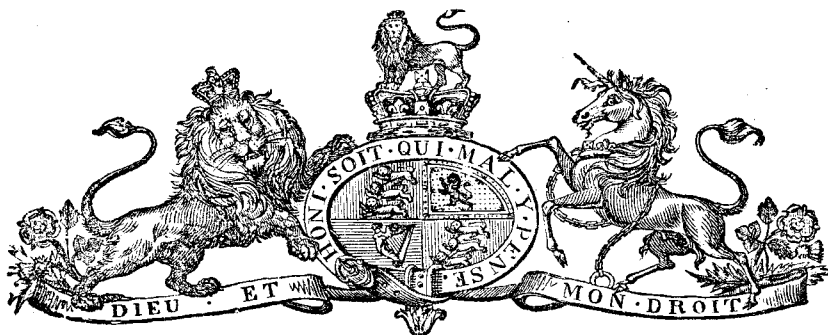


T A S M A N I A.



1865.

ANNO VICESIMO-NONO

VICTORIÆ REGINÆ,

No. 13.



AN ACT to make better Provision for securing the Delivery of periodical Returns of the Assets and Liabilities of Banking Companies.

[29 September, 1865.]

WHEREAS an Act of Council was made and passed in the Fifth year of the reign of Her present Majesty, intituled *An Act to consolidate and amend the Law respecting certain Copartnerships*; and by the Twenty-second Section of the said Act the Public Officers for the time being of every Corporation, Company, or Copartnership carrying on the business of Banking as therein mentioned are required to deliver to the Colonial Secretary such Accounts as in the said Act are referred to: And whereas by the Eighth Section of *The Bank of Tasmania Act* the Public Officers of the Company called "The Bank of *Tasmania*" are required to deliver to the Colonial Secretary the like Accounts: And whereas it is desirable that all Corporations, Companies, or Copartnerships carrying on the business of Bankers in *Tasmania* should furnish periodically to the Colonial Secretary such Statements as hereinafter are mentioned in lieu of such Accounts as are required by the said recited Acts: 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:—

PREAMBLE.

1 The Twenty-second Section of the said firstly recited Act, and the Eighth Section of the said secondly recited Act, shall be repealed on the Eighth day of *October* next, except as to acts done and offences committed before that day.

Sect. 22 of 5th Vict. No. 17, and Sect. 8 of *The Bank of Tasmania Act* repealed.

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Weekly Accounts to be made up.

2 After the First day of *October* next, every Corporation, Company, or Copartnership carrying on the business of Banking in *Tasmania* shall, at the close of business on *Monday* in every week, make up a full and correct Account in writing, showing the Assets, Property, and Credits, and in particular the amount of all gold and silver belonging to such Corporation, Company, or Copartnership, and showing also the Debts, Engagements, and Liabilities of the same Corporation, Company, or Copartnership.

Quarterly Statements to be delivered to Colonial Secretary.

3 From such Weekly Accounts as last aforesaid there shall be prepared, on the last *Monday* in each Quarter ending on the thirty-first day of *December*, the thirty-first day of *March*, the thirtieth day of *June*, and the thirtieth day of *September* in every year, by every such Corporation, Company, or Copartnership as aforesaid, a General Statement in writing showing the average amount during such Quarter of the Assets, Property, and Credits of the Corporation, Company, or Copartnership making such Statement; and showing also the average amount of the Debts, Engagements, and Liabilities of the same Corporation, Company, or Copartnership in the manner and form and under the several heads set forth in the Schedule to this Act; and every such Quarterly Statement as aforesaid shall be signed by one of the Public Officers for the time being of the Corporation, Company, or Copartnership making such Statement; and such Statement shall, within Seven days after the close of the Quarter to which the same shall relate, be delivered to the Colonial Secretary for the time being at his Office.

Penalty for not keeping Weekly Account.

4 If any such Corporation, Company, or Copartnership as aforesaid shall neglect to keep such Weekly Accounts as hereinbefore are mentioned, every Corporation, Company, or Copartnership so offending shall, for every such offence, forfeit the sum of Twenty Pounds.

Penalties for not delivering Quarterly Statement, and for delivering false Statement.

5 If any such Corporation, Company, or Copartnership as aforesaid shall neglect or omit to cause such Quarterly Statement as hereinbefore is mentioned to be delivered to the Colonial Secretary within the time hereinbefore appointed for the delivery thereof, every such Corporation, Company, or Copartnership so offending shall, for each and every week during which the same Corporation, Company, or Copartnership shall so neglect or omit to cause such Statement to be delivered, forfeit the sum of Twenty Pounds; and if any such Public Officer as aforesaid shall make out or sign any such Statement as last aforesaid which shall be false, or which shall not truly set forth the several particulars by this Act required to be contained in such Statement, such Public Officer for every such offence shall forfeit the sum of Five hundred Pounds.

Mode of recovering penalties not exceeding £50.

6 Every pecuniary penalty not exceeding Fifty Pounds imposed by this Act shall be recovered in a summary way before two Justices of the Peace in the mode prescribed by *The Magistrates Summary Procedure Act*; and any person who thinks himself aggrieved by any judgment or conviction of such Justices may appeal against the same in the mode prescribed by *The Appeals Regulation Act*; and no prosecution shall be allowed unless the information therein shall be exhibited within One month after the time of the offence being committed.

Mode of recovering penalties exceeding £50.

7 The recovery of every penalty imposed by this Act, and not hereinbefore provided for, shall be by Action of Debt in the Supreme Court of *Tasmania* by any person who shall think fit to sue for the same; and

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every such penalty shall be, as to one moiety thereof to the use of Her Majesty, Her Heirs and Successors, and as to the other moiety thereof to the use of the person so suing.

8 In referring to this Act it shall be sufficient to use the expression Short Title. *The Bank Returns Act.*

SCHEDULE.

GENERAL STATEMENT showing the average Amount of the Liabilities and Assets of the Bank of _____ taken from the several Weekly Statements made up during the Quarter from the _____ day of _____ to the day of _____ 18____

LIABILITIES.	Amount.			ASSETS.	Amount.		
	£	s.	d.		£	s.	d.
Notes in Circulation				Gold and Silver in Coin, Bullion, or Bars			
Bills in Circulation				Landed Property			
Balances due to other Banks				Balances due from other Banks...			
Deposits				Amount of all Debts due to the Bank, including Notes, Bills of Exchange, and all Stock and Funded Debts of every description			
<i>Total Amount of Liabilities..</i> £				<i>Total Amount of Assets..</i> £			

