

T A S M A N I A.



1946.

ANNO NONO ET DECIMO
GEORGII VI. REGIS.

No. 58.

ANALYSIS.

1. Short title.
2. Interpretation.
3. Power to enter into agreements.
4. Power to carry out agreements.
5. Acquisition of land for new industries.
6. Disposal of land acquired for new industry.
7. Financial provision.
8. Limitation of operation of Act.

AN ACT to facilitate the Establishment of new Industries in this State, and to authorise the Minister to enter into Agreements in connection therewith.
[29 March, 1946.]

A.D.
1946

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 *Industries Establishment Act* 1946. Short title.

6d.]

Industries Establishment.

A.D. 1946.

Interpre-
tation.**2** In this Act, unless the contrary intention appears—

“new industry” means any industry which is proposed to be established in this State and includes any extension of an existing industry.

Power to
enter into
agreements.

3—(1) The Minister may, on behalf of the State, and on the recommendation of the Director of Industrial Development, enter into agreements relating to the establishment in the State of new industries.

(2) Any such agreement may be made with the Commonwealth, or any authority of the Commonwealth, or any other person, or with both the Commonwealth or such authority and any other person.

Power to
carry out
agreements.

4 For the purpose of carrying out any such agreement the Minister may—

(a) acquire and dispose of land as provided by this Act;

(b) make grants or loans of money; and

(c) enter into any other transaction or do any other act, matter, or thing.

Provided that this section shall not authorise the Minister to enter into an agreement with any person providing for the disposal of any of the natural resources of the State otherwise than in accordance with the law relating thereto.

Acquisition of
land for new
industries.

5—(1) The Governor may, by order-in-council, authorise the Minister to purchase, acquire, or take any land, in accordance with the provisions of the *Lands Resumption Act 1910**, for the purpose of a new industry, and that purpose shall be deemed to be a public purpose within the meaning of that Act, and the authorisation shall be deemed to be an authority to the Minister under that Act: Provided that land so acquired shall not be deemed to be land acquired for the purposes of a public utility as defined by section thirty-five A of that Act.

(2) This section shall not authorise the acquisition of any land which is in an area in which the establishment of the industry for which the land is to be acquired is prohibited by any Act, or which at the date of the commencement of this Act, is owned by a person who intends to use the same for the purpose of erecting thereon any buildings, plant, or equipment required for or in connection with the extension of a business or industry carried on by him at that date, or for or in connection with any business or industry incidental or subsidiary to any business or industry so carried on by him.

*1 G o. V. No. 11. For this Act, as amended to 1936, see Reprint of Statutes, Vol. VI., p. 5. Subsequently amended by 4 Geo. VI. No. 11 and 8 Geo. VI. No. 12.

Industries Establishment.

6—(1) Any land acquired under the provisions of section five may be disposed of to the owner of the new industry in the following manner:—

A.D. 1946.
Disposal of
land acquired
for new
industry.

- (a) the Commissioner of Crown Lands may grant a lease of the land for such term, not exceeding ninety-nine years, as he thinks fit, and containing such terms and conditions as he thinks necessary; or
- (b) the land may be sold by the Minister, by private contract, at such price as the Governor approves, and, upon payment of the purchase-money, the Governor may, in the name and on behalf of His Majesty, convey and alienate the land in accordance with the provisions of the *Crown Lands Act 1935**.

(2) Any land which is leased to any person in accordance with paragraph (a) of subsection (1) may be sold subsequently to that person or his assigns in accordance with paragraph (b) of that subsection.

7—(1) Any moneys required for the purposes of this Act shall be paid out of the consolidated revenue, which to the necessary extent is hereby appropriated accordingly.

Financial
provision.

(2) No moneys shall be expended under the authority of this section except on the recommendation of the Director of Industrial Development.

(3) The total expenditure authorised by this section shall not exceed £20,000.

8 This Act will expire on the thirtieth day of June, 1949.

Limitation
of operation
of Act.

* 26 Geo. V. No. 35. For this Act, as amended to 1936, see Reprint of Statutes, Vol. IV., p. 1000. Subsequently amended by 3 Geo. VI. No. 5, 4 Geo. VI. No. 47, 7 Geo. VI. No. 57, and 9 Geo. VI. No. 22.

