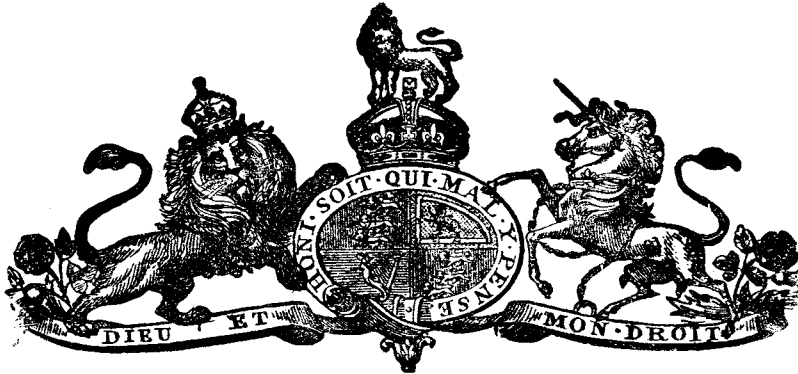


TASMANIA.



1926.

ANNO SEPTIMO DECIMO

GEORGII V. REGIS.

No. 28.

ANALYSIS.

- | | |
|--|--|
| <ul style="list-style-type: none"> 1. Short title. 2. Repeal. 3. Abolition of Board.
Management and control of race
vested in the Minister. 4. Powers of Minister. 5. Financial provisions. 6. Sinking Fund. | <ul style="list-style-type: none"> 7. Amendment of 12 Geo. V. No. 82,
and 13 Geo. V. No. 38. 8. Power to Minister to cause certain
works to be carried out. 9. Power to Treasurer to borrow £3300. 10. Offences. 11. Proceedings. 12. Regulations. |
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AN ACT to provide for the Management and Control of the Mount Cameron Water-race.

A.D.
1926.

[29 November, 1926.]

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 Mount Cameron Water-race Act, 1926." Short title.

2 The Acts enumerated in the First Schedule hereto are hereby repealed. Repeal.

3—(1) The Mount Cameron Water-race Board is hereby abolished as from the commencement of this Act. Abolition of Board.

Mount Cameron Water-race.

A.D. 1926.

Management
and control of
race vested in
the Minister.Powers of
Minister.

(2) The management and control of the Mount Cameron Water-race (hereinafter in this Act called "the race") and all rights and property therein and in the water being or flowing therein shall be vested in the Minister.

4—(1) The Minister may from time to time—

- i. Appoint and employ such and so many officers and workmen on such terms and for such periods as he may think fit for the maintenance, care, and control of the race :
- ii. Assign to any officers of the Department of Mines such duties in respect of the race as he may think fit :
- iii. Enter into contracts for and on behalf of His Majesty for the sale and supply of water from the race to any person and give effect to the same :
- iv. Levy and collect in respect of water supplied as aforesaid such charges as may be prescribed : and
- v. Generally do, execute, and perform all such acts, matters, and things, as may be necessary or desirable for giving effect to the purposes of this Act.

(2) The salaries, wages, and remuneration of all persons appointed or employed in pursuance of Paragraph i. of Subsection (1) hereof shall be charged to and paid out of the account constituted by Section Five hereof, and such persons shall be exempted from the provisions of the

13 Geo.V. No. 25.

Public Service Act, 1923.

Financial
provisions.

5—(1) There shall be kept in the books of the Treasury an account to be called "The Mount Cameron Water-race Suspense Account" (hereinafter referred to as "The Suspense Account").

(2) All moneys received in respect of the sale or supply of water from or by means of the race shall be paid to the credit of the Suspense Account, and shall be applied as hereinafter provided.

(3) The Minister shall in each financial year cause to be placed to the credit of the Suspense Account—

- i. One moiety of all moneys received after the commencement of this Act as rent in respect of any land held for mining purposes under the provisions of the Mining Act, 1917, upon or in respect of which any water from the race is used in each year :
- ii. All penalties recovered in respect of offences against this Act : and
- iii. All moneys appropriated by Parliament for that purpose as hereinafter provided.

7 Geo. V. No. 62.

(4) All costs, charges, and expenses incurred in, or chargeable to, the maintenance, control, and management of the race in each financial year (including all moneys payable in pursuance of Subsection (2) of Section Four hereof but excluding any charge in relation to the provisions of Paragraph ii. of Subsection (1) of that section and in relation to interest on capital moneys) shall be paid out of the Suspense Account.

Mount Cameron Water-race

(5) The Treasurer after the close of each financial year shall cause the Suspense Account to be balanced up to the end of such year, and shall pay all moneys, if any, standing to the credit thereof to the Commissioners of the Public Debts Sinking Fund to be applied as hereinafter provided, and such payment shall be deemed to have been made at the commencement of the financial year in which it is so made.

A.D. 1926.

(6) If in any financial year the moneys placed to the credit of the Suspense Account under Paragraphs i., ii., and iii. of Subsection (3) hereof are insufficient to provide for the payment of the whole of the charges payable under the provisions of Subsection (4) hereof, the deficiency shall be made good out of moneys to be provided by Parliament out of the Consolidated Revenue for that purpose.

6—(1) All moneys received by the Commissioners of the Public Debts Sinking Fund under this Act, or transferred by them under the provisions of Section Seven hereof, together with all moneys now in their hands under or for the purposes of any Act hereby repealed, shall be invested by them in such securities and in such manner as is provided by the the Public Debts Sinking Fund Act, 1881, in respect of moneys in their hands thereunder, until the same are sufficient to redeem the amounts specified in the Second Schedule hereto together with any other loans from time to time authorised by Parliament for and applied to, the purposes of this Act.

(2) When and so soon as the moneys in the hands of the said Commissioners shall be sufficient to redeem all such amounts as afore-said the same shall be paid to the Treasurer and applied by him in redemption thereof.

7—(1) The Loans Act (No. 3), 1921-22, is hereby amended—

- i. By deleting from the table at the foot of Subsection (1) of Section Five thereof the figures “3 154 7700” in the first, second, and third columns thereof respectively: and
- ii. By deleting the figures “7349 456,358 19 2” at the foot of the second and third columns of the said table respectively, and substituting therefor respectively the figures “7195 448,658 19 2.”

Amendment of
12 Geo. V. No.
82 and 13 Geo.
V. No. 38.

(2) The Loans Act (No. 5), 1922-23, is hereby amended—

- i. By deleting from the table at the foot of Subsection (1) of Section Four thereof the figures “2 10 1000 0 0” in the first, second, and third columns thereof respectively:
- ii. By deleting from the said table the figures “63 6260 0 0” in the second and third columns thereof respectively (being Item 10 in such table), and substituting therefor respectively the figures “58 5760 0 0”: and
- iii. By deleting the figures “2720 219,909 6 2” at the foot of the said second and third columns, and substituting therefor respectively the figures “2705 218,409 6 2.”

Mount Cameron Water-race.

A.D. 1926.

(3) Every such amendment shall take effect on and from the first day of July, one thousand nine hundred and twenty seven.

(4) All moneys received up to the thirtieth day of June, one thousand nine hundred and twenty seven, by the Commissioners of the Public Debts Sinking Fund for the purpose of redeeming the amounts of—

- i. Seven thousand seven hundred Pounds specified in paragraph i. of Subsection (1) hereof : and
- ii. One thousand Pounds specified in Paragraph i. of Subsection (2) hereof—

together with all interest thereon, shall be transferred and added by them to, and form part of, the moneys in their hands for the purposes of Section Six hereof, and such transfer shall be deemed to have been made at the first day of July in the said year.

Power to Minister to cause certain works to be carried out.

8—(1) It shall be lawful for the Minister to cause to be constructed and carried out in respect of the race the works and undertakings specified in the Third Schedule hereto at a cost in each case not exceeding the amount set opposite each item in such schedule.

44 Vict. No. 32.

(2) All such works and undertakings shall be executed and carried out under the direction of the Minister for Lands and Works in accordance with the provisions of the Public Works Construction Act, 1880.

3) The cost of such works and undertakings shall be defrayed out of moneys to be provided by Parliament for that purpose.

Power to Treasurer to borrow £3300.

9 It shall lawful for the Treasurer to borrow, raise, and receive, a total sum not exceeding Three thousand three hundred Pounds for the purposes of this Act.

Offences.

10 No person shall—

- i. Wilfully destroy, injure, remove, or tamper with any dam, sluice-gate, gauge-box, fluming, siphon, or other apparatus, made, constructed, or used in, or in connection with, the race :
- ii. Wilfully do any act or thing whereby the safety of the race, or any work connected or used therewith, may be endangered : or
- iii. Do any unauthorised act or thing whereby the proper supply or flow of water in or to the race may be reduced.

Penalty : Fifty Pounds.

Proceedings.

10 Geo. V. No. 55.

11 All proceedings in respect of offences against this Act shall be taken, heard, and determined, and all penalties enforced and recovered, in accordance with the provisions of the Justices' Procedure Act, 1919.

Regulations.

12 The Governor, from time to time, may make regulations prescribing all matters and things which he may consider necessary or desirable for giving effect to the purposes of this Act.

Mount Cameron Water-race.

A.D. 1926.

FIRST SCHEDULE.

ACTS REPEALED.

Regnal Year and Number.	Title of Act.
51 Vict. No. 28	The Mount Cameron Water-race Act, 1887
52 Vict. No. 23	The Mount Cameron Water-race Amendment Act, 1888
54 Vict. No. 5	The Mount Came-on Water-race Amendment Act, 1890
57 Vict. No. 20	An Act to further amend the Mount Cameron Water-race Act, 1893
6 Ed. VII. No. 13	The Mount Cameron Water-race Amendment Act, 1906
1 Geo. V. No. 6	The Mount Cameron Water-race Amendment Act, 1910
1 Geo. V. No. 40	The Mount Cameron Water-race Amendment Act (No. 2), 1910
13 Geo. V. No. 11	The Mount Cameron Water-race Act, 1922

SECOND SCHEDULE.

MONEYS TO BE REDEEMED UNDER SECTION SIX.

Authorising and Raising Acts.	Amounts Raised.	Reappropriating Acts.	Amounts.	Amounts Redeemable.
	£		£ s. d.	£ s. d.
53 Vict. No. 54 } 55 Vict. No. 82 }	6000	...	...	6000 0 0
54 Vict. No. 18 } 55 Vict. No. 82 }	4700	...	...	4700 0 0
56 Vict. No. 41 } 58 Vict. No. 40 }	1000	62 Vict. No. 59	5 0 0	995 0 0
57 Vict. No. 31	300	...	...	300 0 0
59 Vict. No. 8	300	62 Vict. No. 59	9 17 7	290 2 5
60 Vict. No. 45	1500	1 Ed. VII. No. 49	213 1 0	1286 19 0
12 Geo. V. No. 54 } 12 Geo. V. No. 82 }	7700	...	...	7700 0 0
13 Geo. V. No. 11 } 13 Geo. V. No. 38 }	1000	...	...	1000 0 0
13 Geo. V. No. 48 } 13 Geo. V. No. 38 }	500	...	...	500 0 0
				£22,772 1 5

Mount Cameron Water-race.

A.D. 1926.

THIRD SCHEDULE.

WORKS AUTHORISED BY THIS ACT.

Description of Work.	Maximum Cost.
1. Extension of race on western side of Ringarooma River and a further distance of five miles.....	£ 800
2. Construction and laying of siphon and necessary work to carry part of water to eastern side of Ringarooma River	2500