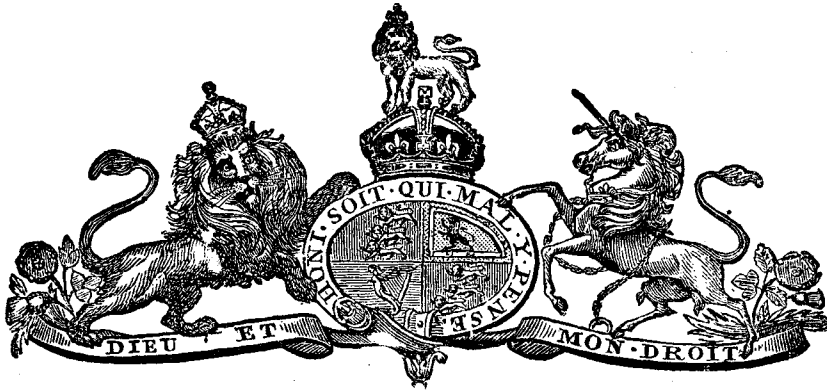


T A S M A N I A



1917.

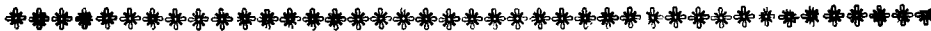
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GEORGII V. REGIS.

No. 53.

ANALYSIS.

1. Short title and incorporation.
2. Interpretation.
3. Minister may construct road and expend £2000 thereon.
4. Provisions of 45 Vict. No. 31 to be applicable.
5. Acreage tax to be levied and paid to Commissioner in respect of all lots shown in subdivision plan.
6. By whom acreage tax to be paid, &c.
7. Date at which ownership determined.
8. Special application of Part VII. of Taxation Act in respect of acreage tax.
9. Acreage Tax to be paid into separate Trust Fund.
10. Municipal Council to maintain road after £2000 has been expended.



AN ACT to empower the Minister of Lands and Works to Construct a Public Road from the Main Road from Bellerive to Sorell through the Pittwater Estate to the Seven-mile Beach on Frederick Henry Bay, at a cost not exceeding Two thousand Pounds, to provide for the Repayment to the State of such Cost, with Interest, by Instalments, and for other purposes. [22 December, 1917.]

A.D. 1917.

WHEREAS the area of land described in the schedule to the following enactment (being part of the Pittwater Estate) has been subdivided for sale and certain lots have been sold, and the Minister of

PREAMBLE.

*Pittwater Estate Road.*

A.D. 1917.

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Lands and Works has been requested to construct a public road commencing from the main-road from Bellerive to Sorell, and extending through the Pittwater Estate to the Seven-mile Beach on Frederick Henry Bay, and the said Minister, with the approval of Parliament, has consented to expend a sum not exceeding Two thousand Pounds in or towards the construction of such road conditionally upon the repayment of such cost of construction, and the interest thereon being secured in manner hereinafter appearing :

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 and incorporation.

**1**—(1) This Act may be cited as “ The Pittwater Estate Road Act, 1917,” and shall (subject to the provisions of this Act) be read and construed with the provisions relating to the land tax contained in “ The Land and Income Taxation Act, 1910,” (hereinafter called “ the Taxation Act”), except such of the lastmentioned provisions as the Commissioner (as defined by this Act) determines are inapplicable.

(2) This Act shall come into operation on a date to be proclaimed by the Governor after the several owners of land within the area described in the schedule hereto, and all other persons interested in such land, shall, by writing under their respective hands, have consented to the tax to be imposed under this Act to the satisfaction of the Crown Solicitor.

Interpretation.

**2** In this Act, unless the context otherwise indicates—

“ Area ” means the area of land described in the schedule hereto.

“ Commissioner ” has the meaning assigned thereto by the Taxation Act :

“ The Road ” means the road authorised to be constructed under this Act, commencing from the main road from Bellerive to Sorell, and extending as determined by the Engineer-in-Chief to the Seven-mile Beach on Frederick Henry Bay :

“ Minister ” means the Minister of Lands and Works for the time being, and includes any person appointed by him or acting under his orders :

“ Owner ” has the meaning assigned thereto by the Taxation Act, and ownership shall be determined as provided by that Act.

Minister may construct road and expend £2000 thereon.

**3**—(1) It shall be lawful for the Minister to construct the road and to expend in or towards such construction a sum not exceeding Two thousand Pounds.

(2) Such cost shall be defrayed out of moneys to be provided by Parliament for that purpose.

Provisions of 45 Vict. No. 31 to be applicable.

**4** All the provisions of “ The Branch Roads Construction Act, 1881,” shall extend and apply to and in respect of the construction of the road as fully in all respects as if the said provisions had been incorporated in this Act.

*Pittwater Estate Road.*

**5** The Minister shall by writing under his hand notify the Commissioner when the said sum of Two thousand Pounds shall have been expended in or towards the construction of the road, and thereafter there shall be levied and paid to the Commissioner for such year ending the Thirty-first day of December following the receipt of such notice as the Commissioner specifies, and thenceforth for every succeeding year ending the Thirty-first day of December, for the use of His Majesty, and in the manner hereinafter directed, a tax (hereinafter called "The Acreage Tax") at the rate of Two Shillings and Tenpence for every acre of the total acreage of all the lots of land shown in the subdivision plan in the schedule hereto (such total acreage being computed at One thousand one hundred and fifty-eight acres), hereinafter called "the subdivided land,"

A.D. 1917.

Acreage tax to be levied and paid to Commissioner in respect of all lots shown in subdivision plan.

**6** The acreage tax—

- i. Shall be paid by every owner of any part of the subdivided land in respect of the total acreage of all such land of which he is the owner : and
- ii. Shall be demanded, collected, levied, paid, and recovered with, and at the same time and in the same manner as, the land tax.

By whom acreage tax to be paid, &c.

**7** The acreage tax shall be charged on every part of the subdivided land as owned at noon on the Thirty-first day of March in the year for which the tax is levied, and the provisions of Section Eighteen of the Taxation Act applicable in respect of land tax shall apply equally in respect of the acreage tax.

Date at which ownership determined.

**8** Without limiting the application of any other provisions of the Taxation Act, it is hereby expressly enacted that all the provisions of Part VII. of the Taxation Act, excepting Sections Ninety-seven and One hundred and fourteen, shall apply in respect of the Acreage Tax as fully in all respects as if such tax were the Land Tax, and the words "Acreage Tax" were inserted throughout that Part after the words "Land Tax" or "tax" wherever occurring.

Special application of Part VII. of Taxation Act in respect of Acreage Tax.

**9** Acreage tax and every sum imposed or incurred by way of fine in addition to such tax, shall, from time to time on receipt thereof by him, be paid by the Commissioner into a Separate Trust Fund to be kept in the books of the Treasury.

Acreage Tax to be paid into separate Trust Fund.

**10** It shall be the duty of the municipal council of the municipality in which the road is situated, to maintain the road after the Engineer-in-Chief by notice published in the "Gazette" and given to such council, certifies that the said sum of Two thousand Pounds has been expended in or towards the construction of the road.

Municipal Council to maintain road after £2000 has been expended.

*Pittwater Estate Road.*

A.D. 1917.

## SCHEDULE.

All that piece of land situate in the Parish of Cambridge County of Monmouth in Tasmania containing by estimation 1400 acres or thereabouts and bounded on the north-west by a straight line of 9 chains 32 links or thereabouts commencing at the point on the high-water mark on Pittwater where the north-western boundary of a grant of 1540 acres to R. Lewis intersects the said high-water mark and extending south-westerly along portion of 1200 acres of land located to Anthony Williams on or towards the north by a straight line of 3 chains 53  $\frac{2}{10}$  links or thereabouts extending westerly along the last-mentioned land again on the north-west by a straight line of 1 chain 95  $\frac{9}{10}$  links or thereabouts extending south-westerly along the lastmentioned land again on the north-west by a straight line of 4 chains 40  $\frac{8}{10}$  links or thereabouts extending south-westerly along the lastmentioned land again on the north-west by a line of 13 chains 54  $\frac{7}{10}$  links or thereabouts extending south-westerly in two bearings along the lastmentioned land again on the north-west by a line of 11 chains 47  $\frac{2}{10}$  links or thereabouts extending south-westerly along the lastmentioned land crossing a pond again on the north-west by a straight line of 18 chains 80  $\frac{4}{10}$  links or thereabouts extending south-westerly along the lastmentioned land again on the north-west by a line of 67 chains 52  $\frac{4}{10}$  links or thereabouts extending south-westerly in seven bearings along the lastmentioned land again on the north-west by a straight line of 23 chains 50  $\frac{6}{10}$  links or thereabouts extending south-westerly along the lastmentioned land again on the north-west by a straight line of 6 chains 37  $\frac{4}{10}$  links or thereabouts extending south-westerly along the lastmentioned land and thence again on the north-west by a line of 45 chains 91  $\frac{9}{10}$  links or thereabouts extending south-westerly also along the lastmentioned land to land owned or occupied by Lyndhurst Falkiner Giblin which also forms portion of the said 1200 acres of land located to Anthony Williams thence on the south-west by a straight line of 5 chains 55  $\frac{6}{10}$  links or thereabouts extending south-easterly along the lastmentioned land to a Public Works road again on the south-west by a straight line of 68  $\frac{8}{10}$  links or thereabouts extending south-easterly along that road again on the south-west by a line of 60 chains 3 links or thereabouts extending south-easterly in two bearings along that road thence on the south-east by a line of 180 chains 95  $\frac{1}{10}$  links or thereabouts extending in a general north-easterly direction in four bearings on the north-east by a line in two bearings extending north-westerly to the high-water mark on Pittwater and thence on or towards the north by that high-water mark extending in a westerly direction to the point of commencement as the same is shown by the plan drawn hereon excepting thereout the roads 50 feet wide and 66 feet wide respectively shown on the said plan.

