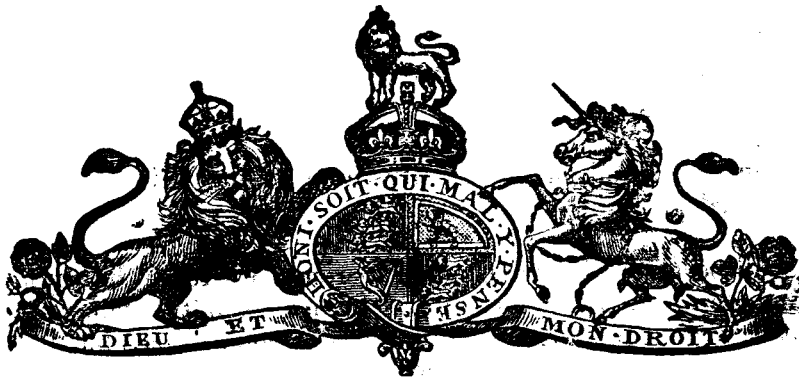


TASMANIA



1910.

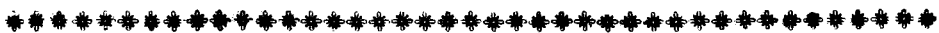
ANNO PRIMO

GEORGI V. REGIS,

No. 30.

ANALYSIS.

- | | |
|--|---|
| 1. Short title. | 6. Amendment of Section 7 of 2 Ed. VII. No. 15. |
| 2. Principal Act. | 7. Amendment of Section 124 of 58 Vict. No. 30. |
| 3. Repeal of Section 123 of 58 Vict. No. 30. | 8. Proceedings before distress for rates. |
| 4. Power to remit rates, debts, &c. | 9. Substitution of new form (9). |
| 5. Validation of previous remissions. | 10. Construction. |



AN ACT to further amend "The *Launceston* Corporation Act, 1894." [20 *December*, 1910.] A.D. 1910.

WHEREAS it is expedient to further amend "The *Launceston* Corporation Act, 1894," and make other provision for the remission of moneys by the Council in certain cases. Preamble. 58 Vict. No. 30.

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 as "The *Launceston* Corporation Amendment Act, 1910." Short title.

4d.]

Launceston Corporation Amendment.

A.D. 1910.

Principal Act,
58 Vict. No. 30.Repeal of Section
123 of 58 Vict.
No. 30.Power to remit
rates, debts, &c.

2 In this Act the Principal Act shall mean "The *Launceston Corporation Act, 1894.*"

3 Section One hundred and twenty-three of the Principal Act is hereby repealed.

4 It shall be lawful for the Council to remit or excuse the payment of the whole or any part of any rate, debt, fee, penalty, stallage, toll, due, rent, charge, costs, expenses, or sum of money payable to the Corporation or the Council by any person, upon the application of such person, if it shall appear to the Council or the Mayor that—

i. Such person is in indigent or poor circumstances : or

ii. The payment of the same would inflict hardship on such person : or

iii. The payment would be out of proportion to the benefits received : or

iv. In the interests of the Corporation it is advisable so to do.

And the Council may from time to time delegate to the Mayor the power to remit and excuse hereby given.

Validation of
previous
remissions.

5 The remissions made to the persons whose names are mentioned in Schedule (1.) to this Act of the amounts opposite their respective names in such schedule by the Mayor during the Six months up to and including the Thirty-first day of *January*, One thousand nine hundred and ten, which have been questioned by the Auditor-General, are hereby admitted and allowed to have been properly made.

Amendment of
Section 7 of 2 Ed.
VII. No. 15.

6 Section Seven of "The *Launceston Corporation Act, 1902,*" is hereby amended by the insertion of the words "or containing any notice, statement, or declaration to the effect that any such regulations, rules, orders, appointments, or notices have been made" after the word "Council" in the Third line thereof.

Amendment of
Section 124 of
58 Vict. No. 30.

7 Section One hundred and twenty-four of the Principal Act is hereby amended by the insertion of the words "or rates" after the word "rate" in the Third, Fourteenth, Seventeenth, and Twentieth lines.

Proceedings
before distress for
rates.

8 Notwithstanding any Act or law to the contrary it shall not be necessary that any person shall be summoned to appear before the Mayor, or that any other proceedings shall be taken, or that any other notice or demand shall be given or made, before the goods and chattels of such person are distrained on under Section One hundred and twenty-four or under Section One hundred and twenty-eight of the Principal Act : Provided that the demand mentioned in such section has been made in accordance with such section.

Substitution of
new form (9).
5 Ed. VII. No. 46.

9 Form (9) in Schedule (2.) to this Act is hereby substituted for the Form (9) substituted by "The *Launceston Corporation*

Launceston Corporation Amendment.

Amendment Act, 1905," for the Form (9) in the schedule to the A.D. 1910.
Principal Act.

10 This Act and the Principal Act, and every amendment thereof, Construction.
hall be read and construed together as one Act.

SCHEDULES.

(1.)

	£	s.	d.
C. Mace	4	9	6
A. J. Bradford	3	14	8
C. Hughes	4	16	3
M. O. Beardwood	11	17	9
W. M. Hughes	6	11	11
W. J. Harmer.....	3	2	0
R. Trull	0	2	9
D. O'Keefe	15	13	11
T. O. Wilkins	3	3	4
J. Walsh	4	16	8
Jane Turner	16	4	0
W. Clark.....	19	4	8

(2.)**DISTRESS WARRANT FOR RATES.****S. 9.**

Tasmania (to wit)

To

and all Constables in the State of Tasmania.

Whereas complaint has been made before me that _____ of
street, in the City of Launceston (hereinafter called the debtor), has
not paid the sum of _____ payable by him
by virtue of the General Rate for the City of Launceston, of the rate for the said
City called "The Special Rate," of the rate for the said City called "The Water
Rate," of the rate for the said City called "The Lighting Rate," and of the rate called
"The Health Rate," made by the Local Authority of the said City under "The
Health Rate Act, 1905," all made on or about the _____ day of

although the same has been duly demanded of him.
These are therefore to command you forthwith to make distress of the goods and
chattels of the debtor wheresoever the same may be found, and also all goods and
chattels whatsoever found upon the property in respect of which such rates are due
and payable to whomsoever the same may belong (except appliances the property of
the Launceston Gas Company), and that (unless at any time before the sale of the
goods and chattels so by you distrained the said sum together with all costs,
charges, and expenses attendant upon such distress be paid to you) you cause the said
goods and chattels so by you distrained to be sold, and out of the money arising by

Launceston Corporation Amendment.

A.D. 1910.
—

such sale that you detain the said sum and also all costs, charges, and expenses attendant upon such distress and sale, rendering to the debtor the overplus, if any, on demand; and the said sum you are hereby commanded to pay to the Mayor of the City of Launceston, and if no sufficient distress can be made of such goods and chattels, that then you certify the same to the said Mayor together with this Warrant.

Given under my hand, this

day of

19 .

Mayor of the City of Launceston,
(or)

An Alderman of the City of Launceston.