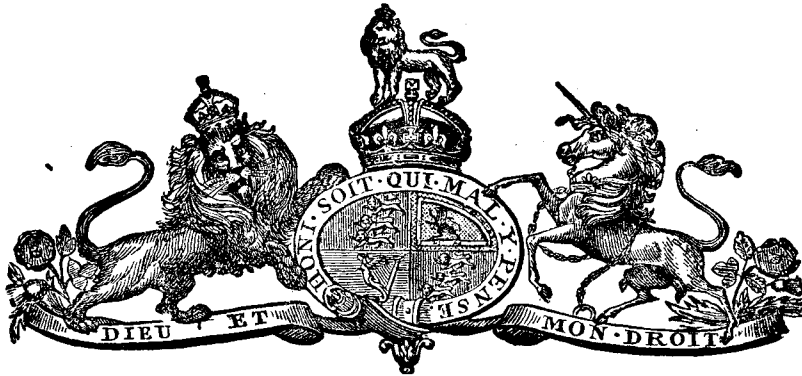


T A S M A N I A.



1913.

ANNO QUARTO

GEORGII V. REGIS.

No. 30.

ANALYSIS.

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AN ACT to authorise Loans of Five hundred Pounds and Three hundred Pounds to the Warden, Councillors, and Electors of the Municipality of Port Cygnet, in accordance with the provisions of "The Local Public Works Loans Act, 1890," and to amend "The Port Cygnet Municipality Loan Act, 1912," and for other purposes.

A.D. 1913.

[24 December, 1913.]

WHEREAS the Warden, councillors, and electors of the municipality of Port Cygnet are about to acquire by donation certain land at  
6d.]

PREAMBLE.

*Port Cygnet Loan.*

A.D. 1913.

Cradoc, in Tasmania, containing One rood and Eight perches for the purpose of erecting thereon a public hall and buildings connected therewith :

And whereas the Municipal Council of Port Cygnet are desirous of borrowing certain sums of money amounting in the whole to Five hundred Pounds for the purpose aforesaid :

3 Geo. V. No. 30.

And whereas under and by virtue of "The Port Cygnet Municipality Loan Act, 1912," the said Council was authorised to borrow the sum of One thousand seven hundred Pounds for the purpose of defraying the cost and expenses of and incidental to the erection of a public hall at Lovett, in Tasmania :

And whereas owing to unforeseen circumstances the said sum of One thousand seven hundred Pounds has been found insufficient to complete the erection of the said hall at Lovett, and the Council desire to borrow a further sum of Three hundred Pounds for the purpose of completing such erection :

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 Port Cygnet Municipality Loan Act, 1913."

Interpretation.

**2** In this Act—

"The Corporation" means the Warden, councillors, and electors of the municipality of Port Cygnet :

"The Council" means the Council of the said municipality.

Power to borrow.

**3** 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 Five hundred Pounds, for the purpose of defraying the cost and expenses of and incidental to erecting at Cradoc aforesaid, a public hall and buildings connected therewith.

Poll to be taken before moneys borrowed.

**4** The Council shall not proceed in the matter of borrowing any sum of money under the authority of Section Three of this Act until and after a poll has been taken of the electors of the municipality of Port Cygnet who are the owners or occupiers of property within the hall area 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.

*Port Cygnet Loan.*

**5** Subject to the foregoing provision, 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 such elector as aforesaid who desires to vote shall be entitled to as many votes as the number of votes to which such elector appears by so much of the assessment roll as relates to the hall area 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 the Schedule (2) to this Act.

A.D. 1913.

Method of taking poll.

**6** 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 hall area, and in One number of the "Gazette," and such advertisement shall contain the following particulars—

Notice of poll.

- 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.

**7** Subject to the foregoing provisions 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 Five hundred Pounds as a loan to the Council upon the security of all its revenues for the purpose of defraying the cost 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 the said loan shall be advanced to the Council, the certificate of the Crown Solicitor shall be placed before the Governor certifying that the said land whereon the said hall and buildings are to be built has been duly conveyed to the Corporation, and that the title is satisfactory; and furthermore, plans and specifications of the proposed building, together with a report by the Engineer-in-Chief upon the probable cost thereof and suitability of the site proposed therefor, the sufficiency of the plan and specifications, and upon such other matters connected with the work as the Engineer-in-Chief may deem it desirable to refer to in his 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.

Power to Governor to lend

**8** The Council shall after providing for such expenses in connection with the said public hall and buildings at Cradoc as are usual and reasonable from time to time appropriate and apply all the revenue from the public hall, buildings, land, and premises in or towards repayment of the said loan of Five hundred Pounds or payment of any interest or other moneys payable in respect of the said loan.

Appropriation of revenues of hall.

*Port Cygnet Loan.*

A.D. 1913.

Power to Council  
to levy rate.

**9** It shall be lawful for the Council once in every year to make and levy a separate local rate of not exceeding Eightpence in the pound upon the annual value of all properties within the said district the boundaries of which are set forth in the schedule hereto in this Act called "the hall area" as shown by the assessment roll in force for the time being for the purpose of providing for the payment of interest and any moneys required for a sinking fund in respect of the said loan of Five hundred Pounds.

Any such separate local rate shall be made upon and be payable by the persons who would be liable to be rated in respect of the properties included in the hall area if such rate were a general rate under "The Local Government Act, 1906," and shall be made recoverable in the same manner as any such general rate.

Security.

**10** In addition to any other remedy for the recovery thereof all moneys paid to the Council on account of the loan authorised by Section Three of this Act shall until repayment and all interest from time to time due in respect thereof to the State Treasurer be and remain a first charge upon the said public hall and buildings and the land upon which the same are erected in priority to all liabilities of the Council.

Loan subject to  
condition.

**11** The loan authorised by Section Three of 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.

*Amendment of "The Port Cygnet Municipality Loan Act, 1912."*Amendment of  
3 Geo. V. No. 30,  
increasing loan  
authorised  
thereby from  
£1700 to £2000.

**12** "The Port Cygnet Municipality Loan Act, 1912," is hereby amended as from the commencement of that Act by omitting from the last-mentioned Act the words "One thousand seven hundred Pounds" wherever occurring, and substituting for those words the words "Two thousand Pounds," and the said Act shall be read and construed as if it had from its commencement authorised a loan of Two thousand Pounds in lieu of a loan of One thousand seven hundred Pounds.

*Port Cygnet Loan.*

A.D. 1913

**SCHEDULES.**

(1)

**CRADOC HALL AREA.**

Commencing at a point opposite the south-west angle of forty-seven acres purchased by A. H. Kennedy on the Huon River thence by the south and portion of the east boundaries of that land by the south and by the east boundaries of fifty acres purchased by John Collins by the east boundary of seventy-four acres and one-fourth of an acre purchased by J. A. Watt by the south and by the east boundaries of land purchased by R. Stanton by the east boundary of land purchased by Maria Peacock by part of the south and by the east boundaries of land purchased by G. H. Beechey to the road from Port Cygnet to Huonville thence by that road after crossing same to the south-west angle of land purchased by James Welling by the south and by part of the east boundaries of that land by the south by the east and by part of the north boundaries of land purchased by H. S. Griffiths by part of the east boundary of land purchased by T. Barnett then by an easterly line to the south-west angle of land purchased by D. C. Urquhart by part of the west boundary of that land to the south east angle of land purchased by S. Lovell by the south-west by the south-east by the west and by the north boundaries of that land by the north boundary of land purchased by M. J. Russell by the west and by part of the north boundaries of Lot 4976 purchased by Christopher O'Reilly thence by the west boundary of fifty acres purchased by Charles H. Elliston to the south boundary of the Huon Municipality thence by that boundary to the Huon River aforesaid and thence by that river to the point of commencement.

(2)

**BALLOT-PAPER.**

FOR.

AGAINST.

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

