



1944.

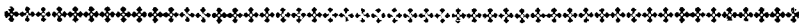
ANNO SEPTIMO ET OCTAVO

GEORGII VI. REGIS.

No. 72.

ANALYSIS.

1. Short title and citation.
2. Authority for further provisional franchise.



AN ACT to amend the *Hobart Bridge Act 1936*.  
 [27 April, 1944.]

A.D.  
**1944**

**W**HEREAS by the *Hobart Bridge Act 1943* it is enacted Preamble.  
 that the Governor, upon receipt of a certificate by the Director of Public Works that the bridge constructed in pursuance of the Principal Act had been completed so far as regards all major essentials and that the same might be safely opened and used for traffic by the public, might, by proclamation, grant to the Company provisionally a franchise in accordance with the provisions of subsection (2) of section six of the Principal Act for a period not exceeding three months from the date thereof, and that the provisional franchise should be conditioned on the execution by the Company,

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not later than three months after the date of the proclamation, of all works necessary for the entire completion of the bridge and all reasonable accessories thereto, and in default thereof the provisional franchise should cease and determine at the expiration of the said period of three months, but without prejudice to the provisions of section six of the Principal Act:

AND WHEREAS on the twenty-second day of December, 1943, the Governor, in accordance with the first-mentioned Act, granted to the Hobart Bridge Company Limited provisionally a franchise as provided by that Act for a period of three months from the date of the proclamation subject to certain conditions, including a condition that the Company should, within the said period of three months, execute all works necessary for the entire completion of the bridge and all reasonable accessories thereto:

AND WHEREAS the Company has not executed the said works in accordance with the provisions of the said Act and proclamation within the period therein specified:

AND WHEREAS it is desirable to make provision for the grant to the Company of a further provisional franchise pending the execution of the said works:

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:—

Short title  
and citation.

**1**—(1) This Act may be cited as the *Hobart Bridge Act* 1944.

(2) The *Hobart Bridge Act* 1936,\* as subsequently amended, is in this Act referred to as the Principal Act.

Authority  
for further  
provisional  
franchise.

**2**—(1) Notwithstanding anything contained in section six of the Principal Act or in section three of the *Hobart Bridge Act* 1943,† the Governor may, by proclamation, grant to the Company a further provisional franchise for such period, not exceeding six months from the determination of the provisional franchise authorised by the lastmentioned section, as the Governor thinks necessary.

(2) A provisional franchise granted under this section, shall, subject to this Act, confer on the Company the rights and privileges referred to in section six of the Principal Act during the period for which the franchise is granted and no longer.

(3) A provisional franchise granted under this section may be granted subject to such terms and conditions as the Governor thinks necessary or desirable, and shall cease and determine on the expiration of the period specified in the proclamation, or may be revoked at any time by the Governor

\* 1 Edw. VIII. No. 33, as amended by 1 and 2 Geo. VI. No. 80 and 7 Geo. VI. No. 63.

† 7 Geo. VI. No. 63.

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if he is satisfied that the Company has contravened or failed to comply with any terms or conditions contained in the proclamation. A.D. 1944. —

(4) During the period for which a provisional franchise is granted under this section, the bridge shall, for all purposes other than the purposes of section three and section twelve of the Principal Act, be deemed to be open for traffic as if a franchise had been granted under section six, but section three shall not come into operation until the granting of a franchise under that section, and section twelve shall not come into operation until twelve months after a franchise has been granted under that section.

(5) A provisional franchise granted under this section shall be deemed to have been granted on the twenty-second day of March, 1944, and shall have effect accordingly.

