

The second  
schedule.

**3** The second schedule to the Principal Act is amended by adding at the end thereof the following words:—

“The carriage of persons and their personal luggage, in either direction, between any place used for the berthing of passenger or vehicular ferries engaged on voyages between any port in this State and any port in any other State and the railway station nearest to that place at which adequate staff and facilities are provided for dealing with passengers; but so that—

- (a) no persons are so carried except persons who have arrived, or are about to depart, by such a ferry; and
- (b) no persons are so carried except—
  - (i) on a day on which such a ferry arrives at, or departs from, the relevant port in this State; and
  - (ii) in a case of emergency or where no alternative means for the carriage of persons between the relevant port and railway station is provided by or can be arranged with a person other than the Commission.”.

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## HYDRO-ELECTRIC COMMISSION.

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No. 25 of 1959.

AN ACT to amend the *Hydro-Electric Commission Act 1944* and the *Factories, Shops, and Offices Act 1958*.  
[21 August 1959.]

**B**E 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:—

Short title  
and citation.

**1**—(1) This Act may be cited as the *Hydro-Electric Commission Act 1959*.

(2) The *Hydro-Electric Commission Act 1944*, as subsequently amended, is in this Act referred to as the Principal Act.

**2** Section fifteen of the Principal Act is amended by adding, at the end thereof, the following subsection:—

General powers of the Commission.

“(4) The powers conferred by paragraph (a) of subsection (2) include the power of providing and maintaining, as the Commission thinks fit—

(a) hospitals and amenities for its officers, clerks, workmen, and servants and those of its contractors; and

(b) accommodation houses for visitors to its works, subject, however, to the *Licensing Act* 1932, except as provided in section seventy-five A.”.

**3** After section thirty-eight of the Principal Act the following section is inserted:—

“38A—(1) Where the Commission purchases by agreement land that it could have taken by compulsory process the vendor may convey, transfer, or release the land without being required to lodge a plan of subdivision or obtain the approval or permission of any local or planning authority.

Exemption from control of subdivision.

(2) Where the Commission purchases by agreement portion of a person's land it shall within fourteen days after—

(a) the production for registration of the transfer in the case of land under the *Real Property Act* 1862; or

(b) delivery of a memorial of the conveyance or release to the Registrar of Deeds for registration under the *Registration of Deeds Act* 1934 in the case of other land,

deliver to the local authority a copy of the plan used in the registration of the transfer, conveyance, or release.”.

**4** After section thirty-nine of the Principal Act the following section is inserted in Part V:—

“39A—(1) For the purposes of Acts relating to rating—

Liability to rates.

(a) lands belonging to the Commission shall be deemed to belong to the Crown; and

(b) lands occupied or used by the Commission for the purposes of this Act shall be deemed to be occupied or used by and on behalf of His Majesty for a public purpose.

(2) Subsection (3) of section one hundred and seventy-three of the *Local Government Act* 1906 shall apply to the Commission as if the Commission were mentioned therein instead of the Crown and the Treasurer.

(3) Where the Commission has established a town, village, or camp on lands belonging to, or occupied or used by, it for the purposes of this Act, no tenant of such lands in such a town, village, or camp is liable to be rated in respect thereof, and his tenancy does not affect the liability, if any, of the Commission to be rated in respect thereof.

(4) This section shall be deemed to have commenced on the eighteenth day of January 1930.”

Powers of Commission in relation to works for transmission and distribution of electricity.

**5** Section forty-five of the Principal Act is amended—

- (a) by omitting from subsection (3) the words “any land is subject to the provisions of the *Closer Settlement Act 1929*” and substituting therefor the words “Crown land is reserved for the purposes of the *Closer Settlement Act 1957*”; and
- (b) by adding, at the end thereof, the following subsections:—

“(4) In the exercise of its powers under this Part the Commission—

(a) is subject to the law relating to building as if it were a servant of the Crown; and

(b) may blast rock or stone within the limits of a town without the permission of the surveyor.

“(5) The *Inspection of Machinery Act 1902* does not apply to engines, boilers, and machinery (as defined in that Act) of the Commission, except such as are declared by the Governor by proclamation to be subject to that Act.”

**6** After section seventy-five A of the Principal Act the following section is inserted:—

Commission's vehicles.

“75B The vehicles of the Commission are subject to the *Traffic Act 1925* as if they belonged to the Crown.”

Amendment of the *Factories, Shops, and Offices Act 1958*.

**7** Section forty-three of the *Factories, Shops, and Offices Act 1958* is amended—

(a) by omitting, at the end of paragraph (b), the word “or”; and

(b) by adding at the end thereof the following paragraph:—

“; or

“(d) officers, clerks, workmen, and servants of the Hydro-Electric Commission.”

Saving.

**8** Nothing contained in this Act affects the judgment in an action in the Supreme Court between the Mayor, Aldermen, and Citizens of the City of Launceston and the Hydro-Electric Commission numbered ninety-four of 1957 in the District Registry at Launceston, or the execution thereof.