

T A S M A N I A



1902.

ANNO SECUNDO

EDWARDI VII. REGIS,

No. 17.



AN ACT to amend "The *Leven* Harbour Trust Act." [28 November, 1902] A.D. 1902. --

WHEREAS it is desirable to amend "The *Leven* Harbour Trust Act" in the manner hereinafter mentioned: 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 *Leven* Harbour Trust Act, 1902." Short title.

2 The Twenty-second Section of "The *Leven* Harbour Trust Act" shall be and the same is hereby repealed, and in lieu thereof the following shall, from the commencement of this Act, be deemed to be and may be cited as the Twenty-second Section of the said Act; that is to say— Substitution for Sect. 22 of 1 Ed. VII. No. 54.

"22 If the district, by a majority of not less than Three-fourths of the votes recorded by the owners voting, decide in favour of the works being constructed, then plans, specifications, and estimates of the works, with a report of the Engineer-in-Chief thereon, shall be furnished to Parliament, and upon a Resolution of both Houses of Parliament affirming that the works can be constructed and completed Plans to be furnished.

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for the sum of Nineteen thousand five hundred Pounds, and that a rate of not more than One Shilling in the Pound on the annual value, as shown in the Assessment Roll of the lands within the District, together with half the present annual revenue from the port of *Leven*, will be sufficient to comply with the terms of Sections Twenty-nine and Thirty-four of "The *Leven Harbour Trust Act*" the Governor may, by notice in the *Gazette*, declare that the works shall be constructed under the provisions of this Act."

Substitution for
Sect. 26 of
1 Ed. VII. No. 54.

3 The Twenty-sixth Section of "The *Leven Harbour Trust Act*" shall be and the same is hereby repealed, and in lieu thereof the following shall, from the commencement of this Act, be deemed to be and may be cited as the Twenty-sixth Section of the said Act; that is to say—

Power to
Trustees to
borrow £19,500.

"**26** It shall be lawful for the Trustees, with the approval of Parliament, to borrow, on security of the rates, funds, and property at the disposal of the said Trustees, any sum of money not exceeding Nineteen thousand five hundred Pounds, for the purpose of constructing any works authorised by "The *Leven Harbour Trust Act*," and of paying the cost of preparing plans, specifications, and estimates of such works; and if, after having borrowed the said sum or any part thereof, the Trustees pay off the same, it shall be lawful for the Trustees again to borrow, with the approval of Parliament, the amount so paid off, and so from time to time."

Substitution of
Sect. 27 of
1 Ed. VII. No. 54.

4 The Twenty-seventh Section of "The *Leven Harbour Trust Act*" shall be and the same is hereby repealed, and in lieu thereof the following shall, from the commencement of this Act, be deemed to be and may be cited as the Twenty-seventh Section of the said Act; that is to say—

Loan of £19,500
may be granted
to Trustees.

"**27** It shall be lawful for Parliament to grant the sum of Nineteen thousand five hundred Pounds as a loan to the Trustees for and towards the construction of any works authorised by "The *Leven Harbour Trust Act*," and the preparation of plans, specifications, and estimates of such works; and such sum shall be defrayed out of moneys to be provided by Parliament for that purpose: Provided, that before the construction of the works is commenced the contract for the same shall be approved by the Governor."

Acts to be read
together.

5 This Act and "The *Leven Harbour Trust Act*" shall, save as amended by this Act, be read and construed together as one and the same Act.