

certified institution within the meaning of the *Infants' Welfare Act 1935*;

- (b) for the references therein to an infant within the meaning of the *Child Welfare Act 1960* there were substituted references to an infant within the meaning of section ninety-eight of the *Infants' Welfare Act 1935*; and
- (c) for the references therein to a home or nursery within the meaning of the *Child Welfare Act 1960* there were substituted references to a nursing-home within the meaning of the *Infants' Welfare Act 1935*.

MARINE.

No. 42 of 1960.

AN ACT to amend the *Marine Act 1921* and certain other Acts relating to borrowing by marine boards.

[14 November 1960.]

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—(1) This Act may be cited as the *Marine Act 1960*.

Short title and citation.

(2) The *Marine Act 1921*, as subsequently amended, is in this Act referred to as the Principal Act.

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

Continuation of harbour trusts.

“(4) On the commencement of the *Marine Act 1960* the North-Eastern Harbour Trustees shall, notwithstanding anything in subsection (1) of this section, cease to exist, and the property, rights, and obligations of the Trustees shall be transferred to and vest in the Marine Board of Launceston.”

3 Section nine of the Principal Act is amended by adding at the end thereof the following subsection:—

Vesting of property in marine boards and harbour trusts.

“(3) Nothing in this section affects the operation of subsection (4) of section seven.”

4 Section twenty-three of the Principal Act is amended—

Election of wardens of Launceston Marine Board.

- (a) by omitting from subsection (2) the words “in December”; and

- (b) by omitting from that subsection the words "election of aldermen" and substituting therefor the words "annual election of aldermen in that year".

Constitution of
harbour
trusts.

5 Section thirty-five of the Principal Act is amended by omitting the words "Each of the three trusts continued by section seven" and substituting therefor the words "A trust".

Retirement
of harbour
trustees.

6 Section thirty-six of the Principal Act is amended by omitting the words "the three harbour trusts respectively" and substituting therefor the words "a trust".

Modes of
borrowing.

7 Section eighty-four of the Principal Act is amended by omitting paragraph I and substituting therefor the following paragraph:—

"I With the approval of the Governor, by temporary overdraft from a bank:".

Sufficiency
of safety
equipment.

8 Section one hundred and four of the Principal Act is amended by omitting subsection (3) and substituting therefor the following subsection:—

"(3) In the making of regulations or by-laws under this section with respect to any matter, regard shall be had to the requirements of the laws of the Commonwealth with respect to that matter."

9 Section one hundred and twelve of the Principal Act is repealed and the following section is substituted therefor:—

Regulations
as to load
and deck
lines.

"112 In making regulations under section one hundred and eleven, regard shall be had to the requirements of the laws of the Commonwealth with respect to load lines and deck lines."

Inquiries into
casualties and
collisions.

10 Section one hundred and twenty-five of the Principal Act is amended—

- (a) by omitting from paragraph III the words "the court of inquiry" and substituting therefor the words "any court of inquiry that he may direct to inquire into the casualty or collision";
- (b) by omitting paragraph IV; and
- (c) by adding at the end thereof the following subsection:—

"(2) On receiving a request under paragraph III of subsection (1) of this section the Governor shall, unless he considers that no purpose will be served by further inquiry into the casualty or collision, direct that a court of inquiry constituted under Part XV shall inquire into the casualty or collision."

11 Section one hundred and forty-nine of the Principal Act is amended— Procedure of courts of inquiry and survey.

(a) by inserting after paragraph II of subsection (3) the following paragraph:—

“IIA A court of inquiry shall sit as directed by the police magistrate appointed to preside thereat.”; and

(b) by inserting in paragraph III of that subsection, after the word “magistrate”, the words “appointed to preside at a court of survey”.

12 Section one hundred and sixty-nine of the Principal Act is amended by inserting after subsection (4) the following subsections:— Parking of vehicles.

“(4A) By-laws made by a board or trust under this Division may, in respect of an offence with respect to the parking of a vehicle, prescribe a sum, not exceeding the penalty imposed by the by-laws for the commission of that offence, the acceptance of which by the board or trust under subsection (4B) of this section will expiate that offence.

“(4B) Where a board or trust considers an offence to have been committed, it may, in its discretion, accept the sum prescribed under subsection (4A) of this section in respect of that offence, and, on that sum being so accepted, no proceedings shall be taken for that offence.

“(4C) Without prejudice to subsection (4B) of this section, where a board or trust considers that an offence has been committed against by-laws under this Division with respect to the parking of a vehicle, it may serve notice by post on any person whom it considers may have committed that offence, stating that if, within such time as may be specified in the notice there is paid to the board such sum as may be specified in the notice, being a sum that does not exceed the penalty imposed by the by-laws for the commission of that offence, no proceedings will be taken against him for that offence, and, if within the time so specified that sum is paid to the board or trust, no proceedings shall be taken against that person for that offence.”.

13 The second schedule to the Principal Act is amended by omitting the paragraph commencing with the word “*North-Eastern*”. Second schedule.

14 The third schedule to the Principal Act is amended by omitting the paragraph commencing with the words “*North-Eastern Harbour Trust*”. Third schedule.

15 The Appendix to the Principal Act is amended by omitting Diagram B. Appendix.

16 The enactments that are specified in the schedule to this Act are amended as respectively specified in that schedule. Amendment of enactments relating to State guarantees of interests on loans to boards.

Transitory provisions.

17 Any by-laws made by the North-Eastern Harbour Trustees cease to have effect on the commencement of this Act, and the by-laws of the Marine Board of Launceston in force immediately before the commencement of this Act apply in respect of the area which immediately before that commencement was within the jurisdiction of that trust as they apply in respect of the remainder of the area within the jurisdiction of that board.

THE SCHEDULE.

(Section 16.)

Burnie Marine Board Loan Act 1936

(1 Edw. VIII No. 10).

Section four is amended by omitting from subsection (2) the words “, and such statement shall be signed by the Governor”.

Devonport Marine Board Loan Act 1946

(10 Geo. VI No. 43).

Section six is amended by omitting from subsection (2) the words “and that statement shall be signed by the Governor”.

Hobart Marine Board Loan Act 1947

(11 Geo. VI No. 73).

Section five is amended by omitting from subsection (2) the words “and that statement shall be signed by the Governor”.

Circular Head Marine Board Loan Act 1950

(No. 90 of 1950).

Section six is amended by omitting from subsection (2) the words “and that statement shall be signed by the Governor”.

Launceston Marine Board Loan Act 1951

(No. 64 of 1951).

Section five is amended by omitting from subsection (2) the words “and that statement shall be signed by the Governor”.

Devonport Marine Board Loan Act 1953

(No. 43 of 1953).

Section six is amended by omitting from subsection (2) the words “, signed by the Governor”.

HOBART CORPORATION.

No. 43 of 1960.

AN ACT to amend the *Hobart Corporation Act 1947*.
[14 November 1960.]

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:—

Short title and citation.

1—(1) This Act may be cited as the *Hobart Corporation Act 1960*.

(2) The *Hobart Corporation Act 1947*, as subsequently amended, is in this Act referred to as the Principal Act.