

(2) The *Closer Settlement Act 1929*, as subsequently amended, is in this Act referred to as the Principal Act.

**2** Section sixty-five of the Principal Act is amended by omitting paragraph I. and substituting therefor the following paragraph:—

Accounts and reports.

“I. Separate statements, certified as correct by the Auditor-General, in respect of the Closer Settlement Act Account and of the Closer Settlement Act (Soldiers’) Account, respectively, comprising a profit and loss account in respect of the financial year then closed, and a balance-sheet.”.

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## PORT HUON WHARF.

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No. 54 of 1952.

### AN ACT to amend the *Port Huon Wharf Act 1947*. [19 November, 1952.]

**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 *Port Huon Wharf Act 1952*.

Short title and citation.

(2) The *Port Huon Wharf Act 1947*, as subsequently amended, is in this Act referred to as the Principal Act.

**2** Section two of the Principal Act is amended by inserting after the definition of “Board” the following definition:—

Interpretation.

“‘committee’ means the advisory committee constituted under section seven;”.

**3** Section four of the Principal Act is amended by inserting in subsection (1), after the word “may” (second occurring), the words “, on the recommendation of the committee,”.

Power to borrow.

**4** Section six of the Principal Act is amended—

Revenue and expenditure in connection with wharf to be separately recorded

(a) by inserting therein, after the word “wharf” (wherever occurring), the words “and the use of the port where the wharf is situated”; and

(b) by omitting therefrom the word “depreciation” and inserting therein, after the word “maintenance”, the words “sinking fund payments,”.

**5** Sections seven, eight, and nine of the Principal Act are repealed and the following sections are substituted therefor:—

Advisory  
Committee.

“7.—(1) There shall be an advisory committee appointed by the Governor, consisting of—

- (a) the Under-Treasurer;
- (b) the Director of Public Works; and
- (c) the Master Warden or some other person appointed by the Minister on the nomination of the Board.

(2) The committee shall have such powers and functions, and shall perform such duties as are conferred or imposed on it by this Act.

(3) The Under-Treasurer shall be the chairman of the committee, and, subject to subsection (4) of this section, the committee may regulate its own procedure.

(4) The Chairman shall convene a meeting of the committee on the request of any one member of the committee, and the day fixed for holding a meeting so convened shall be not more than fourteen days after the request is made.

Basis on  
which  
wharfage  
rates, &c.,  
shall be fixed.

“8.—(1) The tonnage rates, wharfage rates, and other fees and charges fixed or imposed by the Board pursuant to the Principal Act in relation to the use of the wharf and its facilities and the use of the port where the wharf is situated, shall, notwithstanding anything in that Act, be fixed or imposed in accordance with such rates or scales as the Treasurer, on the recommendation of the committee, may direct by notice in writing to the Board.

(2) In making any recommendation to the Treasurer under this section, the committee shall have regard to—

- (a) the revenue actually received by the Board in connection with the wharf during the preceding financial year and the revenue likely to be received by the Board in connection therewith during the financial year during which the recommendation is made; and
- (b) the expenditure reasonably and necessarily incurred by the Board in or in connection with the provision, upkeep, and management, of the wharf during the preceding financial year and the expenditure likely to be incurred by the Board in or in connection therewith during the financial year during which the recommendation is made.

Losses on the  
operation of  
the wharf.

“9.—(1) Where—

- (a) the account kept by the Board in accordance with section six shows a debit balance, as at the close of any financial year; and
- (b) the committee certifies to the Treasurer that the amount debited to that account by the Board during that financial year in respect of working expenses, interest, maintenance, sinking fund

payments, and other charges in connection with the wharf represent expenditure reasonably and necessarily incurred by the Board in connection with the wharf,

the committee shall certify to the Treasurer and the Treasurer shall pay to the Board to the credit of that account the amount of the debit balance.

(2) Where the account kept by the Board in accordance with section six shows a debit balance at the close of any financial year, but the committee considers that any amount debited to that account during that financial year should not have been debited thereto, or did not represent expenditure reasonably and necessarily incurred by the Board in connection with the wharf and the port, the Treasurer shall, on the recommendation of the committee, pay to the Board to the credit of that account such part of the debit balance as the committee may consider reasonable in the circumstances and may recommend to the Treasurer.

(3) All amounts paid to the Board by the Treasurer pursuant to this section shall be paid out of the Consolidated Revenue which, to the necessary extent, is hereby appropriated accordingly.

"10. If the account kept by the Board in accordance with section six shows a credit balance as at the close of any financial year the amount of the credit balance shall be carried forward to the next financial year." Profits on the operation of the wharf.

6 The title of the Principal Act is amended by omitting therefrom the words "rebates on wharf rates in respect of the shipment of freight from", and substituting therefor the words "assistance to the Board in respect of losses incurred in the operation of". Title.

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## STAMP DUTIES.

No. 55 of 1952.

AN ACT to amend the *Stamp Duties Act 1931*.  
[19 November, 1952.]

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 *Stamp Duties Act 1952*. Short title, citation and commencement.

(2) The *Stamp Duties Act 1931*, as subsequently amended, is in this Act referred to as the Principal Act.