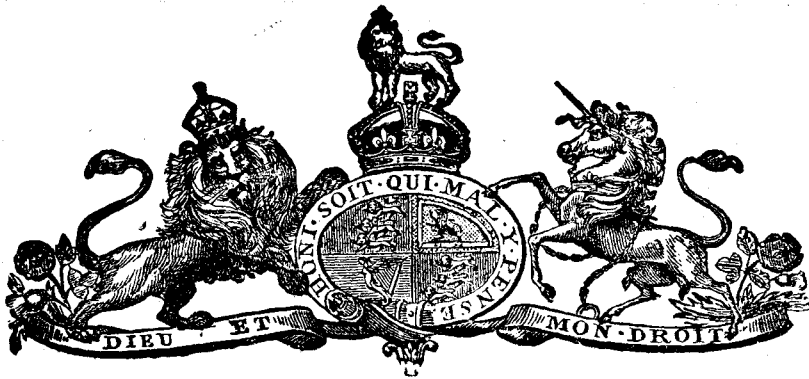


TASMANIA.



1912.

ANNO TERTIO

GEORGII V. REGIS.

No. 11.

ANALYSIS.

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| <ul style="list-style-type: none"> 1. Short title. 2. Interpretation. 3. Council may borrow. 4. Loan may be granted. 5. Poll to be taken.
Subsequent poll can be taken after
Three months. 6. Scale of voting ; method of taking poll. 7. Notice of poll. | <ul style="list-style-type: none"> 8. Rating.
Minimum rate of £1 per annum to be
paid for houses or dwellings, and
10s. for land or other ratable
property, within the town of
Devonport.
Provides for One-fourth part only in
certain cases. 9. Citation of Devonport Water Acts. |
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A.D.
1912.

AN ACT to further amend "The Formby Water Act, 1889," and to authorise a further Loan of Two thousand five hundred Pounds to the Council of the Municipality of Devonport. [6 December, 1912.]

WHEREAS it is desirable to further amend "The Formby Water Act, 1889" : PREAMBLE.

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 :—

1 This Act may be cited for all purposes as "The Formby Water Amendment Act, 1912."

4d.]

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Interpretation.

2 In this Act—

“ Council ” means the Warden, councillors, and electors of the Municipality of Devonport :

“ Elector ” means and includes every person, whether male or female, of or above the age of Twenty-one years, whose name is on the assessment roll as the owner or occupier of any property situate within the town of Devonport :

“ The said Act ” means “ The Formby Water Act, 1889.

Council may borrow.

3 Notwithstanding anything to the contrary contained in the said Act, or any amendment thereof, it shall be lawful for the Council to borrow any sum or sums of money, not exceeding in the whole Two thousand five hundred Pounds, for the purpose of carrying out the objects of the said Act and its amendments.

Loan may be granted.

4 It shall be lawful for the Governor in Council to grant, in accordance with the provisions of “ The Local Public Works Loans Act, 1890,” subject to the provisions of this Act, any sum or sums of money, not exceeding the sum of Two thousand five hundred Pounds, as an additional loan to the said Council, for the purpose of carrying out the objects of the said Act and its amendments ; and such sum or sums shall be defrayed out of moneys to be provided by Parliament for the purpose : Provided that it shall not be necessary to lay before either House of Parliament plans and specifications of the proposed works, nor a report of the Engineer-in-Chief thereon as provided in Section Two of “ The Local Public Works Loans Act, 1890 ” : Provided that before any of the said sum of Two thousand five hundred Pounds shall be advanced to the Council the Engineer-in-Chief shall have certified 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.

Poll to be taken.

5 The Council shall not proceed in the matter of borrowing any sum of money under the authority of this Act until and after a poll has been taken of the electors for the purpose of ascertaining whether the Council may borrow such sum. If at the taking of such poll a majority of the votes then recorded shall be in favour of the Council borrowing any sum of money under this Act, the Council may borrow such money : Provided that if at any such poll the number of votes recorded in favour of the Council proceeding to borrow any such sum shall not be sufficient to authorise the Council to borrow such sum as aforesaid, the Council may, at any time after the expiration of Three months from the taking of such poll, take another poll of the electors for the purpose of ascertaining whether the Council shall proceed to borrow such sum, and so on from time to time, after the expiration of a like period ; and if at any such poll a majority of the votes recorded shall be in favour of the Council borrowing, the Council may proceed to borrow,

Subsequent poll can be taken after Three months.

Formby Water.

6 At such poll every elector shall have a number of votes proportioned to the annual value (as ascertained by the assessment roll in force for the time being) of the property within the town of Devonport owned or occupied by him, according to the scale set forth in Section Forty-five of "The Local Government Act, 1906," and the proceedings at the taking of the poll shall, with any necessary changes, be the same as those prescribed by law at an election of councillors. The ballot-papers to be used in the taking of such poll shall be in the form set forth in the schedule to this Act.

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7 When the said Council shall have decided to take a poll as aforesaid, it shall cause an advertisement of such poll to be inserted Once in the "Gazette," and not less than Three times in a daily newspaper circulating in the town of Devonport; and such advertisement shall contain the following particulars:—

Notice of poll.

- i. The time and place of such poll:
- ii. The additional works proposed to be constructed or performed by the Council:
- iii. The estimated cost of such works:
- iv. Any other particulars the Treasurer of Tasmania may direct to be inserted.

8 Notwithstanding anything contained in the said Act, or any amendment thereof, limiting the amount of water rate to be made, and paid in respect of all lands, houses, and buildings within the town of Devonport, from and after the passing of this Act the water rate payable in respect of any house or dwelling within the said town shall in no case be less than a sum of One Pound per annum, or in respect of any land or other ratable property separately assessed upon the assessment roll in force for the time being, a sum less than Ten Shillings per annum: Provided that no person shall be liable to the payment of the said water rate in a greater proportion than One-fourth part of such minimum rates unless the property for which the rate is payable is actually supplied with water, or unless the mains or other pipes of the Council are laid down and properly supplied with water within Fifty feet from the outer boundary of such property.

Rating.
 Minimum rate of
 £1 per annum to
 be paid for houses
 or dwellings,
 and 10s. for
 land or other rat-
 able property,
 within the town
 of Devonport.

Provides for One-
 fourth part only
 in certain cases.

9 The said Act, and every Act amending the same, and this Act may be referred to, and may be cited for all purposes as, "The Devonport Water Acts, 1889 to 1912."

Citation of
 Devonport
 Water Acts.

Formby Water.

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SCHEDULE.

BALLOT-PAPER.

FOR

AGAINST.

If you are in favour of the proposed further loan you will place a cross opposite the word "For," and if you are opposed to the proposed further loan you will place a cross opposite the word "Against."