

HOMES.

No. 28 of 1951.

AN ACT to amend the *Homes Act 1935*. [18 May, 1951.]

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—(1) This Act may be cited as the *Homes Act 1951*.

Short title
and citation.

(2) The *Homes Act 1935** is in this Act referred to as the Principal Act.

2 Subsection (6) of section seventeen of the Principal Act is amended—

Sale of
dwelling-
houses.

(a) by inserting after the words “at any time” the words “(not within seven years next after the sale)”; and

(b) by inserting at the end thereof the words “before the expiration of seven years from the sale and before payment of all monies due; but the Board may, nevertheless, at any time give the purchaser a transfer of the land upon payment of not less than one-fifth of the purchase money and upon securing the balance, if any, of purchase money and interest as aforesaid.”

3 Section thirty-one of the Principal Act is repealed and the following section substituted therefor:—

“31—(1) As between the Board and the purchaser or borrower with respect to the land or land and dwelling-house forming the subject of a contract of sale, mortgage, or other security, the following condition shall be imposed, so long as any money due to the Board under the contract of sale, mortgage, or other security remains unpaid, namely—

Disposal
without
consent of
Board pro-
hibited so long
as money
owing to
Board.

1. The land or land and dwelling-house, as the case may be, shall not be sold, let, sublet, mortgaged or otherwise charged or disposed of by the purchaser or borrower without the consent in writing of the Board: and

* 26 Geo. V. No. 98. For this Act, as amended to 1936, see Reprint of Statutes, Vol. VI., p. 661. Subsequently amended by 2 Geo. VI. No. 51, 4 & 5 Geo. VI. No. 82, 5 Geo. VI. No. 44, 6 Geo. VI. No. 66, 7 Geo. VI. No. 81, 7 & 8 Geo. VI. No. 89, 9 & 10 Geo. VI. Nos. 32 and 52, No. 20 of 1948, No. 33 of 1949, and No. 87 of 1950.

- II. Every sale, lease, sublease, mortgage, charge, or agreement entered into or made in contravention of the provisions of this section shall be void and of no effect.

(2) If the purchaser or borrower sells, lets, sublets, mortgages or otherwise charges or disposes of the land or land and dwelling-house, or any part thereof, in contravention of the provisions of this section, the Board may—

- I. In the case of a purchaser, cancel the contract of sale, and, in its discretion, forfeit the instalments previously paid by the purchaser: and
- II. In the case of a borrower, sell the estate and interest of the borrower in the land or land and dwelling-house.”.

PUBLIC WORKS EXECUTION.

No. 29 of 1951.

AN ACT to provide for the execution and carrying out of certain Public Works and Purposes, and to authorise the borrowing of certain sums of money for meeting the cost of those Works and Purposes and for the purposes of the *Transport Act 1938*.
[18 May, 1951.]

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:—

Short title.

1 This Act may be cited as the *Public Works Execution Act 1951*.