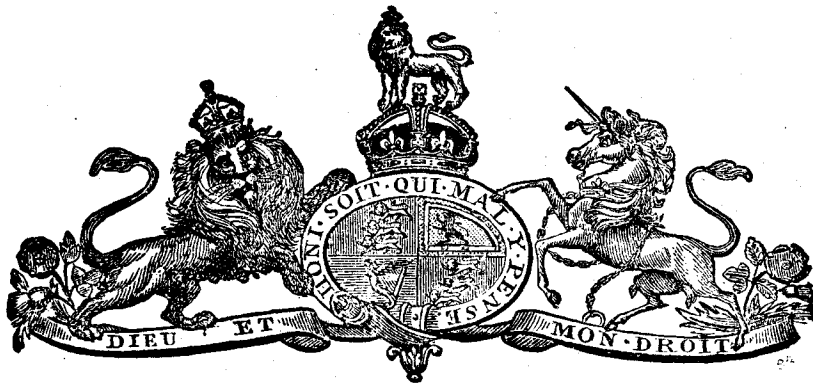


TASMANIA.



1920.

ANNO UNDECIMO

GEORGII V. REGIS.

No. 21.

ANALYSIS.

- | | |
|---|---|
| <ul style="list-style-type: none"> 1. Short title. 2. Interpretation. 3. Council may borrow. 4. Governor may grant loan. 5. Interest. 6. Authority to borrow. 7. Appropriation of revenue. | <ul style="list-style-type: none"> 8. Local rate may be levied. 9. Security for loan. 10. Conditions as to insurance, &c. 11. Corporation may let. 12. Power to borrow to cease after Two years. |
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AN ACT to authorise the Loan of a Sum not exceeding Eight thousand five hundred Pounds to the Warden, Councillors, and Electors of the Municipality of Leven, in accordance with the provisions of "The Local Public Works Loans Act, 1890," and for other purposes. [20 December, 1920.]

A.D.
1920.

WHEREAS the Warden, Councillors, and Electors of the Municipality of Leven desire to borrow under the provisions of "The Local Public Works Loans Act, 1890," a sum not exceeding Eight thousand five hundred Pounds for the purpose of purchasing land, removal of present Town Hall, and erecting a Town Hall, shops, and offices at Ulverstone :

PREAMBLE.

Leven Municipality Loan.

A.D. 1920.

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:—

Short title.

1 This Act may be cited as “The Leven Municipality Loan Act, 1920.”

Interpretation.

2 In this Act—

“The Corporation” shall mean the Warden, councillors, and electors of the Municipality of Leven:

“The Council” shall mean the Municipal Council of the Municipality of Leven.

“The Loans Act” means “The Local Public Works Loans Act, 1890,” as amended by subsequent statutes.

Council may borrow.

3 In addition to any loans to the Council heretofore authorised, it shall be lawful for the Council on behalf of the Corporation to borrow, under the provisions of the Loans Act, upon security of all its revenues, any sum or sums of money not exceeding in the whole the sum of Eight thousand five hundred Pounds for the purpose of purchasing land, removing the present Town Hall, and erecting and furnishing a Town Hall, shops, and offices at Ulverstone, aforesaid.

Governor may grant loan.

4 It shall be lawful for the Governor to grant, in accordance with the provisions of the Loans Act, any sum or sums of money, not exceeding in the whole the sum of Eight thousand five hundred Pounds, as a loan to the Corporation upon the security of all its revenues for the purpose mentioned in the last preceding section, and such loan shall be defrayed out of moneys to be provided by Parliament for the purpose.

Provided that it shall not be necessary to lay before either House of Parliament plans and specifications of the proposed work, nor the report of the Engineer-in-Chief thereon, as provided in Section Two of the Loans Act, but before any part of such loan, as aforesaid, shall be advanced to the Corporation, plans and specifications of the proposed buildings, together with a report by an officer of the Public Works Department appointed by the Minister for Works for the purpose, upon the probable cost thereof, the suitability of the site proposed therefor, the sufficiency of the plans and specifications, and upon other such matters connected with the works as such officer may deem it desirable to refer to in his report, and that the works can, in his opinion, be completed for the amount proposed to be borrowed, shall be submitted to, and be subject to the approval of, the Governor.

Interest.

5 Interest, at a rate to be fixed and determined by the Governor from time to time, pursuant to the Loans Act and computed from the date of the payment to the Council of the first instalment on account of such loan, shall be payable by the Council to the Treasurer upon such loan until repayment thereof: Provided that “The Local

Leven Municipality Loan.

Public Works Loans Amendment Act, 1904," (as amended by "The Local Public Works Loans Amendment Act, 1916,") shall be read and construed in its application to such loan as if the words "not exceeding Seven Pounds per centum per annum" in Section One thereof were omitted. A.D. 1920.

6 The poll taken on the Thirteenth day of March, One thousand nine hundred and twenty, for the purpose of ascertaining whether the Corporation shall be permitted to borrow an amount not exceeding that stated in Section Three and for the purposes therein specified, at which poll a greater number than Two-thirds of the votes recorded were in favour of the Corporation proceeding to borrow, and the result of which poll was published in "The Tasmanian Government Gazette" of the Thirtieth day of March, One thousand nine hundred and twenty, shall be sufficient authority for the Corporation proceeding to borrow under the provisions of this Act. Authority to borrow.

7 The Corporation shall, after providing for such expenses in connection with the said Town Hall, shops, and offices, as are reasonable and usual, from time to time appropriate, and apply all the revenue from the said Town Hall, shops, offices, and premises in or towards repayment of the said loan of Eight thousand five hundred Pounds or payment of any interest or other moneys payable in respect of the said loan. Appropriation of revenue.

8 It shall be lawful for the Council once in every year to make and levy a separate local rate of not exceeding Sixpence in the Pound upon the annual value of all properties within the area defined in the schedule to this Act, as shown by the assessment roll of the Municipality of Leven for the time being in force, for the purpose of providing for the payment of interest and any moneys required for a sinking fund in respect of the moneys borrowed under the provisions of this Act. Local rate may be levied.

Any such separate rate shall be made upon and be payable by the persons who would be liable to be rated in respect of the properties included in the area defined in the schedule to this Act, as if such rate were a general rate under "The Local Government Act, 1906"; and such rate shall be made, demanded, and recoverable in the same manner as any such general rate.

9 In addition to any other remedy for the recovery thereof, all moneys paid to the Corporation on account of the loan authorised under Section Four of this Act, and all interest from time to time due in respect thereof, shall, until repayment thereof respectively, be and remain a First charge upon the said Town Hall, shops, and offices, and the land upon which the same shall be erected in priority to all liabilities of the Corporation. Security for loan.

10 The loan authorised by Section Four of this Act shall be made on and subject to such terms and conditions as to insurance of buildings and otherwise as the Governor may impose or approve in all respects. Conditions as to insurance, &c.

Leven Municipality Loan.

A.D. 1920.

Corporation may
let.

11 It shall be lawful for the Corporation to let all or any part of the offices and shops erected under the provisions of this Act for any term not exceeding Three years in possession at rack rent.

Power to borrow
to cease after
Two years.

12 If the money authorised to be borrowed under this Act, or any portion thereof is not borrowed within Two years from the date of the passing of this Act, then the power to borrow, so far as such power has not then been exercised, shall cease and determine, and any money the Treasurer may be authorised to raise or has then raised for the purposes of this Act, shall, so far as the same has not been borrowed by the Council within the period aforesaid, be appropriated to such other purpose or purposes as Parliament may determine.

SCHEDULE

LEVEN MUNICIPALITY: ULVERSTONE WARD.

Commencing at a point on Bass Strait opposite the north-east angle of 100 acres purchased by George McDonald, thence by a southerly line to and along the east boundary of that land, by the east and by the south boundary of Lot 5898 purchased by C. E. Button, by the south boundary of land purchased by W. Rowland, by a west boundary of Lot 400 purchased by A. Risby, by portion of the north boundary of Lot 350 purchased by J. Thompson and others to the road from Ulverstone to North Motton, by that road southerly to the north boundary of Lot 346 purchased by J. S. Clerke, by portion of the north boundary of that lot by the north-east boundary of land purchased by A. Clerke, thence by a north-westerly line crossing the River Leven to the south angle of the Town of Ulverstone, thence along the northern shore of that river westerly to a point opposite the south-west angle of land purchased by J. M. Ware, by a northerly line to and along the west boundary of that lot, by part of the north boundary of that lot, by the west and by the north boundary of land purchased by J. M. Dooley, by part of the north boundary of land purchased by A. Clerke, by the west and by the north boundaries of Lot 6038 purchased by M. W. B. S. Pasley, by the north boundary of Lot 327 purchased by John Walker, and by a continued easterly line to Bass Strait aforesaid, and thence by that Strait to the point of commencement.