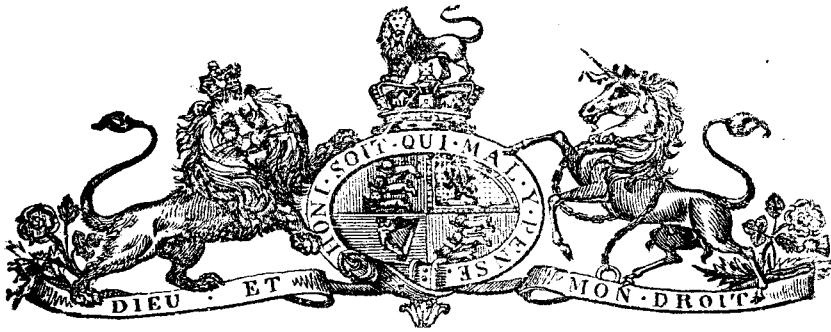


T A S M A N I A



1883.

ANNO QUADRAGESIMO-SEPTIMO

VICTORIÆ REGINÆ,

No. 22.



AN ACT to further amend *The Hobart Town Corporation Act.* A.D. 1883.
[29 October, 1883.]

WHEREAS it is expedient to further amend *The Hobart Town Corporation Act* in certain particulars: PREAMBLE.
21 Vict. No. 14.

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 Amend- Short title.
ment Act, 1883," and the principal Act may be cited as "The Hobart 21 Vict. No. 14.
Corporation Act."

2 In this Act the expression "the principal Act" means "The Interpretation.
Hobart Corporation Act."

3 No person holding the office of Chairman of a Court of General Chairman of
Sessions shall be disqualified from being an Alderman, anything Court of General
contained in the principal Act to the contrary notwithstanding. Sessions not
disqualified from
being Alderman.

4 All Rates payable in respect of property the assessed annual value Rates on property
of which does not exceed Twenty-one Pounds, or which is let to weekly under £21, &c.,
or monthly tenants, or payable in respect of buildings let in separate to be paid by
apartments or portions, shall be payable and shall be paid by the owner owner.
instead of the occupier or occupiers thereof.

Where any property shall be let as aforesaid, the person letting the same, or receiving the rents for the same, shall be deemed to be the owner thereof for the purposes of this Section.

Hobart Corporation Act Amendment.

A.D. 1883.

If occupier not found, owner to pay rates.

5 In case there is no occupier of any property, or the occupier cannot be found or is not known, the rates in respect of such property shall be payable by and recoverable from the owner in the first instance, who shall be entitled to recover the same from the tenant (if any) as money paid to his use, or, if not paid on demand, by distress as for rent in arrear.

Owner to pay rates in default of occupier.

6 When the occupier of any property liable to the payment of any amount of rate fails for a period of Three months to pay the same, any Collector of Rates may, notwithstanding the issue of any Warrant of Distress for the recovery of such amount of rate from such occupier, at any time within Twelve months after such amount of rate became payable, demand payment thereof from the owner of such property, and if not paid upon demand the same may be recovered from such owner as if he had been originally liable to pay the same.

Occupier refusing to give name of owner liable to penalty.

7 If, on the request of any Collector of Rates or other officer of the Municipal Council, the occupier of any property refuses or wilfully omits to disclose, or wilfully misstates to the Collector or officer making such request, the name of the owner of such property or of the person receiving the rents of the same, such occupier shall be liable to a penalty not exceeding Five Pounds.

Remedy against persons quitting before payment of rates.

8 If any person liable to pay any amount of rate then payable shall quit or be about to quit the property in respect of which such rate is payable, and before payment of such amount of rate, the same may be recovered by Warrant of Distress, although the space of Fourteen days has not elapsed since the same was demanded.

Unpaid rate a charge on property.

9 Any unpaid rate shall be and remain a charge upon the property in respect of which such rate is payable, and may be recovered at any future time as if the then occupier had himself been liable to the payment of the rate so remaining unpaid; and the production of the receipt for such overdue rate paid by or recovered from any tenant for any rate due before the commencement of his tenancy shall be a discharge for the amount so paid or recovered in payment of rent to the landlord; and such landlord shall be entitled to recover from the person who was tenant when the rate became payable the proportion of the rate to which such tenant was liable as money paid to his use.

Power to make Bye-laws.

10 The power conferred upon the Council by the One hundred and thirty-eighth Section of the principal Act is hereby declared to extend to the making, publishing, altering, modifying, amending, and repealing Bye-laws—

For regulating the inspection and use of Steam Engines within the said City :

For regulating the use of Bicycles and Tricycles and like vehicles within the said City.

Acts to be read together.

11 This Act and the principal Act, and every Act altering or amending the same, shall, save so far as the same or any of them may be altered or amended by this Act, be read and construed together as one Act.