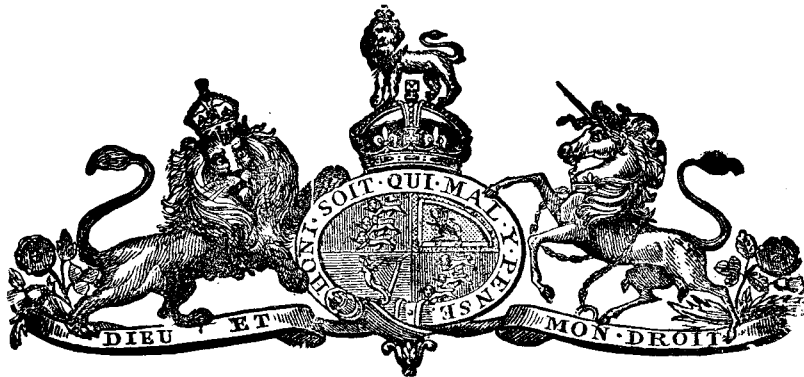


TASMANIA



1912.

ANNO TERTIO

GEORGII V. REGIS.

No. 37.

ANALYSIS.

- |   |   |
|---|---|
| 1. Short title.   | 6. Appropriation of revenues of hall.       |
| 2. Interpretation.  | 7. Security.                                |
| 3. Power to Commissioner of Crown Lands to sell land to Corporation of Kentish. | 8. Loan to be subject to conditions.        |
| 4. Power to borrow.   | 9. Poll to be taken before moneys borrowed. |
| 5. Power to Governor to lend.   | 10. Method of taking poll.                  |
|   | 11. Notice of poll.                         |

\*\*\*\*\*

AN ACT to authorise the Loan of Two thousand Pounds to the Warden, Councillors, and Electors of the Municipality of Kentish, in accordance with the provisions of "The Local Public Works Loans Act, 1890," and for other purposes. [17 December, 1912.]

A.D. 1912.

WHEREAS the Warden, councillors, and electors of the Municipality of Kentish are negotiating with the Commissioner of Crown Lands for the purchase of certain land in High-street in Sheffield, containing One Rood or thereabouts, and are desirous of erecting a town hall and municipal offices thereon, and furnishing the same, and of obtaining the necessary money to enable them to do so under the provisions of "The Local Public Works Loans Act, 1890:"

PREAMBLE.

4d.]

*Kentish Municipality Loan.*

A D. 1912.

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.

**1** This Act may be cited as “ The Kentish Municipality Loan Act, 1912.”

Interpretation.

**2** In this Act—

“ The Corporation ” means the Warden, councillors, and electors of the Municipality of Kentish :

“ The Council ” means the Council of the said Municipality.

Power to Commissioner of Crown Lands to sell land to Corporation of Kentish.

**3** It shall be lawful for the Commissioner of Crown Lands to sell by private contract to the Warden, councillors and electors of the Municipality of Kentish, the lot of Crown land described in the Schedule (1) hereto for the sum of Five Pounds ; and upon payment of such sum of money into the Treasury, together with a grant fee of Fifteen Shillings, the Governor is hereby authorised, in the name and on behalf of His Majesty the King, to convey and alienate the said land to the Warden, councillors, and electors of the Municipality of Kentish, in fee simple, or for any less estate or interest, upon the express condition that the same shall be held and used as a site for a town hall and municipal offices.

Power to borrow.

**4** Upon a grant-deed for the land described in Schedule (1) hereto being issued to the Corporation, it shall be lawful for the Council, on behalf of the Corporation, to borrow under the provisions of “ The Local Public Works Loans Act, 1890,” any sum or sums of money, not exceeding in the whole Two thousand Pounds, for the purpose of defraying the cost and expenses of and incidental to, erecting on such land a town hall and municipal offices, and furnishing and fitting up the same, and defraying the expenses of the preparation and passing of this Act.

Power to Governor to lend.

**5** It shall be lawful for the Governor to grant, in accordance with the provisions of “ The Local Public Works Loans Act, 1890,” any sum or sums of money, not exceeding in the whole Two thousand Pounds, as a loan to the Corporation, upon the security of all its revenues, for the purpose of defraying the costs and expenses mentioned in the last preceding section ; and any such sum shall be defrayed out of moneys to be provided by Parliament for that purpose : Provided that it shall not be necessary to lay before either House of Parliament plans and specifications of the proposed work, nor the report of the Engineer-in-Chief thereon, as provided in Section Two of the said Act ; but before any part of any such loan as aforesaid shall be advanced to the Council, a plan of the said land, and plans and specifications of the proposed buildings, and an inventory with estimated cost of the said furniture and fittings, together with a report by the Engineer-in-Chief upon the probable cost of the proposed building, the suitability of the site proposed therefor, the sufficiency of the plans and specifications, and upon such other matters connected

*Kentish Municipality Loan.*

with the works as the Engineer-in-Chief may deem it desirable to refer to in his said report, and that the work can in his opinion be completed for the amount proposed to be borrowed, shall be submitted to, and be subject to approval by, the Governor. A.D. 1912.

**6** The Council shall, after providing for such expenses in connection with the said hall and offices as are usual and reasonable, from time to time appropriate and apply all the revenue therefrom in or towards repayment of the said loan, or payment of any interest or other moneys payable in respect of the said loan. Appropriation of revenues of hall.

**7** In addition to any other remedy for the recovery thereof, all moneys paid to the Council on account of the loan authorised by this Act shall until repayment, and all interest from time to time due in respect thereof shall until payment thereof to the State Treasurer, be and remain a first charge upon the said land and buildings in priority to all liabilities of the Council. Security.

**8** The loan authorised by this Act shall be made on and subject to such terms and conditions, as to insurance of buildings, as the Governor may impose or approve in all respects. Loan to be subject to conditions.

**9** 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 of the Municipality of Kentish for the purpose of ascertaining whether the Council shall be permitted to proceed to borrow such moneys. If at the taking of such poll a less number than Two-thirds of the votes recorded shall be in favour of the Council proceeding to borrow, the Council shall not borrow: Provided that in the event of there not being the necessary number of votes recorded at such poll in favour of the Council borrowing such money, the Council may, at any time after the expiration of Three months, cause another poll of such electors to be taken; and if at any such subsequent poll the necessary number of votes is recorded in favour of the Council borrowing, the Council may proceed to borrow. Poll to be taken before moneys borrowed.

**10** Subject to the foregoing provisions, upon the taking of any poll as aforesaid, all proceedings shall be had and taken as nearly as may be as upon an election of councillors of a municipality, as the case may require, and every person who desires to vote shall be entitled to as many votes as the number of votes to which such person appears by the assessment roll to be entitled on the same scale of voting as applies to municipalities; and the ballot-papers to be used in the taking of every such poll shall be in the form set forth in Schedule (2) to this Act. Method of taking poll.

**11** When the Council shall decide to take a poll as aforesaid, it shall cause an advertisement thereof to be inserted not less than Three times in a daily newspaper circulating in the municipality, and in Two consecutive numbers of the "Gazette;" and such advertisement shall contain the following particulars:— Notice of poll.

*Kentish Municipality Loan.*

A.D. 1912.

- i. The time and place of such poll :
- ii. The works proposed to be constructed or performed by the Council :
- iii. The estimated cost of such works :
- iv. The amount proposed to be borrowed.

**SCHEDULES.****TOWN OF SHEFFIELD.****(1.)**

0a. 1r. 0p.

Bounded on the north-east by 2 chains  $2\frac{3}{4}$  links south-easterly along portion of a recreation reserve commencing at a point distant 3 chains 50 links south-westerly from the north angle of that reserve on High-street on the south-east by 1 chain  $24\frac{1}{10}$  links south-westerly along other portion of that reserve on the south-west by 2 chains  $2\frac{3}{4}$  links north-westerly along other portion of that reserve and thence to the north-west by 1 chain  $24\frac{1}{10}$  links north-easterly along High-street aforesaid to the point of commencement.

**(2.)****BALLOT-PAPER.****For.****AGAINST.**

If you are in favour of the proposed loan strike out the word "Against," and if you are opposed to the proposed loan you will strike out the word "For."