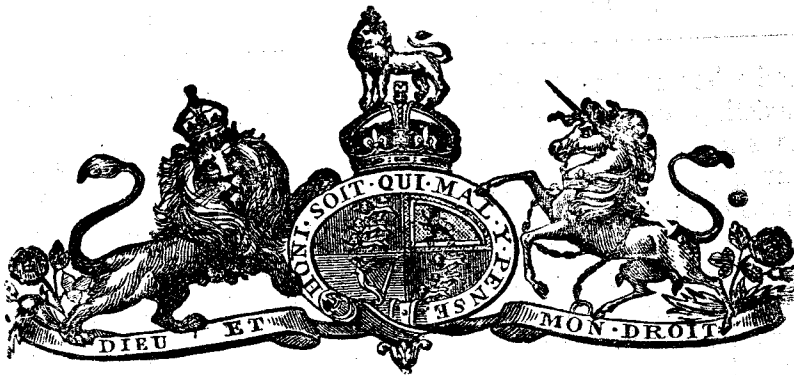


TASMANIA

118



1910.

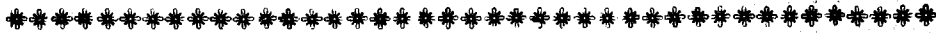
ANNO PRIMO

GEORGII V. REGIS,

No. 42.

ANALYSIS.

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| <ol style="list-style-type: none"> <li>1. Short title.</li> <li>2. Interpretation.</li> <li>3. Board empowered to expend moneys upon works authorised and approved.</li> <li>4. Power of Board to borrow £15,000.</li> <li>5. Power for Governor to lend not exceeding £15,000.</li> </ol> | <ol style="list-style-type: none"> <li>6. Proviso to Section 2 of 34 Vict. No. 30 not to apply.</li> <li>7. Conditional grant-in-aid not exceeding £15,000. Conditions.</li> <li>8. Power to Board to pay sums into sinking fund formed for liquidation of loan.</li> </ol> |
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AN ACT to authorise a Loan of Fifteen thousand Pounds and a Conditional Grant-in-aid not exceeding Fifteen thousand Pounds to the Marine Board of *Mersey*, and for other purposes.

[20 *December*, 1910.]

A.D. 1910.

**W**HEREAS it is desirable for the improvement of the Port of *Devonport* that the Marine Board of *Mersey* should be authorised and empowered to expend certain moneys in constructing wharves and executing and carrying out other improvements to the River *Mersey* or its harbour as the Governor may authorise and approve :

PREAMBLE.

4d.]

*Mersey Marine Board Loan and Grant.*

A.D. 1910.

And whereas the State has running powers over and a right to use the existing wharves within the Port of *Devonport* for railway purposes, and in consideration thereof and of the reservation to the State of running powers and right of user for railway purposes of any wharves or extensions of wharves hereafter constructed by the Board, and also of the Board undertaking solely the maintenance, upkeep, and repair of such existing and future wharves, it has been agreed that the State, to the extent of a total liability of Fifteen thousand Pounds, shall contribute, in the proportion of One Pound for every Four Pounds expended thereon by the Board, to the cost of such new wharves or such other improvement works as the Governor may expressly authorise and approve :

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 *Mersey* Marine Board Loan and Grant-in-aid Act, 1910.”

Interpretation.

**2** In this Act—

“The Board” means the Marine Board of *Mersey* :

54 Vict. No. 30.

“The Loans Act” means “The Local Public Works Loans Act, 1890,” and any amendments thereof :

“The said works” means such wharves and such improvements to the River *Mersey* or its harbour or the entrance to the harbour, whether by dredging, deepening, or otherwise, as the Governor may authorise and approve.

Board empowered to expend moneys upon works authorised and approved.

**3**—(1.) In addition to expending the sum of Seven thousand Pounds, being the unexpended balance of a loan of Ten thousand Pounds authorised to be granted to the Board by the Act 4 *Edwardi VII.* No. 34, the Board is hereby empowered to apply and expend, with the approval of the Governor, in constructing, executing, and carrying out the said works (as defined by this Act) the following moneys, subject to the provisions of this section, viz.—

- i. Sums not exceeding in the whole Fifteen thousand Pounds borrowed under the authority of this Act :
- ii. Sums not exceeding in the whole Fifteen thousand Pounds granted under the authority of this Act :
- iii. Any other moneys from time to time at the disposal of the Board.

(2.) The said sum of Seven thousand Pounds may be applied and expended by the Board, with the approval of the Governor, in constructing, executing, and carrying out any of the said works (as defined by this Act), as well as for the purposes mentioned in the Act 4 *Edwardi VII.* No. 34.

(3.) Moneys borrowed or granted under the authority of this Act shall be expended and used solely in constructing such new wharves,

*Mersey Marine Board Loan and Grant.*

or constructing, executing, and carrying out such other of the said works as the Governor may expressly authorise and approve. A.D. 1910.

(4.) Moneys borrowed or granted under the authority of this Act shall not be used for or expended upon any work which in the opinion of the Engineer-in-Chief should be charged to maintenance.

**4** It shall be lawful for the Board to borrow, from time to time, on the security of the rates, funds, and property at the disposal of the Board, any sum or sums of money not exceeding in the whole Fifteen thousand Pounds for the purpose of constructing such new wharves or constructing, executing, and carrying out such other of the said works as the Governor may expressly authorise and approve. Power of Board to borrow £15,000.

**5** It shall be lawful for the Governor to grant in accordance with the provisions of "The Loans Act," except so far as hereby varied, as a loan to the Board for the purposes before mentioned, any sum or sums of money not exceeding Fifteen thousand Pounds in the whole; and any such sum or sums shall be defrayed out of moneys to be provided by Parliament for the purpose. Power for Governor to lend not exceeding £15,000.

**6** The proviso to Section Two of "The Loans Act" shall not apply to any loan authorised by this Act, but before any money is advanced under the provisions of this Act the plans and specifications of the proposed works, together with a report by the Engineer-in-Chief upon the necessity of such works and probable cost thereof, the sufficiency of the plans and specifications, and upon such other matters as the Engineer-in-Chief may deem it desirable to refer to in the said report, and that in his opinion the works can be completed for the amount proposed to be expended thereon, shall be submitted to and approved by the Governor. Proviso to Section 2 of 54 Vict. No. 30 not to apply.

**7** It shall be lawful for the Governor to grant to the Board out of moneys to be provided by Parliament for the purpose a grant-in-aid not exceeding Fifteen thousand Pounds, payable upon the following conditions:— Conditional grant-in-aid not exceeding £15,000.

- i. No payment shall be made on account of the said grant-in-aid until the Board has entered into an agreement with the Minister of Lands and Works, approved by the Governor, and embodying the terms and conditions prescribed by this Act, and such other terms and conditions, not being inconsistent with the provisions of this Act, as the Governor thinks proper :
- ii. No payment shall be made on account of the said grant-in-aid except in the proportion of One Pound for every Four Pounds expended by the Board under the authority of this Act or out of the said unexpended balance of Seven thousand Pounds, to the satisfaction of the said Minister, in constructing such wharves or constructing, executing,

Conditions.

*Mersey Marine Board Loan and Grant.*

A.D. 1910.

and carrying out such other of the said works as the Governor expressly authorises and approves.

Power to Board  
to pay sums into  
sinking fund  
formed for liquid-  
ation of loan.

**8** The Board may at any time and from time to time pay to the Treasurer of the State out of any surplus revenue at its disposal such sum (being Five hundred Pounds or some multiple of Five hundred Pounds) as the Board may deem proper, for the purpose of augmenting any sinking fund under "The Loans Act" formed to liquidate any loan to the Board authorised by this Act or the Act *Edwardi VII. No. 34*; and the Treasurer, upon receiving any such sum, shall credit the same in the books of the Treasury to such sinking fund so formed as aforesaid, as the Board may by writing direct, and the sum so credited shall thenceforth form part of that sinking fund and bear interest accordingly.