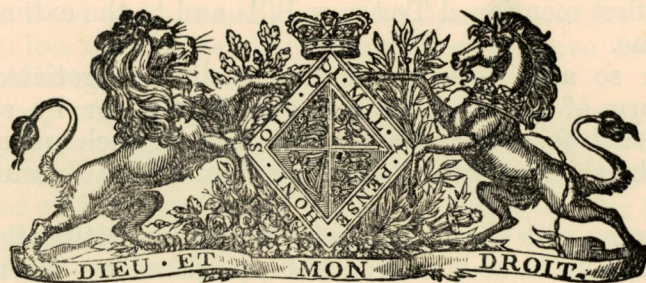


This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

*Legislative Assembly Chamber,
Sydney, 27 April, 1870.* }

STEPHEN W. JONES,
Clerk of Legislative Assembly.

New South Wales.



ANNO TRICESIMO TERTIO

VICTORIÆ REGINÆ.

No. .

An Act to authorize and to provide for the funding of a Loan not exceeding Six hundred and ninety-three thousand two hundred pounds.

WHEREAS it is expedient to provide for paying certain Short-dated Debentures and Treasury Bills hereinafter particularly specified by authorizing a loan not exceeding the sum of six hundred and ninety-three thousand two hundred pounds Be it therefore enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled and by the authority of the same as follows :—

1. It shall be lawful for the Colonial Treasurer to borrow on the security of the Consolidated Revenue Fund of New South Wales in such amounts as may be required from time to time a sum not exceeding six hundred and ninety-three thousand two hundred pounds bearing interest at the rate of five pounds per centum per annum payable half-yearly out of the said Fund And the said sum of six hundred and ninety-three thousand two hundred pounds shall be applied by the said Treasurer under warrant of the Governor to the payment and redemption of—

(1.) Certain Short-dated Debentures to the amount of three hundred and fifty thousand pounds issued under the authority of the Act twenty-ninth Victoria number four that is to say the third fourth and fifth instalments of such Debentures of one hundred thousand pounds each and the sixth of

Authority to borrow £693,200 and application of such sum.

Deficiency Loans Funding.

- fifty thousand pounds whereof the third fell due on the thirty-first December one thousand eight hundred and sixty-nine and the fourth fifth and sixth will fall due respectively on the thirty-first December one thousand eight hundred and seventy thirty-first December one thousand eight hundred and seventy-one and thirty-first December one thousand eight hundred and seventy-two.
- 5
- (2.) Treasury Bills issued under the authority of the Act thirty-second Victoria number fourteen to the amount of
- 10 three hundred and forty-three thousand two hundred pounds and which will fall due on the thirtieth day of April one thousand eight hundred and seventy or any other Treasury Bills which may be authorized and issued in lieu of such first mentioned Treasury Bills and to the extent of
- 15 such issue.
2. The Loan so authorized as aforesaid shall be negotiated in the Colony in the form of a funded stock by subscription or by such other means and in such form and at such times and for such amounts as may be directed by the Governor with the advice of the Executive
- 20 Council. Loan to be in form of a funded stock in the Colony.
3. The Governor with the like advice shall cause certificates of the said stock for the sum to be borrowed to be prepared or any part thereof and such certificates shall be issued in such manner and at such times as the said Governor with the like advice may deem most
- 25 advantageous and such stock shall be transferable only on the books of the Treasury or on the books of such Banking Corporation or Company in Sydney as may be duly appointed for that purpose and in such manner and under such regulations as the said Governor with the like advice may direct and appoint And such certificates shall be
- 30 signed by the Colonial Treasurer or by such other person or persons as the Governor with the like advice shall authorize and appoint and the name or names of any such person or persons shall be registered in the Treasury and notified in the *Government Gazette* before the issue of any certificates so signed as aforesaid. Stock certificates to be prepared and issued.
- 35 4. Upon the allotment of the said stock a certificate or certificates prepared and signed as hereinbefore directed shall be issued to every allottee of such stock upon the payment by such allottee of the amount due under the terms of the subscription or allotment as the case may be. Stock how transferable.
- 40 5. The Colonial Treasurer is hereby authorized to employ an agent or agents for the purpose of negotiating the said loan and to pay such agent or agents a reasonable commission on the amount so negotiated and to defray all expenses necessarily incurred in printing and issuing certificates and other expenses incident to the due
- 45 execution of this Act. Certificates to be issued on allotment.
6. It shall be lawful for the Governor with the advice aforesaid from time to time to direct that any surplus Revenue in excess of Expenditure on the Consolidated Revenue Fund in any one year may be applied towards the purchase of any portion of the said stock. How loans may be negotiated.
- 50 7. It shall be lawful for the Colonial Treasurer with the consent of the Governor and Executive Council to cause to be exchanged any stock authorized by this Act for Debentures of New South Wales Provided that it shall be lawful for the said Treasurer to cause such Debentures to be resold either within the Colony or in Great Britain. Redemption of stock.
- 55 8. All sums borrowed under this Act shall be paid to the Colonial Treasurer and shall be by him placed to the credit of the Consolidated Revenue Fund and shall be applied by him as hereinbefore directed and accounted for by him in the same manner as if such sums had formed part of the current annual revenue. Stock may be exchanged for Debentures.
- Sums borrowed under this Act how to be dealt with and accounted for.

Deficiency Loans Funding.

9. The thirty-fifth section of the Trust Property Act of 1862 and the tenth section of the Act seventeenth Victoria number twenty-six shall be deemed and taken to include under the securities and stock therein respectively mentioned the stock authorized by this Act And every Banking Corporation or Company Insurance Company Company or Associations of Underwriters Friendly Benefit Building or other Society Association or Company not by law at the passing of this Act authorized and empowered to invest the funds of such Corporation Company Association or Society in the purchase of Government stock is hereby authorized and empowered to invest such funds in the purchase of and to hold stock created by this Act And no such investment shall be deemed or taken to be a breach of any trust condition or restriction contained in any Trust Deed Charter Act of Incorporation Deed of Partnership or of Settlement or other instrument whatsoever unless such mode of investment shall have been therein expressly prohibited.

Power for Corporations and Companies &c. to invest.

10. Every person who shall forge fabricate or counterfeit wholly or in part any paper writing or instrument purporting to be a stock certificate under this Act—or who shall forge counterfeit alter add to obliterate or wilfully mutilate or deface any word letter or figure in or upon any such certificate—or who shall fill up with any word letter or figure any blank space in or upon any such certificate—or who shall make use of or attempt to make use of with intent to defraud any such forged fabricated counterfeited altered added to obliterated wilfully mutilated or defaced or filled up certificate as aforesaid knowing the same to be so shall be guilty of a felony and shall be liable to the extreme punishment applicable by law to the crime of forgery.

Counterfeiting certificates to be forgery and punished with extreme penalty.

11. The Governor with the advice of the Executive Council may make all regulations that may be deemed necessary for carrying this Act into effect And such regulations shall be notified in the *Government Gazette* and laid before Parliament within fourteen days after such notification if Parliament be then sitting and if Parliament be not sitting then within fourteen days after the next session thereof.

Regulations to be made.

12. This Act shall come into operation on the first day of May one thousand eight hundred and seventy and may be cited as the "Deficiency Loans Funding Act of 1870."

Commencement and short title.

Deputy James Tinning

Lower to Copy
lines and paragraphs
to be inserted

9. The thirty-third section of the Trust Property Act of 1922 and the thirty-ninth section of the Act amend the Victoria Building Act 1911 shall be deemed and taken to include under the heading and stock therein respectively mentioned the stock authorized by this Act. And every Banking Corporation or Company, Insurance Company, Society, Association or Company, not by law at the passing of this Act authorized and empowered to invest the funds of such Corporation, Company, Association or Society in the purchase of Government stock is hereby authorized and empowered to invest such funds in the purchase of and to hold stock created by this Act. And no such investment shall be deemed or taken to be a breach of any trust condition or restriction contained in any Trust Deed, Charter Act of Incorporation, Deed of Partnership or other instrument.

10. Whenever such mode of investment shall have been therein

Constitution
reference to be
made to the
provisions of the
Act.

11. Any person who shall forge, falsify or counterfeit wholly or in part any paper writing or instrument purporting to be a stock certificate under this Act or who shall forge, falsify or counterfeit or obliterate or wilfully mutilate or deface any word letter or figure in or upon any such certificate or who shall fill up with any word letter or figure any blank space in or upon any such certificate or who shall make use of an attempt to make use of with intent to defraud any such forged, falsified, counterfeited, altered or obliterated certificate shall be deemed to be guilty of a felony and shall be liable to the extreme punishment applicable by law to the crime of forgery.

Constitution
reference to be
made to the
provisions of the
Act.

12. The Government with the advice of the Executive Council may make all regulations that may be deemed necessary for carrying out the Act. And such regulations shall be made in the Government Gazette and shall be deemed to be made on the day after such notice as is required in the Act. And if any regulation made under this Act is found to be not fitting then within fourteen days after the next session thereof.

Constitution
reference to be
made to the
provisions of the
Act.

13. This Act shall come into operation on the first day of May 1923. This Act shall be cited as the "Deputy James Tinning Act of 1923".

Constitution
reference to be
made to the
provisions of the
Act.

14. The Governor in Council may make all regulations that may be deemed necessary for carrying out the Act. And such regulations shall be made in the Government Gazette and shall be deemed to be made on the day after such notice as is required in the Act. And if any regulation made under this Act is found to be not fitting then within fourteen days after the next session thereof.

Constitution
reference to be
made to the
provisions of the
Act.

15. The Governor in Council may make all regulations that may be deemed necessary for carrying out the Act. And such regulations shall be made in the Government Gazette and shall be deemed to be made on the day after such notice as is required in the Act. And if any regulation made under this Act is found to be not fitting then within fourteen days after the next session thereof.

Constitution
reference to be
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provisions of the
Act.

16. The Governor in Council may make all regulations that may be deemed necessary for carrying out the Act. And such regulations shall be made in the Government Gazette and shall be deemed to be made on the day after such notice as is required in the Act. And if any regulation made under this Act is found to be not fitting then within fourteen days after the next session thereof.

Constitution
reference to be
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provisions of the
Act.

17. The Governor in Council may make all regulations that may be deemed necessary for carrying out the Act. And such regulations shall be made in the Government Gazette and shall be deemed to be made on the day after such notice as is required in the Act. And if any regulation made under this Act is found to be not fitting then within fourteen days after the next session thereof.