

“(7) Where a person who, having ceased to be a member, again becomes a member that person may exercise the same right of election under this section as if he had not previously been a member, but nothing in this subsection affects the operation of section seventeen in relation to such a person.”.

**5** Section fourteen of the Principal Act is amended—

(a) by omitting from subsection (2) thereof the word “half” and substituting therefor the words <sup>Benefits, on death of a member.</sup> “two-thirds of”; and

(b) by omitting from subsection (3) thereof the word “half” and substituting therefor the words “two-thirds of”.

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## RURAL FIRES.

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No. 47 of 1961.

AN ACT to amend the *Rural Fires Act 1950*.

[15 December 1961.]

**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:—

**1**—(1) This Act may be cited as the *Rural Fires Act 1961*. Short title and citation.

(2) The *Rural Fires Act 1950*, as subsequently amended, is in this Act referred to as the Principal Act.

**2** Section two of the Principal Act is amended by omitting the definition of “forest officer” and substituting therefor the following definition:— Interpretation.

“ ‘forest officer’ means an officer or temporary employee in the Forestry Department of the Public Service authorized to act as a forest officer for the purposes of this Act—

(a) by warrant under the seal of the Commission; or

(b) by notification by the Commission in the *Gazette*.”.

Rural Fires  
Board.

**3** Section seven of the Principal Act is amended—

- (a) by omitting from paragraph (c) of subsection (3) the words “(otherwise than as an employee)” and substituting therefor the words “as a principal or executive officer”;
- (b) by omitting paragraph (d) of that subsection and substituting therefor the following paragraphs:—

“(d) one shall be a person nominated jointly, as prescribed, by—

- (i) the Tasmanian Farmers’ Federation; and
- (ii) the Tasmanian Farmers’ Stockowners’ and Orchardists’ Association,

or, in default of agreement between those bodies as to the person to be nominated, shall be a person appointed by the Governor on the recommendation of the Minister, as provided by subsection (6) or subsection (7) of this section;

“(da) one shall be a person nominated by the Municipal Association of Tasmania; and”;

- (c) by omitting subsections (4) and (5);
- (d) by inserting in subsection (6), after the word “in”, the words “paragraph (d) or”; and
- (e) by omitting from subsection (7) the words “paragraph (e)” and substituting therefor the words “paragraph (d) or paragraph (e), as the case may be,”.

Restriction  
and regulation  
of lighting  
of fires.

**4** Section fourteen of the Principal Act is amended—

- (a) by omitting from paragraph (b) of subsection (3) the word “adjoining” (first occurring) and substituting therefor the words “the boundaries of which are within five chains of”;
- (b) by omitting from that paragraph the word “adjoining” (second occurring); and
- (c) by omitting the proviso to subsection (3).

Special  
provisions  
relating to  
the lighting  
of fires in  
rural fires  
districts for  
the purposes  
of clearing  
vegetation.

**5** Section fifteen of the Principal Act is amended—

- (a) by omitting from paragraph (b) of subsection (2) the word “adjoining” (first occurring) and substituting therefor the words “the boundaries of which are within five chains of”;
- (b) by omitting from that paragraph the word “adjoining” (second occurring); and
- (c) by omitting subsections (3) and (4).

**6** Section seventeen of the Principal Act is amended by adding the following subsection at the end thereof:— Enquiry into request under s. 16.

“(3) A person who lights a fire in contravention of a prohibition or order under this section is guilty of an offence against this Act.”.

**7** Section eighteen of the Principal Act is amended by adding the following subsection at the end thereof:— Saving of fire warden's powers.

“(3) A person who lights a fire in contravention of a prohibition or order under this section is guilty of an offence against this Act.”.

**8** Section thirty-one of the Principal Act is amended by adding the following subsection at the end thereof:— Powers of Board in fire emergency districts.

“(6) A person who contravenes an order, notice, or direction made or given by the Board under this section is guilty of an offence against this Act.”.

**9** Section forty-five of the Principal Act is amended by adding the following subsection at the end thereof:— Certain engines, &c., to be fitted with devices for arresting sparks, &c.

“(9) Any person or group of persons engaged in the extraction of logs, or in sawmilling (except within a town boundary) shall be equipped with such fire-fighting equipment as may, on the recommendation of the Board, be prescribed.”.

**10** Section forty-six of the Principal Act is amended— Offences and penalties.

(a) by omitting paragraph (a) of subsection (1) and substituting therefor the following paragraphs:—

“(a) set fire, or cause fire to be set, to the land of the Crown or another person in such circumstances as to cause or be likely to cause injury or damage—  
 (i) to; or  
 (ii) to land owned or occupied by, the Crown or the other person;

“(ab) permit a fire to escape from any land owned or occupied by him in such circumstances as to cause or be likely to cause injury or damage to the Crown or any other person;”;

(b) by omitting from paragraph (g) of that subsection the words “any period during which the provisions of sections fifteen to seventeen have effect and in any part of this State in which those provisions have effect” and substituting therefor the words “the period mentioned in subsection (2) of section thirteen or any addition to that period made under subsection (3) of that section and, in respect of that period, in

any part of this State, and in respect of any such addition any part of this State specified in respect of that addition"; and

- (c) by omitting subsections (2) and (3) and substituting therefor the following subsections:—

“(2) A person who commits an offence against any of the provisions of subsection (1) of this section is liable, if the offence is committed—

- (a) within a fire emergency district or on a fire danger day, to a penalty of not less than twenty pounds or more than two hundred pounds or imprisonment for twelve months; or
- (b) elsewhere on any other day, to a penalty of not less than ten pounds or more than two hundred pounds or imprisonment for twelve months.

“(3) A person who is guilty of an offence against this Act for which no penalty is prescribed elsewhere in this Act is liable to a penalty of two hundred pounds.”.

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## WESLEY VALE PULP AND PAPER INDUSTRY.

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No. 48 of 1961.

AN ACT to encourage the establishment in the Wesley Vale district of an industry for the manufacture of wood pulp, paper, and other products of wood, and to provide for matters incidental thereto. [15 December 1961.]

Preamble.

WHEREAS Associated Pulp and Paper Mills Limited, a company incorporated in the State of Victoria and carrying on business in this State, is desirous of establishing in the Wesley Vale district in this State the industry of manufacturing wood pulp, paper, and other products of wood from pulpwood obtained from forests in the areas described in the first schedule to this Act:

And whereas, in the opinion of the Forestry Commission, the quantity of pulpwood estimated to be available in those areas is sufficient for the purposes of such an industry:

And whereas in order to establish and develop the proposed industry the company will be involved in considerable expendi-