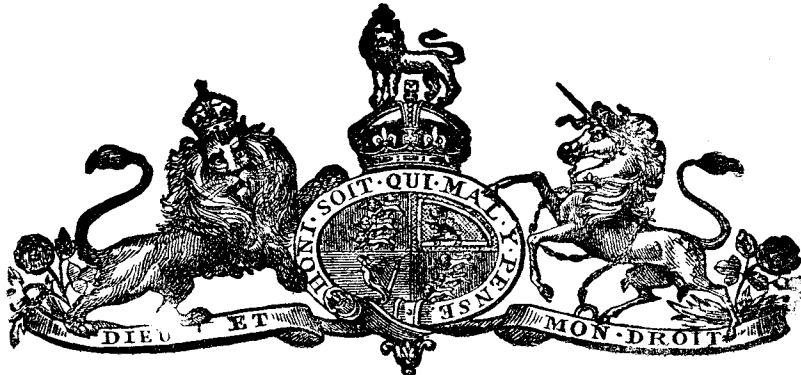


T A S M A N I A.



1927.

ANNO OCTAVO DECIMO
GEORGII V. REGIS.

No. 28.

ANALYSIS.

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| <p>1. Short title.
Principal Act.</p> <p>2. Amendment of Section 4 of the
Principal Act.</p> <p>3. Repeal of Part I. of the Principal
Act, and substitution of new Part.
Petition to proclaim town.
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Proclamation.</p> | <p>Proviso.</p> <p>4. Amendment of Section 182 of the
Principal Act.</p> <p>5. Rate of interest to be hereafter payable
under Section 186 of the Principal
Act.</p> <p>6. Provision for payment of interest, &c.,
in respect of moneys borrowed by
councils for construction of private
streets in towns.</p> <p>7. Repeal of Parts II., IV., V., and
IX. of, and the Schedule to, the
Principal Act.</p> |
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AN ACT to amend the Town Boards Act, ^{A.D.} 1927.
1896. [21 October, 1927.]

BE it 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—(1) This Act may be cited as “The Town Boards Act, 1927.” Short title.
(2) The Town Boards Act, 1896, is herein called “the Principal Act.” Principal Act.
Act.” 60 Vict. No. 31.

Town Boards.

A.D. 1927.

Amendment of
Section 4 of the
Principal Act.
Repeal of Part I.
of the Principal
Act, and substi-
tution of new
Part.

2 Section Four of the Principal Act is hereby amended by expunging the definition of "elector" contained in that section.

3 Part I. of the Principal Act is hereby repealed, and the following Part, consisting of Sections numbered Eight to Thirteen inclusive, is hereby substituted therefor:—

"PART I.

TOWNS.

Petition to
proclaim town.
6 Ed. VII. No.
31.

8 Upon receipt by the Minister of a petition under the common seal of the council of any municipality constituted under the Local Government Act, 1906, praying that any defined area of such municipality, the boundaries of which are set out in the petition (hereinafter referred to as 'the defined area'), may be proclaimed a town for the purposes of this Act, the Minister shall cause such petition to be published in the Gazette, and at least twice in some public newspaper circulating in the municipality.

Warden to call
meeting to
consider petition
if required by
electors.

9 If a requisition in writing signed by not less than fifteen electors entitled to vote at an election of councillors under the Local Government Act, 1906, in respect of property in the defined area, shall be presented to the warden of the municipality within seven days after the last of such publications as aforesaid, requiring him to call a public meeting of the electors, entitled as aforesaid, to consider the matter referred to in the petition, the warden shall, within five days after the receipt by him of such requisition, convene a public meeting of such lastmentioned electors.

Resolution at
meeting.

10 The electors present at any such meeting as aforesaid may, by a majority of votes, pass a resolution either in support of the petition or disapproving of the same, and a copy of such resolution, signed by the warden or other the chairman presiding at the meeting, shall be forthwith forwarded by him to the Minister.

Voting at
meeting.

11 At any meeting held under this Part of this Act each elector present shall have the same number of votes as he has in respect of property in the defined area at an election of councillors for the municipality of which such area forms part.

Proclamation.

12 If the resolution passed at the meeting is in support of the petition, the Minister shall forward the petition and copy resolution to the Governor, and the Governor shall by proclamation declare the defined area to be a town for the purposes of this Act.

Petition to alter
boundaries of
town.
Proclamation.

13 Upon receipt by the Minister of a petition under the common seal of the council of any municipality constituted under the Local Government Act, 1906, praying for the alteration and redefinition of the boundaries of any town in such municipality, the Minister shall cause such petition to be published in the Gazette, and at

Town Boards.

least twice in some public newspaper circulating in the municipality, and, after the expiration of twenty-one days from the last of such publications, the Governor may by proclamation alter and redefine the boundaries of such town : Provided, however, that no such proclamation shall be made by the Governor which shall have the effect of adding any new area to the existing town, or excluding therefrom any area forming portion thereof at the date of the petition, if, before the expiration of the said twenty-one days, a counter petition is received by the Governor praying that any such area as aforesaid shall not be so added or excluded, as the case may be, and such counter petition is signed by so many of the electors entitled to vote at an election of councillors for such municipality as have in the aggregate a majority of the votes exercisable at such election in respect of property in the area proposed to be so added or excluded, as the case may be.”

A.D. 1927.

Proviso.

4 Section One hundred and eighty-two of the Principal Act is hereby amended by deleting all the words of that section after the word “Town” in the third line thereof.

Amendment of Section 182 of the Principal Act.

5 Notwithstanding anything contained in Section One hundred and eighty-six of the Principal Act, the rate of interest payable by the persons mentioned in that section in respect of the amount of money certified by the Auditor-General to have been spent upon the construction of any private street by the council of any municipality, shall be such as the council shall in the particular case determine, but shall not in any case exceed Seven Pounds per centum per annum.

Rate of interest to be hereafter payable under Section 186 of the Principal Act.

6 Whenever the council of any municipality makes a contribution towards the cost of the construction of any private street in any town in such municipality in accordance with the provisions of Section Two hundred and two of the Principal Act, such council may, after passing a special resolution for that purpose, appropriate and apply out of the road rates levied by it in the municipality a yearly sum not exceeding Three Pounds per centum of the whole of the moneys (if any) borrowed by the council for such construction, in and towards the payment of and provision for the interest and sinking fund contributions payable and to be provided in respect of such borrowed moneys.

Provision for payment of interest, &c., in respect of moneys borrowed by councils for construction of private streets in towns.

7 Parts II., IV., V., and IX. of, and the schedule to, the Principal Act are hereby repealed.

Repeal of Parts II., IV., V., and IX. of, and the schedule to, the Principal Act.

