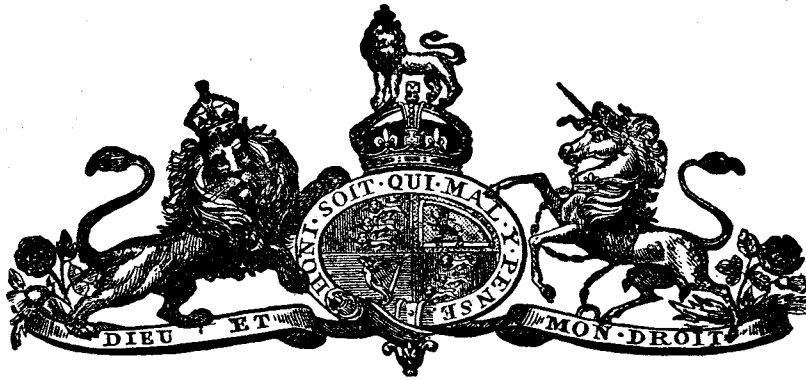


T A S M A N I A



1914.

ANNO QUINTO

GEORGI V. REGIS.

No. 17.

ANALYSIS.

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| 1. Short title. | 6. Manner of poll. |
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| 3. Power of Council to purchase land for recreation and other purposes. | 8. Power for Governor in Council to grant loan under "The Local Public Works Loans Act, 1890." |
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AN ACT to authorise the Loan of Seven hundred and fifty Pounds to the Warden, Councillors, and the Electors of the Municipality of Scottsdale for the Purchase and Improvement of Grounds at Scottsdale for Recreation and other purposes.

A.D.
1914.

[8 January, 1915.]

WHEREAS the Municipal Council of Scottsdale has duly passed a certain special resolution authorising the said Council to borrow certain sums of money amounting in the whole to Seven hundred and fifty Pounds for the purchase of Ten acres and Twenty-six perches of land or thereabouts, in the Town of Scottsdale, described in Schedule (1) to this Act for the following purposes, that is to say:— Enlarging the existing recreation ground, building or placing agricultural show buildings thereon, erecting sale-yards thereon, and fencing, and otherwise improving the same.

PREAMBLE.

Scottsdale Recreation Ground.

- A.D. 1914. — 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 Scottsdale Recreation Ground Act, 1914.”
- Interpretation. **2** In this Act—
 “The Corporation” means the Warden, councillors, and electors of the Municipality of Scottsdale :
 “The Council” means the Council of the said municipality.
- Power of Council to purchase land for recreation and other purposes. **3** It shall be lawful for the Council to purchase the unencumbered fee simple of and in that piece of land, in the town of Scottsdale, described in Schedule (1) to this Act, and upon the purchase thereof :
 I. The Council shall thereout, by notification in the “Gazette,” set apart such portion thereof, as the Council thinks fit, as an enlargement of its present Recreation Ground, and the portion so set apart shall as soon as practicable be duly conveyed or transferred to the Corporation solely for the purposes of recreation, health, and enjoyment of the inhabitants of the municipality of Scottsdale, and the said Recreation Ground as so enlarged shall be deemed to be a public recreation ground within the meaning of “The Public Recreation Grounds Act, 1888,” and the Council shall have and may exercise in regard thereto all the rights, powers, and authorities conferred upon the trustees of public recreation grounds by the lastmentioned Act and its amendments in addition to any rights, powers, and authorities conferred upon the Council by “The Local Government Act, 1906” : and
 II. The residue of the said piece of land so purchased shall be duly conveyed or transferred to the Corporation, and the Council shall have the care, control, and management thereof, and may erect thereon such buildings and fences and provide such other accommodation thereon and otherwise improve the same as the Council may think fit, and the Council may from time to time, without the consent of the Governor, demise or let such land or any part thereof, or any such building or accommodation thereon, or any right or privilege in relation thereto for any period not exceeding Twenty-one years in possession and on such terms and conditions as the Council may think fit.
- 52 Vict. No. 17.
- 6 Ed. VII. No. 31
- Power to borrow. **4** 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,” upon the security of its revenue, any sum or sums of money not exceeding in the whole Seven hundred and fifty Pounds, for the purpose of defraying the costs and expenses of, or connected with purchas-

Scottsdale Recreation Ground.

ing the said piece of land described in Schedule (1) to this Act, and erecting sale yards and buildings thereon, and fencing and otherwise improving the same. A.D. 1914.

5 The Council shall not proceed in the matter of purchasing the said piece of land, or of borrowing any sum of money under the authority of this Act, until after a poll has been taken of the electors of the Municipality of Scottsdale for the purpose of ascertaining whether the Council shall be permitted to proceed to purchase such land and 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 purchase such land and to borrow such money, the Council shall not purchase or borrow : Provided that, in the event of there not being the necessary number of votes recorded at such poll in favour of the Council purchasing such land and 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 purchasing and borrowing, the Council may proceed to purchase such land and to borrow such money. Poll to be taken before borrowing.

6 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 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 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. Manner of poll.

7 When the Council shall decide to take a poll of the electors as aforesaid, it shall cause an advertisement thereof to be inserted not less than Three times in a newspaper circulating in the Municipality of Scottsdale, and in One number of the "Gazette," and such advertisement shall contain the following particulars :-- Poll to be advertised.

- i. The time and place of such poll :
- ii. A short description of the land proposed to be purchased, and the purposes for which it is to be used :
- iii. The amount of purchase-money proposed to be paid for the said land :
- iv. The amount proposed to be borrowed, specifying the purposes for which the money is to be borrowed.

8 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," and the amendments thereof, any sum or sums of money not exceeding in the whole the sum of Seven hundred and fifty Pounds, as a loan or loans to the Corporation, upon Power for Governor in Council to grant loan under "The Local Public Works Loans Act, 1890."

Scottsdale Recreation Ground.

A.D. 1914.

the security of all its revenues, for the purpose of defraying the costs and expenses mentioned in Section Four of this Act, and such sum or sums of money 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 any proposed works, nor a report of the Engineer-in-Chief thereon, as provided by Section Two of the said Act ; but before any part of the said moneys shall be advanced to the Council, full particulars of the purposes for which the loan is required shall be submitted to, and approved by, the Governor, and the certificate of the Crown Solicitor shall be placed before the Governor certifying that the said land described in Schedule (1) has been duly conveyed to the Corporation as intended by this Act, and that the title is satisfactory.

Power to Council
to levy rate.

9 It shall be lawful for the Council once in every year to make and levy a special rate of not exceeding One half-penny in the Pound upon the annual value of all properties within the Municipality as shown by the Assessment Roll in force for the time being, for the purpose of providing for the payment of interest, and of any moneys required for a sinking fund in respect of the said loan. Any such rate shall be made upon, and be payable by the persons who would be liable to be rated if such rate were a general rate under "The Local Government Act, 1906," and shall be made and recoverable in the same manner as any such general rate :

Provided always that if and whenever the Council thinks fit so to do in any year, the Council may, instead of levying a rate for the purpose aforesaid, pay any such moneys as aforesaid, or any part thereof, to the State Treasurer out of the municipal fund of the said municipality.

SCHEDULES.

(1)

All that piece or parcel of land situate and being in the town of Scottsdale in Tasmania containing Ten acres and twenty-six perches or thereabouts and bounded as follows :—Commencing at the south-west angle of land fronting on George-street and belonging to the trustees of the Roman Catholic Church and extending in a south-easterly direction for Twelve chains and forty links or thereabouts to land belonging to Thomas Diprose Heazlewood thence in a south-westerly direction for Seven chains forty links or thereabouts to land belonging to William Donaldson thence in a north-

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westerly direction for Two chains along the said land belonging to the said William Donaldson thence again in a south-westerly direction for a distance of Seventy-seven links or thereabouts along the said land belonging to the said William Donaldson thence again in a north-westerly direction for Ten chains or thereabouts along the Recreation Ground and thence in a north-easterly direction for Eight chains seventy-five links or thereabouts along land belonging to Robert Jones to the point of commencement. A.D. 1914.

(2)

BALLOT PAPER.

FOR.

AGAINST.

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

