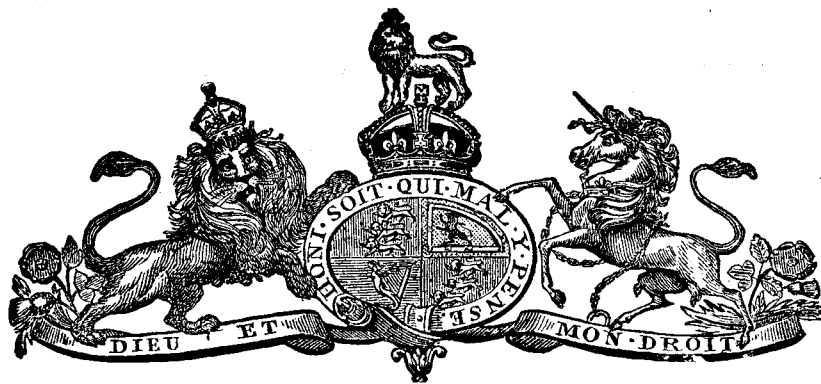


T A S M A N I A.



1915.

ANNO SEXTO

GEORGII V. REGIS.

No. 50.

ANALYSIS.

1. Short title.
2. Interpretation.
3. Ratification of agreement.
4. Parties to agreement to be deemed to have had authority.
5. Treasurer empowered to do acts necessary to give effect to objects of agreement.
6. Appropriation of amount necessary to pay off overdraft. Moneys payable by warrant of Governor.
7. Credit to be given the Treasurer in his accounts.

AN ACT to ratify and confirm a certain ^{A.D.} 1915.
Agreement entered into between the Marine
Board of Hobart and the Treasurer of
Tasmania, respecting Leading and other
Lights, and for other purposes.

[21 January, 1916.]

BE it 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 Leading Lights Maintenance Short title. Act, 1915.”

Leading Lights Maintenance.

A.D. 1915.

Interpretation.

2 In this Act—

“The agreement” means the agreement, a copy of which (as executed by the Treasurer), is set out in the schedule to this Act :

“The Treasurer” means the Treasurer for the time being of this State.

Ratification of agreement.

3 The agreement—

- i. Is hereby ratified, confirmed, and approved :
- ii. Shall take effect on the coming into force of this Act : and
- iii. Shall be binding in all respects upon the Crown and upon the Marine Board of Hobart.

Parties to agreement to be deemed to have had authority.

4 The respective parties to the agreement shall be deemed and taken to have had at the date upon which the agreement was made, full and complete power and authority to enter into and execute the agreement, and at all times to have had and to have full and complete power and authority to carry out and enforce the provisions of the agreement.

Treasurer empowered to do acts necessary to give effect to objects of agreement.

5 The Minister is hereby empowered on behalf of the State to enter into, execute, and do all acts, matters, and things which he may from time to time deem necessary or expedient for the purpose of giving effect to the objects for the attainment of which the agreement was entered into and executed by him.

Appropriation of amount necessary to pay off overdraft.

6—(1) There shall and may be appropriated, issued, and applied, as hereinafter provided, out of the Consolidated Revenue, any sum or sums of money necessary to discharge the debt of the Marine Board of Hobart to the Commercial Bank of Tasmania, Limited, incurred by way of overdrawn account, and which debt the Treasurer by the agreement undertakes to pay.

Moneys payable by warrant of Governor.

(2) The moneys payable under the authority of this section shall be issued and paid by the Treasurer to such person, and at such time, as the Governor, by any warrant under his hand orders and directs, and the payment so to be made shall be charged upon and payable out of the Consolidated Revenue.

Credit to be given the Treasurer in his accounts.

7 The Treasurer shall be allowed credit in his accounts for any sum of money paid by him in pursuance of any such warrant as aforesaid ; and the receipt of the person to whom the same is so paid shall be a full and valid discharge to the Treasurer in passing his said accounts for the sum therein mentioned, and he shall receive credit for the same accordingly.

*Leading Lights Maintenance.***SCHEDULE.**

A.D. 1915.

AN AGREEMENT made the Eighth day of December One thousand nine hundred and fifteen BETWEEN THE MARINE BOARD OF HOBART (hereinafter called "the Board") of the first part THE HONORABLE JOSEPH ALOYSIUS LYONS being and as the Treasurer of Tasmania (hereinafter called "The Treasurer" which expression shall refer to the Treasurer for the time being of Tasmania) of the second part and OUR SOVEREIGN LORD THE KING (hereinafter called "his said Majesty") of the third part Whereas by "The Marine Boards Act 1889" it is provided that the Board shall have the management and control of and the Board is thereby charged with the maintenance and reparation of the several lighthouses within Tasmania and that subject to the provisions of that Act the Board shall have all the powers and jurisdiction in respect of such lighthouses which the Guild of Fraternity commonly called "the Corporation of the Trinity House of Deptford Strond" has and exercises in England And whereas the management and control of the several lighthouses in Tasmania with the exception of certain leading and other lights which are specified in the schedule hereto were on the first day of July one thousand nine hundred and fifteen transferred to the Executive Government of the Commonwealth And whereas the Board in the exercise of its said powers of management and control has up to the said first day of July one thousand nine hundred and fifteen incurred by way of overdrawn account a debt to the Commercial Bank of Tasmania Limited now amounting in the whole (inclusive of interest and charges) to the sum of Three thousand two hundred and sixteen Pounds One Shilling and Four pence And whereas a sum of money the amount whereof has not yet been ascertained is payable by the Executive Government of the Commonwealth to the Board for stores and other things purchased by the Board for the said lighthouse service and taken over by the Commonwealth on the said First day of July One thousand nine hundred and fifteen And whereas subject to the approval of Parliament the Treasurer has agreed with the Board to take over the liability of the Board on account of certain retiring allowances payable by the Board as hereinafter provided and also the said debt of the Board to the said Bank and to recoup the Board all costs and expenses incurred by the Board in the current and future management and control of the said lights specified in the schedule hereto conditionally upon the Board agreeing that all interest moneys payable by the Federal Government to the Board on account of the value of the lights transferred as aforesaid shall as from the First day of July One thousand nine hundred and fifteen be paid to the Government of Tasmania and upon the Board executing such assignment of the moneys owing to the Board as aforesaid as is hereinafter contained Now it is hereby agreed and declared as follows:—

1. The Treasurer undertakes the payment of the said sum of Three thousand two hundred and sixteen Pounds One Shilling and Fourpence to the said Bank and to relieve the Board from all responsibility on account of such debt.

2. The Treasurer agrees to pay all retiring allowances payable by the Board to all officers now or during the continuance of this Agreement exclusively employed in the lighthouse service of the Board for leading and port lights and all retiring allowances payable by the Board to all officers who were immediately prior to the said First day of July One thousand nine hundred and fifteen exclusively employed in the said service and who have been transferred to the Executive Government of the Commonwealth.

3. The Treasurer agrees as from the said First day of July One thousand nine hundred and fifteen to pay all costs and expenses incurred by the Board in the management and control of the leading and other lights specified in the schedule hereto and such other lights as may hereafter be erected by the Tasmanian Government and placed under the management of the Board and the Treasurer also agrees to make to the Board by way of remuneration for the Board's management and control an allowance at the rate of Fifty Pounds per annum. Payments are to be made to the Board by the Treasurer quarterly on the First day of January the First day of April the First day of July and the First day of October in every year.

Leading Lights Maintenance.

A.D. 1915.

4. The Board relinquishes all claim to the interest money payable by the Federal Government upon the value of the lights and other property used in connection therewith which have been transferred to the Executive Government of the Commonwealth as aforesaid.

5. The Board hereby assigns to His said Majesty all moneys payable to the Board by the Commonwealth of Australia for stores plant and materials taken over for the Federal lighthouse service.

6. This agreement is made subject to the approval of Parliament and subject to such approval shall continue in force for such period as Parliament shall determine and on the termination of this agreement the Tasmanian Government will undertake the management of the leading and other lights specified in the schedule and of all other lights which may have been hereafter erected by or with the approval of the Tasmanian Government and may be under the management of the Board.

In witness whereof the Board hath hereunto affixed its common seal and the Treasurer hath hereunto affixed his hand and seal the day and year first hereinbefore written.

Signed sealed and delivered by the said JOSEPH
ALOYSIUS LYONS in the presence of—

E. H. PRETYMAN
Treasury Hobart
Under-Treasurer

J. A. LYONS (Seal.)

SCHEDULE.

Tamar Leading Lights.
Mersey Leading Lights.
Macquarie Leading Lights.
Butts Rock.
Wynyard Leading Lights.
Ulverstone Leading Lights.
One Tree Point.
Long Bay.
Hope Island.
Huon Light.

J. A. LYONS.