shall, on or before the First day of April in every year, cause the assessment to be made of the annual value of all the property in the city; and all the provisions of "The Annual Values Assessment Act, 1911," and every amendment thereof, and any other Act or Acts passed in lieu thereof, and all amendments to such Act or Acts, shall, *mutatis mutandis*, apply to such assessments, the time for certifying such rolls being before the First day of July, and for the purposes of this Act the words "the Thirtieth day of June" shall be substituted for the words "the Thirty-first day of December" in Section Fifteen of "The Annual Values Assessment Act, 1911"; but if in case any assessment roll is not completed within the time hereby fixed, the Governor in Council may, if he thinks fit, extend the time for completing the same, and thereupon such roll shall for all purposes be deemed to have been completed within the time hereby fixed.

PART II.

BORROWING POWERS.

Power to borrow £4000 for Queenborough streets.

10—(1) It shall be lawful for the Corporation from time to time to borrow and take up at interest on the security of the revenues of the Corporation, other than the water rates levied under the authority of "The Water Act, 1893," and any Act amending the same, such sum or sums of money, not exceeding in the whole Four thousand Pounds, as the Council deems necessary for the purpose of constructing, improving, and paving with such material as may be considered suitable the streets within that portion of the city which immediately prior to the passing of "The Hobart Corporation Act, 1913," was included in and formed the Queenborough Municipality.

4 Geo. V. No. 24.

Power to borrow £1800 for purchase of land.

(2) It shall be further lawful for the Corporation from time to time to borrow and take up at interest on the security of the revenues of the Corporation, other than the water rates aforesaid, the whole or a portion of the money expended upon or required for the purchase of a certain piece of land adjoining the South Hobart Recreation Ground; but the amount of money authorised to be borrowed for this purpose shall not exceed the sum of One thousand eight hundred Pounds.

Hobart Corporation.

(3) The sum or sums which the Corporation may borrow for the purposes of this Act shall be in addition to any sum or sums of money previously borrowed or authorised to be borrowed by or on behalf of the Corporation under the authority of any former Act.

A.D. 1914.

Sums borrowed to be additional.

(4) All the provisions of Part Twelve of the said Act shall be applicable to any sum or sums of money borrowed under this Act, or, in the alternative, any sum or sums of money borrowed under the authority of this Act shall be subject to the provisions of "The City of Hobart Town Loans Consolidation Act, 1880," and any Act amending the lastmentioned Act.

Provisions of Part XII. of 57 Vict. No. 11 or of 43 Vict. No. 22 to be applicable.

(5) If after having borrowed any sum or sums of money under the authority of this Act, the Corporation shall repay the same or any part thereof, it shall be lawful for the Corporation again to borrow the sum or sums so paid off, and so from time to time; and all the provisions of this section shall extend to any sum or sums that may be so reborrowed.

Corporation empowered to pay off and reborrow.

(6) In order to facilitate the borrowing by the Corporation of the said sum or sums of money, it shall be lawful for the Government of Tasmania to guarantee payment of interest for the same or any part therefor to the lenders: Provided that in every such case, and so far as the Government of Tasmania in consequence of such guarantee advances and pays any sum or sums of money to any lender, all moneys so paid shall be, and the same are hereby declared to be, a first or primary charge upon the entire revenues of the Corporation; and the Treasurer for the time being of Tasmania shall have and may exercise in that event all or any of the powers given to the holders of debentures by "The City of Hobart Town Loans Consolidation Act, 1880," and any Act amending the same.

Government may guarantee interest.

43 Vict. No. 22.

(7) It shall be lawful for the trustees for the time being of any bank for savings in Tasmania established, or hereafter to be established, to advance and lend to the Corporation, upon the security aforesaid, the whole or any part of the said sum or sums of money which the Corporation is authorised to borrow under this Act, anything in the Act of the Council of 12 Victoriae No. 1 to the contrary notwithstanding.

Savings banks may invest in such loans.

(8) It shall be lawful for the Corporation to borrow, and the Governor is hereby authorised out of the moneys of the Crown of Tasmania, or out of such sums as may be provided for the purpose, to lend to the Corporation on the security of the entire revenues of the Corporation, other than the water rates hereinbefore mentioned, the whole or any part of the said sum or sums of money which the Corporation is authorised to borrow under this Act. Such loan shall be made under the provisions of "The Local Public Works Loans Act, 1890," and any Act amending the same: Provided that it shall not be necessary to lay before either House of Parliament plans and specifications of any proposed works, nor the report of the Engineer-in-Chief thereon as provided in Section Two of "The Local Public Works Act, 1890." The said sum or sums shall be paid to the Corporation at such times and in such manner as the Governor shall determine.

Governor may lend under "The Local Public Works Loans Act, 1890."

54 Vict. No. 30.

Hobart Corporation.

A. D. 1914.

PART III.

AMENDED PROVISIONS RELATING TO ELECTIONS.

Repeal of certain
sections of 57
Vict. No. 11.

11 Sections Thirty, Thirty-two, Thirty-four, Thirty-five, Thirty-six, Forty-one, Forty-two, and Forty-four, of the said Act are hereby repealed.

Returning
officer.

12 Every election of aldermen shall be held before some person hereinafter called the Returning Officer.

Who to be
returning officer.

13—(1) The Mayor of the city, unless he is a candidate at the election, or is from any cause incapable of acting, shall be the Returning Officer.

(2) If at any election the Mayor is one of the aldermen going out of office and a candidate for re-election, or if he is unable in consequence of absence, illness, or other incapacity to perform the duties of Returning Officer at any such election, it shall be lawful for the Council to appoint an alderman, not being a candidate, to act as and discharge the duties of Returning Officer in respect of such election.

(3) If the alderman so appointed as aforesaid is unable in consequence of absence, illness, or other incapacity, to perform the duties of Returning Officer, it shall be lawful for the Council to appoint another alderman, not being a candidate, to act as and discharge the duties of Returning Officer in respect of such election.

(4) If the alderman so appointed, as lastly mentioned, is unable in consequence of absence, illness, or other incapacity, to perform the duties of Returning Officer, or if the Council shall fail or neglect to appoint a Returning Officer in any of the events hereinbefore stated, then the Town Clerk shall act as and discharge the duties of Returning Officer in respect of such election.

(5) Every person while acting as Returning Officer under the provisions hereinbefore contained shall have, and may exercise all the powers, duties, and functions of, and be deemed to be the Returning Officer.

Polling-place
or places.

14—(1) For the purpose of conducting elections of aldermen, the Council may from time to time appoint and abolish One or more polling-places.

(2) If only One polling-place shall be appointed that polling-place shall for the purposes of this Act be the chief polling-place. If more than One polling-place shall be appointed the Council shall also appoint One of such polling-places to be the chief polling-place.

(3) A polling-place shall not be appointed or abolished within the period of Seven days immediately preceding the day fixed for an election.

(4) A polling-place shall not be appointed in any house or place licensed for the sale of intoxicating liquor.

(5) A polling-place shall not be appointed in any place outside the boundaries of the city.

Hobart Corporation.

(6) Public notice shall be advertised by the Council of the situation of all polling-places appointed as aforesaid, as soon as the same conveniently may be done. A.D, 1914.

15 The Returning Officer shall, subject to the provisions of this Act, make all necessary arrangements for taking the poll, and he shall be the presiding officer at the chief polling-place. The poll.

16 The Returning Officer shall, by writing under his hand, appoint a presiding officer to preside at each polling-place other than the chief polling-place, and may in like manner appoint One or more assistant presiding officers to assist him or the other presiding officers in the performance of his or their respective duties. Presiding officers.

17—(1) If any presiding officer be prevented from attending to any of his duties by absence, illness, or other cause, the Returning Officer shall, by writing under his hand, appoint a substitute to act for him. Substitute for presiding officer.

(2) Any presiding officer may appoint a substitute to perform his duties during his temporary absence.

18 Any assistant presiding officer or any substitute appointed as aforesaid may, subject to the direction of the presiding officer, exercise all or any of his powers, and shall in the exercise of those powers be deemed to be the presiding officer. Powers of assistants and substitutes.

19 The Returning Officer shall

Duties of returning officer.

- i. Appoint all necessary poll-clerks and door-keepers :
- ii. Cause public notice to be given of the situation of the polling-place or polling-places Two days before the day of election:
- iii. Cause such rooms to be provided or booths to be erected at each polling-place as occasion requires, and have the same so divided and arranged as to provide as many inner rooms or separate voting compartments as may be necessary, opening only into the room in which the ballot-box is kept and constructed so as to screen the voters from observation while they are marking their ballot-papers, and each such room and voting compartment shall be furnished with a pencil for the use of voters :
- iv. Cause a sufficient number of ballot-boxes with secure locks and with apertures through which the ballot-papers are to be put into such ballot-boxes, to be provided at each polling-place :
- v. Cause to be furnished for the use of each polling-place a sufficient number of copies of the polling-list, and shall, under his hand, certify such copies to be correct :
- vi. Deliver, or transmit, or cause to be delivered or transmitted to each presiding officer at each polling-place a sufficient number of ballot-papers and forms of declaration,

Hobart Corporation.

A.D. 1914.

Amendments of
Acts.

8 Ed. VII.

No. 24.

20—(1) The words “Returning Officer” are hereby substituted for the word “Mayor” wherever the latter word appears in Section Thirty-three of the said Act as amended and re-enacted by Section Two of “The Hobart Corporation Act, 1908.”

(2) The words “Mayor or some” wherever they appear in Sections Thirty-seven and Thirty-nine of the said Act as amended and re-enacted by Sections Four and Five respectively of “The Hobart Corporation Act, 1908,” are hereby expunged; and the words “Returning Officer” are hereby substituted for the word “Mayor” in the third line of Subsection (4) of the said Section Thirty-seven as amended and re-enacted as aforesaid.

(3) The words “Mayor or some” are hereby expunged from the first line of Section 39A, which was inserted in the said Act by Section 4 of “The Hobart Corporation Act, 1911,” and the words “Mayor or” are also expunged from the fourth line of the same section.

2 Geo. V. No.
62.Provision as to
ballot-boxes.

21 The following provisions shall be observed in the conduct of the poll:—

- I. There shall be only One key to the lock of each ballot-box :
- II Before any vote is taken the presiding officer shall exhibit each ballot-box open and empty to the poll clerks, scrutineers, and citizens present, if any ; he shall then lock and duly seal the same and shall keep in his possession the only key thereof and see that the seal is not tampered with :
- III. A ballot-box shall not be opened during the election.

Time for taking
poll.

22 The poll shall open at Nine o'clock in the forenoon, and unless adjourned by reason of riot or interruption or obstruction shall close at Six o'clock in the afternoon of the same day or so soon thereafter as all electors present in the polling-place at Six o'clock and desiring to vote have voted.

Citizens may
vote at any
polling-place.

23 A citizen shall be entitled to vote at any polling-place at which the poll is being taken.

Adjournment of
election in case of
riot.

24—(1) If the proceedings at any election are interrupted or obstructed by any riot or open violence, the presiding officer shall not for such cause finally close the poll, but shall, if he considers it impracticable to continue the poll, adjourn the poll at the particular polling-place at which the interruption or obstruction happens until the same time on the following day as that at which the interruption or obstruction happened on the original day of polling, and if necessary shall in like manner further adjourn such poll from day to day until such interruption or obstruction has ceased, when the presiding officer shall again proceed with the taking of the poll at the place at which it was interrupted or obstructed. Any day to which the poll is so finally adjourned shall, as to such place, be reckoned the day of polling at such election within the meaning of the said Act.

Hobart Corporation.

(2) When any poll has been adjourned by any presiding officer other than the Returning Officer, he shall forthwith give notice of such adjournment to the Returning Officer, who shall not finally declare the state of the poll, or the name or names of the alderman or aldermen elected, until the poll so adjourned has been finally closed, and the abstract of the state of that poll or other documents delivered or transmitted to the Returning Officer. A.D. 1914.

25—(1) The result of the polling shall be ascertained by scrutiny. Scrutiny.

(2) The scrutiny shall be conducted as follows:—

- i. It shall commence as soon as practicable after the closing of the poll :
- ii. Such of the scrutineers, poll clerks, and candidates, as choose to attend, may be present :
- iii. All the proceedings at the scrutiny shall be subject to the inspection of the scrutineers :
- iv. All informal votes shall be rejected, and the number recorded :
- v. The scrutiny may be adjourned as may be necessary until the counting of the votes is complete :
- vi. A ballot-paper shall be informal if—

(a) It is not authenticated by the Returning Officer in the manner provided by the said Acts :

Informal ballot-papers.

(b) It has no vote marked on it, or has votes marked on it for a greater number of candidates than the number required to be elected :

(c) It is not marked as required by the said Acts :

(d) It has upon it any mark or writing (not authorised by the said Acts to be put upon it) which, in the opinion of the Returning Officer, would enable the voter to be identified.

26 If there shall be more than One polling-place appointed for the election, the presiding officer at each polling-place, other than the chief polling-place shall, as soon as practicable after the close of the poll—

Duties of presiding officer other than returning officer at close of poll.

- i. Securely fasten up the aperture of each ballot-box :
- ii. Make out and sign an exact statement of the number of ballot-papers and forms of declaration originally supplied to him, and the number thereof used, and left unused and returned, which statement shall be verified by his own signature and that of the poll clerk (if any) :
- iii. Convey to the Returning Officer at the chief polling-place with the least possible delay the ballot-box or ballot-boxes used at such polling-place unopened and fastened up as aforesaid, and the key or keys of such ballot-box or ballot boxes, the said statement and all signed declarations, and the certified copy of the polling list used by him at the election, and such of the ballot-papers and forms of declaration as have not been used at the election.

Hobart Corporation.

A.D. 1914.

Duties of
Returning Officer
at close of poll.

27 The Returning Officer shall as soon as practicable after the close of the poll and at the chief polling-place, open the ballot-box or all the ballot-boxes used at the election and count the votes recorded thereat for the respective candidates, rejecting all informal ballot-papers, and shall make out and sign an abstract of the result of the election. The Returning Officer may open the ballot-box or ballot-boxes used at the chief polling-place and proceed with the count without waiting until the ballot-boxes are received from the other polling-places.

Declaration of
poll.

28 The Returning Officer shall, as soon as may be practicable after the election openly at the chief polling-place declare the result of the election, and shall at the same time and place declare the name or names of the person or persons who have been duly elected at such election.

Returning
Officer has cast-
ing vote only.

29—(1) The Returning Officer shall not vote at any election at which he is the Returning Officer, except in the event of the number of votes being found to be equal for Two or more persons, when he shall by his casting vote decide which of such persons shall be elected.

Other presiding
officers may
vote.

(2) The fact of a citizen being a presiding officer who is not the Returning Officer, or an assistant presiding officer, shall not preclude him from voting.

PART IV.

MISCELLANEOUS.

"The Hobart
City Council."
Amendment of
Section 15 of
57 Vict. No. 11.

30 The words "the Hobart City Council" are hereby substituted for the words "the Municipal Council of the City of Hobart" in the Third line of Section Fifteen of the said Act, and wherever the expression "the Municipal Council of the City of Hobart" or the expression "the Municipal Council" or "the Council" as applying or applicable to the Municipal Council of the City of Hobart is used in the said Acts, or in this Act, or in any Act relating to or affecting or applicable to the City of Hobart or the Corporation thereof, the expression "the Hobart City Council" shall be and shall be deemed to be substituted therefor.

Amendment of
Section 2 of
4 Geo. V. No. 24.

31 Section Two of "The Hobart Corporation Act, 1913," is hereby amended in the following manner, and such amendments shall be deemed to have been made at the date of the passing thereof:—

1. By omitting from the Second and Third lines of the definition of "city recreation grounds" the words "within the City of Hobart";
- ii. By inserting at the end of the definition of the expression "The Queenborough Municipality" the words "But not including the portion of Tasmania which was included in the Queenborough Municipality by the aforesaid proclamation, and which became part of the city of Hobart under and by virtue of the provisions of 'The Hobart Corporation Act, 1907.'"

7 Ed. VII. No. 19.

Hobart Corporation.

32 Whenever the Council shall be of opinion that any building or structure is unsightly by reason of its appearance, or unsuitable to the locality in which such building or structure is situate, the Council may proceed as follows :--

A.D. 1914.

Buildings, &c., to be made sightly and suitable.

- i. If the Council shall consider that such building or structure, or thing affixed to or forming part of such building or structure can be made sightly or suitable as aforesaid, the Council may cause a notice to be served upon the owner of the land upon which such building or structure is erected, requiring such owner to make such alterations and improvements as the Council shall think fit, and such owner shall, within the time specified in such notice, make such alterations and improvements accordingly :
- ii. If the Council shall consider that such building or structure, or thing affixed to such building or structure, cannot be made sightly or suitable as aforesaid by any alteration or improvement, the Council may cause a Notice in writing to be served upon the owner of the land upon which such building or structure is erected, requiring such owner to remove such building, structure, or thing, and such owner shall, within the time specified in such Notice, remove such building, structure, or thing, in such manner as shall have been directed by the Council :
- iii. If any such owner as aforesaid, after service upon him of any notice under this section, fails within the time specified in such notice to comply with the requirements thereof, he shall incur a penalty not exceeding Five Pounds for every such offence, and also a further penalty not exceeding Twenty Shillings a day for every day during which such failure or non-compliance shall continue, and it shall be lawful for the Council to cause all such acts and things as may be necessary to secure a compliance with the requirements contained in such notice to be done, and all the costs, charges, and expenses incurred by or on behalf of the Council, thereby or incidental thereto shall be repaid to the Council by such owner :
- iv. All penalties, and all costs, charges, and expenses imposed or made payable by this Act, may be recovered in a summary manner in the mode directed by "The Magistrates Summary Procedure Act," before a police magistrate or before any Two justices of the peace :
- v. The word "owner" when used in this section shall have the meaning assigned to it by the said Act :
- vi. If the owner of any such building or structure as aforesaid is unknown, or cannot be found, the Council may give the notice by advertisement in One or more newspapers generally circulating in Hobart of their intention as herein provided, and by affixing a copy of such notice to some conspicuous place on such building or structure, and if at

Hobart Corporation.

A.D. 1914.

the end of One month after such notice has been first advertised as aforesaid, no owner shall be found, then the Council may proceed as provided in Subsection III. of this section, and may sell the material of any building, structure, or thing removed, and apply the proceeds towards payment of the expenses incurred thereby.

Contribution of
£500 to the
Mayor's
Patriotic Fund.

33 The Council is hereby authorised to contribute out of any moneys at the disposal of the Council the sum of Five hundred Pounds to a fund which is now being raised, and which is known as "The Mayor's Patriotic Fund."

Amendment of s.
50 of 57 Vict. No
11.

34 The words "Eleven o'clock in the forenoon" are hereby substituted for the word "noon" in the Seventh line of Section Fifty of "The Hobart Corporation Act, 1893."