

TASMANIA.

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THE MUNICIPAL HOMES ACT,  
1919.

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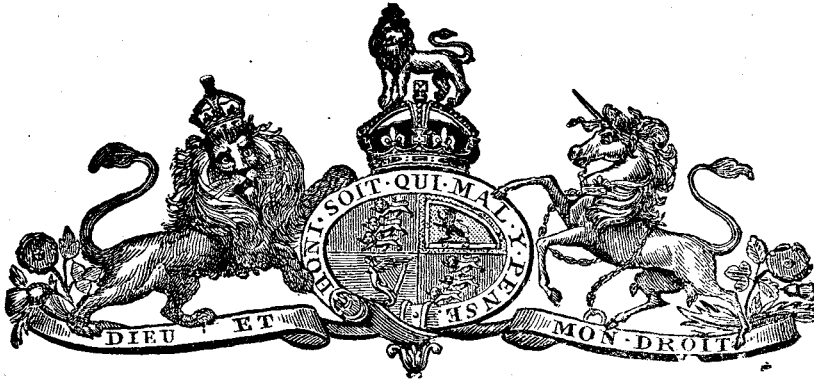
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T A S M A N I A .



1919.

ANNO DECIMO

GEORGII V. REGIS.

No. 54.



AN ACT to empower the Treasurer of the State to make Advances to Municipal Councils to enable them to erect Homes for Persons in Necessitous Circumstances, and for other purposes.

A.D.  
1919.

[24 December, 1919.]

**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 Municipal Homes Act, 1919,” and shall be read and construed with—

Short title and  
incorporation with  
certain Acts.

1. “The Hobart Corporation Act, 1893,” and its amendments in relation to the Hobart City Council: 57 Vict. No. 11.

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58 Vict. No. 30.

6 Ed. VII. No. 31.

Interpretation.

- ii. "The Launceston Corporation Act, 1894," and its Amendments, in relation to the Launceston Municipal Council; and
- iii. "The Local Government Act, 1906," and its amendments in relation to a Municipal Council constituted under such Acts.

**2** In this Act, unless the contrary intention appears—

"Municipal Council" or "Council" means the City Council of the City of Hobart, the Municipal Council of the City of Launceston, and the municipal council of any municipality constituted under the provisions of "The Local Government Act, 1906":

"Municipal Homes" includes lodging-houses, and houses let in flats for different persons and families, as well as separate dwelling-houses for individual persons and families. The expression also includes any land surrounding the house which is let therewith:

"Treasurer" means the Treasurer for the time being of the State of Tasmania.

Power to Governor to advance moneys by way of loan to councils to enable councils to erect homes, &c., for persons in necessitous circumstances.

Conditions.

**3** It shall be lawful for the Governor to advance by way of loan such sum or sums of money as he may think proper to any council upon the security of all its revenues, for the purpose of enabling such council to erect municipal homes for persons in necessitous circumstances, or for any other of the purposes mentioned in Section Nine of this Act, subject to the following terms and conditions:—

- i. That the total amount to be advanced under this Act shall not exceed in the whole Twenty-five thousand Pounds:
- ii. That the interest payable by the municipal council on account of any such advance shall be at the rate of Three Pounds per centum per annum during the first Five years after such advance is made, Four Pounds per centum per annum during the next Five years, and Five Pounds per centum per annum during the balance of the period until the advance is fully repaid:
- iii. That the municipal council shall provide a Sinking Fund of One Pound per centum per annum for the first Five years after the advance is made, and of Two Pounds per centum per annum thereafter, until the whole of the advance has been completely liquidated:
- iv. But before any advance is made an agreement shall be entered into between the Treasurer and the council to which the advance is made to secure due compliance with the provisions of this Act, and also to secure that the moneys advanced shall be expended upon or in respect of municipal homes for persons in necessitous circumstances, and that so long as such advances shall not be repaid, such homes shall be devoted to the purposes aforesaid and to no other purposes.

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- 4** It shall be lawful for any council to borrow upon the security of all its revenues such sum or sums of money as aforesaid for the purposes mentioned or referred to in the immediately preceding section. A.D. 1919.  
Power to council to borrow for purposes mentioned in Section 3.
- 5** Any council on borrowing money under this Act shall charge the interest and sinking fund upon all moneys so borrowed, and all expenses incurred in carrying out the provisions of this Act, to any moneys which they may have to the credit of their General Account, or shall levy such rate or rates as may be required for the same purposes. Council shall charge the interest, &c. to moneys to credit of general account or levy rate.
- 6**—(1) For the purposes of this Act the Treasurer is hereby empowered to borrow or raise by way of loan in Tasmania or elsewhere any sum or sums of money which shall not exceed in the whole the sum of Twenty-five thousand Pounds. Power to Treasurer to borrow or raise not exceeding £25,000 for purposes of Act.
- (2) Any moneys authorised by this Act to be borrowed or raised may be borrowed or raised by the sale of State securities, as defined by and under and subject to the provisions of "The State Securities Act, 1918."
- 7** Pending the raising under the last preceding section of this Act of the moneys hereby authorised to be raised, the Treasurer may, upon the authority of the Governor, from time to time advance to any council such sum or such sums as he thinks fit out of the Consolidated Revenue in aid of the purposes for which the first-mentioned moneys are to be raised; and every such advance shall be repayable at such time and bear interest at such rate as the Treasurer determines. Pending the raising of such moneys Treasurer may advance sums to council out of Consolidated Revenue.
- 8** The provisions of "The Local Public Works Loans Act, 1890" and the amendments thereto shall be applicable in respect of every advance by way of loan under this Act to any council, except in so far as such provisions may be inconsistent with the provisions of this Act. Provisions of 54 Vict. No. 30 to apply except where inconsistent with this Act.
- 9**—(1) The powers conferred upon a council by any Act to purchase, acquire, and take land for any of the purposes of such Act, whether in the mode prescribed by "The Lands Clauses Act" or otherwise, may be exercised by such council for or in respect of, and shall extend to, any of the purposes of or matters authorised by this section. Power of a council to acquire land to extend to purposes of this section.
- (2) A council may appropriate or set apart any land heretofore or hereafter acquired by the corporate body of such council, to be used for the purposes of this section, but this power shall not extend to any park lands or recreation grounds. Council's land may be set apart for municipal homes.
- (3) A council may, on any land purchased, acquired, or appropriated by it for the purpose, either within its city or adjacent thereto, or within its municipality, as the case may be, erect for occupation by any persons considered by the council to be in necessitous circumstances who are employed or resident in the city or municipality, as the case may be, any buildings suitable for municipal homes, or may purchase or otherwise acquire any buildings with or without lands for such purpose, Council may erect or purchase municipal homes.

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- A.D. 1919. — and may convert any buildings into municipal homes, and may alter, enlarge, repair, and improve the same respectively, and fit up, furnish, and supply the same or any of them respectively with all requisite furniture, fittings, and conveniences.
- Bylaws. (4) The council may make by-laws in reference to the letting of municipal homes.
- Management. (5) The council shall manage and control every municipal home that it so fits up, furnishes, and supplies, as aforesaid.
- Charges. (6) The Council may make reasonable charges for the tenancy or occupation of the municipal homes provided under this section.
- Provision for management. (7) It shall be obligatory on every council that establishes any municipal home as a lodging-house to make by by-laws sufficient provision for the management and control thereof by the council and for the observance of proper conduct therein.
- Exemption from land tax. (8) Land tax shall not be levied under "The Land and Income Taxation Act, 1910," in respect of municipal homes provided under this Act.
- 1 Geo V. No. 47.