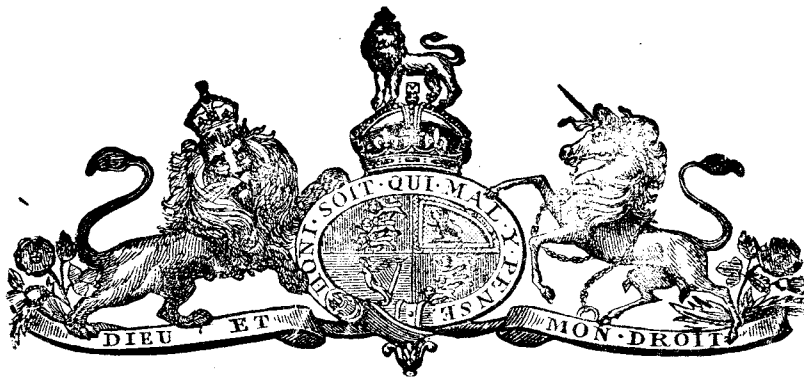


T A S M A N I A.



1914.

ANNO QUINTO

GEORGII V. REGIS.

No. 33.

ANALYSIS.

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AN ACT to enable the Municipal Council of the <sup>A.D.</sup> **1914.**  
 City of Launceston to Consolidate certain  
 Loans, and for that purpose, and for the pur-  
 pose of Improving and Extending the  
 Sewerage of the said City, to Borrow any  
 Sums of Money not exceeding Ninety thou-  
 sand Pounds. [6 February, 1915.]

**W**HEREAS by "The Town of Launceston Loans Consolidation PREAMBLE.  
 Act, 1886," the Municipal Council was authorised to borrow any 50 Vict. No. 2.  
 sum of money not exceeding in the whole One hundred and fifty

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thousand Pounds for certain purposes, and Thirty-six thousand six hundred and fifty-six Pounds were borrowed to pay off the liabilities incurred under "The Launceston Sewerage Acts, Nos. 1 to 5":

And whereas the principal moneys of the loan raised under "The Town of Launceston Loans Consolidation Act, 1886," will become payable on the First day of December, One thousand nine hundred and sixteen, and the accumulations of the sinking fund set apart by virtue of that Act will then be applied in or towards payment of such principal moneys:

And whereas it is estimated that after the applying of such accumulations in manner aforesaid, the proportion chargeable to sewerage of the amount required to redeem the said sum of One hundred and fifty thousand Pounds will amount to Twenty thousand Pounds:

52 Vict. No. 22.

And whereas by "The Launceston Sewerage Act, No. 6," the Municipal Council was authorised to borrow the sum of Twenty-five thousand Pounds for the purpose of improving and extending the sewerage of the said city:

5 Ed. VII. No. 14.

And whereas by "The Launceston Sewerage Loans Act, 1905," the Municipal Council was authorised to borrow the sum of Twenty-five thousand Pounds for the purpose of improving and extending the sewerage of the said city:

And whereas by virtue of the Two lastmentioned Acts the Municipal Council had at the Thirtieth day of June, One thousand nine hundred and fourteen, borrowed the sum of Forty-two thousand two hundred and seven Pounds Seventeen Shillings and Four Pence, and had expended a further sum of Two thousand and eighty-four Pounds Seven Shillings and Eight Pence, for which provision should be made by borrowing under the two lastmentioned Acts, and had in hand the sum of One thousand four hundred and one Pounds Fourteen Shillings and Five Pence, set apart and accumulated as a sinking fund under the lastmentioned Act:

And whereas it is expedient that the Corporation should undertake certain new works in connection with the sewerage of the city of Launceston, and that power should be given to borrow further sums of money:

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 Launceston Sewerage Act, 1914."

Interpretation.

**2** In this Act, unless the context otherwise indicates—

"The city" means the city of Launceston:

"The Corporation" means the Corporation and Body Politic of the Mayor, Aldermen, and Citizens of the City of Launceston:

"The Council" means the Municipal Council of the City of Launceston.

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3 It shall be lawful for the Council from time to time—

- i. To purchase and construct all such ejectors, pumps, engines, and other works as to the Council shall seem necessary or expedient for the purpose of intercepting the dry weather flow of sewage and the washings, or such part thereof as the Council shall think fit, of the streets and other parts of the city situated on the southern side of the Tamar and North Esk Rivers, and of lifting the same at such places and in such manner as the Council shall think fit, and of forcing the same under, over, or through the North Esk River in the vicinity of Victoria Bridge, or in the vicinity of the new bridge to be constructed across the North Esk at the end of the Charles-street Esplanade, and of conducting the same, and also such other sewage and water as the Council shall think advisable in, through, and over that part of the city situated on the other side of the North Esk River, and also if the Council so desires, in, through, and over any other land which the Council shall from time to time deem necessary, situated to the north-west of the said city for the purpose of discharging the same into the River Tamar at any point or points to be determined as hereinafter provided on the banks of the River Tamar, or the diversion thereof to be thereafter constructed by virtue of "The Tamar Improvement Act, 1912": and
- ii. To intercept, lift, force, and conduct such sewage and water to such point or points on the banks of the River Tamar: and
- iii. To discharge such sewage and water into the River Tamar at such point or points: Provided that storage tanks shall be constructed at or near the point or points of discharge, and that such sewage and water shall be discharged into the River Tamar during the first Three hours of ebb tide only, and that the tanks shall be constructed and maintained, and such discharge shall be controlled, to the reasonable satisfaction of the Marine Board of Launceston: and
- iv. To construct storm overflows to carry off anything over and above the dry weather flow of sewage from time to time, and the first washings of the streets equal to Three times such dry weather flow of sewage; and such storm overflows may be constructed at the end of Margaret-street, at the Town Pier, at the end of Lower George-street, at the end of Tamar-street, at the end of Wescombe-street, at the end of Lawrence-street, at the end of Charlotte-street, at the southern end of the George Town road, at the western end of Forster-street, near the eastern end of Forster-street, and at such other places (if any) as shall from time to time be agreed upon between the Council and the Marine Board of Launceston: Provided that all such storm overflows shall be constructed and maintained to the reasonable satisfaction of the Marine Board of Launceston.

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Power to intercept sewers and discharge sewage into the River Tamar.  
See 8 Ed. VII., No 15, Part VI.

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Points of discharge of sewage.

**4** The point or points of discharge of the sewage shall always be on the seaward side of Forster-street and of the wharves from time to time constructed by the Marine Board of Launceston for the city, and whenever the Marine Board of Launceston shall extend the said wharves further towards the sea, or shall construct other wharves for the city on the seaward side of Forster-street, the Corporation shall, in every such case, conduct such sewage further towards the sea, and remove the said storage tanks so that the point or points of discharge and the said storage tanks shall be on the seaward side of such wharves.

Corporation may borrow up to £90,000.

Cf. 50 Vict. No. 2, Sec. 3, and 58 Vict. No. 31, Sec. 67.

**5** For the purpose of paying off and discharging on the First day of December, One thousand nine hundred and sixteen, the proportion chargeable to sewerage of the amount required to redeem the sum of One hundred and fifty thousand Pounds borrowed under the authority of "The Town of Launceston Loans Consolidation Act, 1886," and for the purpose of paying off and discharging the sums borrowed under "The Launceston Sewerage Act, No. 6," and "The Launceston Sewerage Loans Act, 1905," and for raising such sums of money as the Council may deem necessary for improving and extending the sewerage of the city, the Corporation may from time to time borrow and take up at interest any sum or sums of money not exceeding in the whole the sum of Ninety thousand Pounds, and may make and grant mortgages of the revenue arising from the sewerage rate levied under this Act, as hereinafter mentioned, in security of the payment of the money so borrowed and interest thereon.

Council to fix sewerage rate. Cf. 8 Ed. VII. No. 30. Sec. 5.

**6** In order to provide for—

i. The payment of the interest from time to time accruing due upon any moneys borrowed under the authority of this Act :

ii. Defraying the cost of all draining and cleansing the city :

iii. Making contribution to a sinking fund for the redemption of any moneys borrowed under the authority of this Act—

the Council shall, once in every year, make and levy a sewerage rate, to be paid by the respective owners or occupiers of all houses, buildings, or other premises within the city.

See 4 Geo. V. No. 55, Sec. 10.

Rate not to exceed One Shilling per Pound of the annual value.

Cf. 58 Vict. No. 31, Sec. 58.

**7** Every such sewerage rate as aforesaid shall be deemed to be a municipal rate, and may be of an amount not exceeding the sum of One Shilling for every pound of the assessed annual value of every house, building, or other premises within the city, according to the assessment roll in force for the time being.

Upon making rate notice of same to be given.

Cf. 58 Vict. No. 31, Sec. 59.

**8** Upon the making of any sewerage rate under this Act, a notice, signed by the Mayor and not less than Five aldermen, specifying the amount in the pound of the rate, the period for which the same is made, and at what times the same is payable, shall be published in the "Tasmanian Government Gazette"; and upon any such notice being so published, the rate therein mentioned shall be payable and paid at the

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times specified in such notice, by the persons liable to pay the same, according to the annual value of such property, as ascertained and determined by the assessment roll then in force for the city, and it shall not be necessary in any such notice to set forth the names of the persons liable to the payment of the rate, or the sums, according to such rate, such persons are liable to pay, or any other particulars than hereinbefore in that behalf mentioned. A.D. 1914.

**9** The provisions of "The Launceston Corporation Act, 1894," relating to the mortgages of rates, shall, subject to the provisions of this Act, be applicable to mortgages to be granted under the authority of this Act. Provisions as to mortgages of rates.  
Cf. 58 Vict. No. 31, Sec. 68. and 58 Vict. No. 30, Part XII.

**10** If, after borrowing any sum or sums of money under the authority of this Act, the Corporation shall pay the same or any part thereof, it shall be lawful for the Corporation from time to time to borrow again the sum or sums which the Corporation shall have paid. Corporation may reborrow.  
Cf. 7 Ed. VII. No. 12, Sec. 11.

**11** The Council shall, for the purpose of creating a sinking fund to be applied as hereinafter mentioned, annually set apart out of the moneys carried to the credit of the accounts of the Corporation a sum of not less than One Pound, and not more than Five Pounds per centum per annum on the amount of all moneys raised and borrowed under the authority of this Act; and such sinking fund shall be from time to time applicable to the purchase or redemption of mortgages representing such moneys, and for no other purpose whatsoever. Sinking fund to be established.  
7 Ed. VII. No. 12, Sec. 12. 59 Vict. No. 52, Sec. 6.

**12** Inasmuch as the times for the payment of all moneys borrowed under "The Launceston Sewerage Loans Act, 1905," are not the same, the Corporation may transfer the sum set apart and accumulated as a sinking fund under that Act, to the sinking fund to be created under this Act, and upon such transfer being made, such sum shall be applied as part of such lastmentioned sinking fund. Sinking fund under 5 Ed. VII. No. 14, may be transferred.

**13** In order to facilitate the borrowing by the Corporation of any sum of money which the Corporation is authorised to borrow as aforesaid, it shall be lawful for the Governor in Council to guarantee, if the Corporation desire a guarantee, the payment of interest upon the same or any part thereof to the lenders: Provided always that in every such case, and so far as the Governor in Council in consequence of such guarantee advances and pays any sum of money to any such lender, all moneys so paid shall be, and the same are hereby declared to be, a first or primary charge upon the sewerage rates to be received by the Council under the authority of this Act. Governor in Council may guarantee interest on loan.  
58 Vict. No. 31, Sec. 72.

**14** It shall be lawful for any person, society, or association holding funds or money in trust (including the trustees for the time being of any bank for savings in Tasmania now or hereafter to be established, and the trustees of any certified friendly society under "The Friendly Trustees may invest in such loans.  
51 Vict. No. 16.

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Societies Act, 1888," or any branch thereof) to advance and lend to the Council, upon the security aforesaid, any sum of money which the Corporation is authorised to borrow as aforesaid, anything in any Act or law to the contrary notwithstanding.

Moneys may be borrowed under provisions of "The Local Bodies Loans Act."  
54 Vict. No 30.

**15** Notwithstanding anything hereinbefore contained, the Corporation may borrow under the provisions of "The Local Public Works Loans Act, 1890," any sum or sums of money which the Corporation is by this Act authorised to borrow for any of the purposes of this Act.