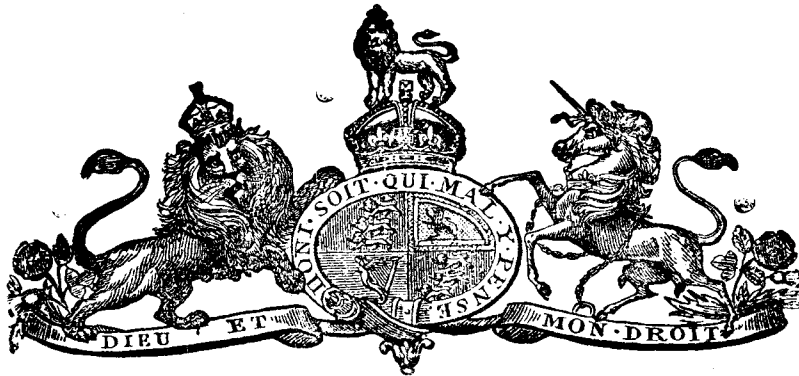


T A S M A N I A .



1916.

ANNO SEPTIMO

GEORGII V. REGIS.

No. 26.

ANALYSIS

- | | |
|---------------------------------------|---|
| 1. Short title. | 7. Power for Governor to lend £3070. |
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AN ACT to authorise the Loan of Three thousand and seventy Pounds to the Warden, Councillors, and Electors of the Municipality of New Town, in accordance with the provisions of "The Local Public Works Loans Act, 1890," and for other purposes. A.D. 1916.

[23 December, 1916.]

WHEREAS it is desirable that the Municipal Council of New Town should be authorised to borrow certain sums of money amounting in the whole to Three thousand and seventy Pounds, for the purposes mentioned in the schedules to this Act:

Preamble.
Cf. 3 Geo. V
No. 25 and
4 Geo. V. No. 33.

New Town Municipality Loan.

- A.D. 1916. — 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 New Town Municipality Loan Act, 1916."
- Interpretation. **2** In this Act—
 "The Corporation" means the Warden, councillors, and electors of the Municipality of New Town:
 "The Council" means the Council of the said Municipality:
 "The Loans Act" means "The Local Public Works Loans Act, 1890," and any amendments thereof.
- 54 Vict. No. 30. **3** It shall be lawful for the Council, on behalf of the Corporation, to borrow under the provisions of "The Loans Act," upon the security of all its revenues, any sum or sums of money, not exceeding in the whole Three thousand and seventy Pounds, for the purpose of defraying the costs and expenses of or connected with the execution of the works and purposes mentioned in the Schedules (1) and (2) to this Act.
- Power for Council to borrow £3070. **4** The Council shall not proceed in the matter of borrowing any sum of money under the authority of this Act for the purpose mentioned in Schedule (2) hereof, until after a poll has been taken of the electors of the Municipality of New Town for the purpose of ascertaining whether the Council shall proceed in the matter of borrowing such money. If at the taking of such poll a majority of the votes then recorded shall not be in favor of the proposed loan, the Council shall not proceed to borrow any such money: Provided that, in the event of there not being a majority of the votes recorded at such poll in favor of the proposed loan, the Council may at any time after the expiration of Twelve months cause another poll of the electors to be taken, and so on at further intervals of not less than Twelve months, until the completion of Four years from the date of this Act, and if at any such subsequent poll the necessary number of votes is obtained, the Council may proceed to borrow such money.
- Poll to be taken. Cf. 4 Ed. VII. No. 36. **5** Every poll of electors taken under the provisions of this Act shall be taken in the same manner as a poll taken under "The Local Government Act, 1906," for the election of councillors; and every elector shall be entitled to the same number of votes as the number which he is entitled to use in such election; and the ballot-papers to be used in such poll shall be in the form set forth in Schedule (3) to this Act.
- Method of taking poll. **6** Before the taking of any such poll an advertisement of such poll shall be inserted not less than Three times in a daily newspaper circulating in the municipality, stating the time and place of the poll, and the purpose for which it is proposed to borrow the money.
- Notice of poll.

New Town Municipality Loan.

7 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 Three thousand and seventy Pounds, as a loan to the Corporation upon the security of all its revenues, for the purpose of defraying the costs and expenses mentioned in Section Three of this Act, and any such sum shall be defrayed out of moneys to be provided by Parliament for that purpose.

A.D. 1916.
—
Power for
Governor to lend
£3070.

Provided that it shall not be necessary to lay before either House of Parliament plans and specifications of any such proposed works, nor a report of the Engineer-in-Chief thereon as provided in Section Two of "The Loans Act;" but before any part or parts of the said loan shall be advanced to the Council for any of the purposes mentioned in Schedule (1) hereto, the Engineer-in-Chief shall certify by a report in writing that he is satisfied with the manner in which the Council proposes to spend the money, and that the work proposed to be effected with such money can in his opinion be completed for the amount proposed to be borrowed therefor, and such report shall be submitted to and be subject to the approval of the Governor. No part of the said loan shall be advanced to the Council for the purpose mentioned in Schedule (2) hereto until the Warden of New Town shall have certified in writing to the Treasurer of the State that a poll has been held as provided in this Act, and has resulted in a majority of votes in favour of the loan.

8 In case any of the works mentioned in Schedule (1) hereof are completed for less than the sums thereby provided, the balance may be applied by the Council to carry out any purpose having the approval of the Engineer-in-Chief, and the sanction of the State Treasurer, which may be authorised by special resolution of the Council passed in accordance with the provisions of "The Local Government Act, 1906."

How surplus
moneys to be
applied.

9 So far as relates to the item of £200 in Schedule (1), and to the item of £870 in Schedule (2), or either of them, the provisions of Section Two of "The Local Public Works Loans Amendment Act, 1904," as amended by "The Local Public Works Loans Amendment Act, 1916," shall be read and construed as if the maximum rate of interest prescribed thereby were omitted, and the words "Two Pounds" were substituted for the words "One Pound" mentioned in Paragraph II. of Section Two aforesaid.

Increased sinking
fund as to part of
loan.

4 Edw. VII.
No. 23.
6 Geo V. No. 64.

The net profits in respect of the revenue derived from the Suburban Sports Ground (if acquired by the Corporation) shall be paid annually by the Council to the Treasurer of the State for the purpose of augmenting any sinking fund under the Loans Act formed to liquidate the loan authorised in respect of the said ground, and the Treasurer upon receiving any such sum shall credit the same in the books of the Treasury to such sinking fund, and any sum so credited shall thenceforth form part of that sinking fund, and bear interest accordingly.

The said expression "net profits" means the annual revenue derived by the Council from the said ground, less any expenditure by the Council

New Town Municipality Loan.

A.D. 1916.

in respect of the maintenance and upkeep of and improvements to the ground, and less any other expenses (including payment of interest) incurred by the Council and properly charged against such revenue.

Auvergne
Avenue.
Cf., 1 Geo. V.
No. 61.

10 In its application to Auvergne Avenue in the Municipality of New Town, Section 168 of "The Police Act, 1905," shall be read and construed as if the word "Thirty-three" were substituted for the word "Fifty" in line Two.

SCHEDULES.

(1)

Main Road Widening	£ 2000
Concrete Channel in Jutland Creek	£ 200

(2)

Acquisition of Leases of the Suburban Sports Ground	£ 870
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(3)

SUBURBAN SPORTS GROUND LOAN—£870.

BALLOT PAPER.

For Against

If you are in favour of the proposed Loan you will place a cross thus × opposite the word "For."

If you are opposed to the proposed Loan you will place a cross thus × opposite the word "Against."