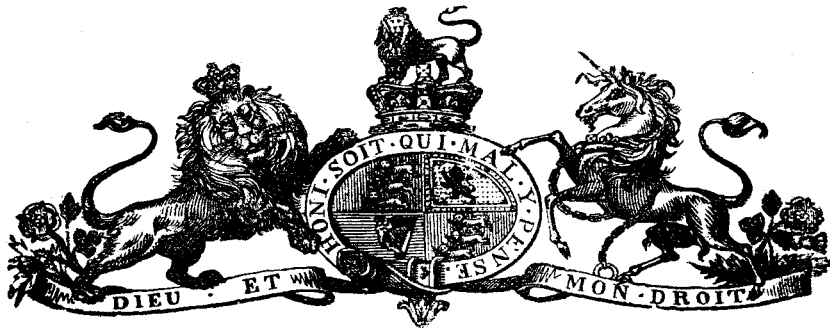


T A S M A N I A.

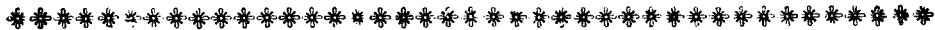


1878.

ANNO QUADRAGESIMO-SECUNDO

VICTORIÆ REGINÆ,

No. 19.



AN ACT to vest certain Local Public Works in Her Majesty the Queen. [9 November, 1878.] A.D. 1878.

WHEREAS the Legislative Council of the Parliament of Tasmania on the Twenty-seventh day of November, 1877, agreed to the following Resolution communicated to it by the House of Assembly on the Twenty-third day of November, 1877 :— PREAMBLE.

“That in the opinion of this House all Bridges, Breakwaters, and Jetties which have been constructed, and all similar works now in course of construction, and approved of by the Governor in Council under ‘The Local Public Works Act, 1867,’ and ‘The Amendment Act of 1870,’ or under ‘The Local Public Works Act of 1872,’ and ‘The Amendment Act of 1873,’ should be taken over by the Government, and the liabilities incurred by the several Districts formed for the purposes of the above-named Acts with respect to the payment of interest on the cost of such works to the Government should cease and determine :”

And whereas it is necessary and expedient that the said Resolution should have the force of law :

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 :—

Local Public Works Vesting.

A.D. 1878.

Bridges, Breakwaters, &c. constructed under 31 Vict. No. 22, 34 Vict. No. 16, 36 Vict. No. 18, and 37 Vict. No. 21, vested in Her Majesty.

1 All Bridges, Breakwaters, and Jetties which have before the commencement of this Act been constructed and completed under "The Local Public Works Act, 1867," "The Local Public Works Amendment Act," "The Local Public Works Act, 1872," and "The Local Public Works Amendment Act, 1873," mentioned in Schedule 1, shall be, and the same are hereby, vested in Her Majesty, Her Heirs and Successors, and shall henceforth be under the care, control, and management of the Minister of Lands and Works for the time being, and shall be maintained and repaired by him out of moneys provided by Parliament from time to time for that purpose.

Contracts transferred to Minister of Lands and Works.

2 Every approved contract entered into by and with the Promoters of any Local Public Work in respect of any Bridge, Breakwater, or Jetty, under any Act hereinbefore mentioned shall, upon the commencement of this Act and by virtue hereof, be transferred to and shall be deemed to have been entered into by and with, and shall be enforceable by and against, the Minister of Lands and Works for the time being, in the same manner in all respects as if such contract had been entered into by and with the Minister, anything in any Act to the contrary notwithstanding.

Bridges, Breakwaters, &c. commenced by Promoters to be completed by Minister.

3 Every Bridge, Breakwater, and Jetty mentioned in Schedule 1, commenced by the Promoters thereof under any Act hereinbefore mentioned and not completed, shall, upon the commencement of this Act, vest in Her Majesty, Her Heirs and Successors, and shall be completed by the Minister of Lands and Works out of moneys to be provided by Parliament for that purpose.

Liabilities chargeable upon Consolidated Revenue Fund.

4 All sums of money secured or charged upon any Bridge, Breakwater, or Jetty constructed under any Act hereinbefore mentioned, or upon any rates, tolls, or charges payable in respect of the construction, maintenance, or use thereof, shall henceforth be deemed to be secured and charged upon and shall be payable out of "The Consolidated Revenue Fund."

No Rates to be made hereafter.

5 After the commencement of this Act no Rate shall be made, or, if made, shall be collected, or recovered, and no Tolls shall be levied or collected by the Promoters of any Local Public Work in respect of any Bridge, Breakwater, or Jetty constructed under any Act hereinbefore mentioned.

As to moneys raised by Debentures and paid on account of Bridges, &c.

6 All sums of money raised by the issue and sale of Debentures to enable the Colonial Treasurer to advance and pay such sums as may have become due on account of any Bridge, Breakwater, or Jetty constructed, or to be constructed, under any Act hereinbefore mentioned, and all sums so advanced and paid by the Colonial Treasurer shall, after the commencement of this Act, be reimbursed to the said Treasurer out of moneys provided by Parliament for that purpose.

As to moneys lent to Promoters of *Penguin Creek* Breakwater.

7 All sums of money advanced and lent by the Colonial Treasurer to the Promoters of the *Penguin Creek* Breakwater upon the security of a Special Rate made by the Promoters under the Act of the 40th *Victoria*, No. 3, shall, after the commencement of this Act, be reimbursed to the said Treasurer out of moneys provided by Parliament for that purpose, and the said Special Rate shall not henceforth be collected or recovered by the said Promoters under the said Act.

Special Rate not to be collected.

Local Public Works Vesting.

8 It shall be lawful for the Colonial Treasurer, out of moneys to be provided by Parliament for that purpose,—

A.D. 1878.

Colonial Treasurer may pay and repay moneys in certain cases.

1. To advance and pay such sums of money as may have become due for and in respect of expenses lawfully and properly incurred by the Promoters of any work mentioned in the Schedule (2) in preparing plans and estimates of such works:
2. To reimburse to any persons any sums of money lawfully and properly expended by such persons for or in respect of any work mentioned in the said Schedule (2):
3. To repay to the persons who have deposited any sum of money with the Colonial Treasurer, under the Twentieth Section of "The Local Public Works Amendment Act, 1873," in respect of any work mentioned in the said Schedule (2), every sum of money so deposited.

9 All sums advanced and paid by the Colonial Treasurer in respect of any work mentioned in the said Schedule (2) shall be reimbursed to the said Treasurer out of moneys provided by Parliament for that purpose.

As to moneys paid on account of certain works to be repaid to Treasurer.

10 This Act may be cited as "The Local Public Works Vesting Act, 1878."

Short title.

SCHEDULE.

(1.)

Bridge over the Little Swanport River.
 Bridge over the Huon River at Victoria.
 Bridge over the River Mersey at Latrobe.
 Bridge over the South Esk at Aitken's Ford, "Ellerslie Bridge."
 Bridge over the Meander River at Deloraine.
 Bridge over the Black River near Circular Head.
 Bridge over the River Plenty on Road from New Norfolk to Fenton Forest.
 Bridge over the South Esk River at Entally.
 Bridge over the River Ouse at "Ouse."
 Bridge over the River Meander at Westwood.
 Penguin Creek Breakwater.
 Table Cape Breakwater.
 River Don Breakwater.
 Emu Bay Jetty.

(2.)

Bridge at Ravensdale, and Jetty and Causeway at Triabunna.
 Campbell Town Water Supply.
 Bridge over the "Derwent" at New Norfolk.

