

1 ELIZ. II. No. 18, 1952. *Local Government Finance Act.*

PART III.—  
AMENDMENTS  
OF “THE  
CITY OF  
BRISBANE  
ACTS, 1924  
TO 1951.”

PART III.—AMENDMENTS OF \* “THE CITY OF BRISBANE ACTS, 1924 TO 1951.”

10. This Part III. of this Act shall be read as one with \* “*The City of Brisbane Acts, 1924 to 1951,*” and that Act and this Part III. may be collectively cited as “*The City of Brisbane Acts, 1924 to 1951.*”

Construction of Part III. and collective title.

11. The second proviso to the first paragraph of subsection one of section sixteen of \* “*The City of Brisbane Acts, 1924 to 1951,*” is amended by repealing, in that proviso, the words “by reason of His Majesty’s visit to Australia in that year” and by inserting, in lieu of those repealed words, the words “by reason of any member or members of the Royal Family visiting Australia in that year”.

Amendment of s. 16 of 15 Geo. V. No. 32.

**An Act to Enable Local Authorities to Raise Moneys during the Financial Year commenced on the First day of July, One thousand nine hundred and fifty-one for the carrying on of work which those Local Authorities are unable to Finance by Authorised Borrowings.**

1 ELIZ. II.  
No. 18,  
THE LOCAL  
GOVERNMENT  
FINANCE ACT  
OF 1952.

[ASSENTED TO 22ND APRIL, 1952.]

**W**HEREAS during the financial year commenced on the first day of July, one thousand nine hundred and fifty-one—

Preamble.

- (a) Various Local Authorities have obtained, under and in pursuance of section twenty-eight of † “*The Local Government Acts, 1936 to 1951,*” the sanction of the Treasurer authorising them to enter upon negotiations to borrow moneys for certain work or works ;
- (b) Certain of those Local Authorities have been unable to borrow, in whole or in part, such moneys ; and

\* 15 G. 5 No. 32 and amending Acts.

† 1 G. 6 No. 1 and amending Acts.

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*Local Government Finance Act.*      1 ELIZ. II. No. 18,

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- (c) It is therefore necessary that special provision be made for the moneys not borrowed to be raised, either wholly or in part, by other means—

Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of Queensland in Parliament assembled, and by the authority of the same, as follows:—

Short title  
and  
construction.

1. (1.) This Act may be cited as "*The Local Government Finance Act of 1952.*"

(2.) This Act shall be read and construed with \* "*The Local Government Acts, 1936 to 1951.*"

Meaning of  
terms.

2. In this Act—

(a) The term "present year" means the year within the meaning of \* "*The Local Government Acts, 1936 to 1951,*" commenced on the first day of July, one thousand nine hundred and fifty-one; and

(b) The term "the Act" means \* "*The Local Government Acts, 1936 to 1951.*"

Authority  
to levy  
rates in the  
present year.

3. (1) Where any Local Authority has obtained, under and in pursuance of section twenty-eight of \* "*The Local Government Acts, 1936 to 1951,*" the sanction of the Treasurer authorising that Local Authority to enter upon negotiations to borrow moneys for any work or works and such Local Authority has been unable to borrow, in whole or in part, such moneys, either from the Treasurer or by the sale of debentures, then notwithstanding any provision of the Act, such Local Authority may make and levy, and is hereby authorised to make and levy, in the present year a special or separate rate or a special and separate rate to raise either wholly or in part such moneys.

Special  
meeting.

(2.) Any special or separate rate under this section shall be made by resolution at a special meeting of the Local Authority called for that purpose.

Moneys  
raised to be  
paid to Loan  
Funds.

(3.) All moneys raised by any Local Authority under and in pursuance of this Act shall be paid—

(a) Where a loan or loans have been raised to meet part of the cost of the work or works, to the relevant Loan Fund or Loan Funds; and

15 GEO. VI. No. 42, 1951. *Sewerage, Water Supply, Etc., Act.*

(b) In any other case, to a Loan Fund or Loan Funds which that Local Authority shall establish in respect of the work or works.

(4.) Every special or separate rate under this section shall be and be deemed to be a special or, as the case may be, separate rate for a particular function under the Act, and, subject to this Act, the provisions of the Act with respect to the making, levying, payment, and recovery of special or, as the case may be, separate rates for particular functions shall extend to and with respect to the making, levying, payment, and recovery of such rate.

Application of "The Local Government Acts."

(5.) Without limiting the provisions of subsection four of this section, in any proceeding to levy and recover, or consequent on the levying or recovery of, a rate, or relating to the liability of any person to be rated, pursuant to this Act, the lawful making and levying of the rate in question shall be presumed until the contrary is proved.

Presumption of lawful making and levying of rate.

**An Act to Amend "The Sewerage, Water Supply, and Gasfitting Act of 1949," in certain particulars.**

15 GEO. VI. No. 42. THE SEWERAGE, WATER SUPPLY AND GASFITTING ACT AMENDMENT ACT OF 1951.

[ASSENTED TO 22ND NOVEMBER, 1951.]

**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of Queensland in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as "*The Sewerage, Water Supply, and Gasfitting Act Amendment Act of 1951*" and shall be read as one with \* "*The Sewerage, Water Supply, and Gasfitting Act of 1949*," herein referred to as the Principal Act.

Short title and construction.

The Principal Act and this Act may be cited collectively as "*The Sewerage, Water Supply, and Gasfitting Acts, 1949 to 1951*."

Collective title.

2. Section seventeen of the Principal Act is amended—

Amendments of s. 17.

(i.) By inserting after the word "If" which is the first word in that section the words "at any time";

\* 13 G. 6 No. 55.