



FIRE SERVICE AMENDMENT ACT (No. 3) 1981

No. 74 of 1981

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AN ACT to amend the Fire Service Act 1979 for the purpose of making further provision with respect to contributions payable by insurance companies towards the operating costs of brigades and for other purposes.

[Royal Assent 9 December 1981]

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—This Act may be cited as the *Fire Service Amendment Act* Short title. (No. 3) 1981.

Commence-
ment.

2—This Act shall commence on the seventh day after the date on which it receives the Royal Assent.

Principal Act.

3—In this Act, the *Fire Service Act 1979** is referred to as the Principal Act.

Amendment of
section 74 of
Principal Act
(Interpreta-
tion: Part VI).

4—Section 74 of the Principal Act is amended as follows:—

- (a) by inserting “ or any fire insurance cover of a dwelling ” after “ insurance ” in paragraph (d) of the definition of “ exempted class of general insurance ”;
- (b) by omitting “ insurance; or ” from paragraph (n) of the definition of “ exempted class of general insurance ” and substituting “ insurance; ”;
- (c) by inserting after paragraph (o) of that definition the following paragraphs:—
 - (p) marine hull insurance;
 - (q) all risks/baggage insurance;
 - (r) engineering and machine breakdown insurance;
 - (s) engineering loss of profits insurance; or
 - (t) pluvius insurance;
- (d) by omitting paragraphs (d) and (f) of the definition of “ prescribed classes of insurance ”;
- (e) by omitting paragraph (g) of that definition and substituting the following paragraph:—
 - (g) boiler explosion insurance;
- (f) by omitting paragraph (h) of that definition and substituting the following paragraph:—
 - (h) any other class of commercial and industrial insurance having a fire insurance content, other than an exempted class of general insurance;

Amendment of
section 77c of
Principal Act
(Contributions
payable by
insurance
companies).

5—Section 77c of the Principal Act is amended as follows:—

- (a) by omitting from subsection (2) “ 6 per cent ” and substituting “ 10 per cent or, if another percentage is prescribed, that other percentage ”;
- (b) by omitting from that subsection “ the period of 12 months ended on 31st December immediately preceding the commencement of ”.

* No. 35 of 1979. For this Act, as amended to 30th April 1981, see the continuing Reprint of Statutes. Subsequently amended by Nos. 12 and 73 of 1981.

6—Section 77D of the Principal Act is repealed.

Repeal of section 77D of Principal Act (Notification by Commission of amount required to be contributed by insurance company in respect of each financial year).

7—Section 77E of the Principal Act is amended as follows:—

Amendment of section 77E of Principal Act (Payment of contributions).

(a) by omitting from subsection (1) “ of, as far as is practicable, equal amounts ”;

(b) by omitting subsection (2) and substituting the following subsection:—

(2) An insurance company shall, not later than 14 days after the end of each quarter, pay to the Commission an amount equal to 10 per cent or, if another percentage is prescribed, that other percentage of the total premium income received by that insurance company in respect of the prescribed classes of insurance during that quarter.

8—Section 138 of the Principal Act is repealed.

Repeal of section 138 of Principal Act (Expiry of Act).

9—The amendments effected by sections 4, 5, 6, and 7 of this Act shall not affect any contributions payable by an insurance company in respect of the financial year ending on 30th June 1982.

Operation of amendments.

