

“(3A) An Associate Commissioner shall devote to the performance of the duties of his office such part of his time as is specified in the instrument of appointment.”; and

(e) by omitting subsection (6).

Suspension and
removal of
Commissioner.

5 Section seven of the Principal Act is amended by inserting in paragraph (b) of subsection (1), after the word “Commissioner”, the words “or of an Associate Commissioner who is required to devote the whole of his time to the performance of the duties of his office”.

Reconstitution
of Commission.

6—(1) On the day on which this Act commences the Commission shall be reconstituted in accordance with the provisions of the Principal Act, as amended by this Act.

(2) The reconstitution of the Commission does not affect any rights or obligations of the Commission.

RURAL FIRES.

No. 48 of 1972.

AN ACT to amend the *Rural Fires Act 1967*.

[14 December 1972.]

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 *Rural Fires Act 1972*.

(2) The *Rural Fires Act 1967*, as subsequently amended, is in this Act referred to as the Principal Act.

2 Section five of the Principal Act is repealed and the following section is substituted therefor:—

“5—(1) Except as otherwise expressly provided in this Act— Application of Act.

(a) subject to subsection (2) of this section, this Act applies throughout the whole of the State; and

(b) the provisions of this Act relating to restrictions on the lighting of fires do not apply to or in relation to the lighting of a fire in an enclosed building.

“(2) Notwithstanding paragraph (a) of subsection (1) of this section, this Act does not apply to any place where an installation of any kind owned or used and maintained by a marine board is situated except that no act or omission which constitutes an offence against or a contravention of this Act shall be affected by this subsection.”.

3 Section twenty-four of the Principal Act is amended— Special fire areas.

(a) by omitting subsection (2) thereof and substituting therefor the following subsection:—

“(2) Where an area is declared pursuant to this section to be a special fire area, subject to subsections (3A) and (3B) of this section, the Minister shall appoint a committee for the area (in this section referred to as an ‘area committee’).”;

(b) by inserting, in paragraph (a) of subsection (3) thereof, after the word “region” the words “or (where the Minister has exercised his discretion under subsection (3A) or subsection (3B) of this section and the fire areas involved extend beyond one region) each region”; and

(c) by inserting, after subsection (3) thereof, the following subsections:—

“(3A) Where a particular area declared pursuant to this section to be a special fire area is in such close proximity to a special fire area for which an area committee has been appointed that, in the opinion of the Minister, the functions and duties of an area committee for that particular area and that special fire area can be adequately exercised by one area committee, the Minister may appoint that committee as the area committee for that particular area as well as for that special fire area.

“(3B) Where two or more particular areas that are declared pursuant to this section to be special fire areas are in such close proximity that, in the opinion of the Minister, the functions and duties of an area committee can be adequately exercised by one area committee in respect of all those two or more particular areas, the Minister may appoint one area committee in respect of all those two or more areas.

“(3C) References in this Act to a special fire area shall be deemed to include a reference to the totality

of two or more fire areas for which, pursuant to subsection (3A) or subsection (3B) of this section, only one area committee has been appointed.”.

Fire danger periods.

4 Section thirty-six of the Principal Act is amended—

- (a) by omitting, from subsection (1) thereof, the words “ On the recommendation of the Board, the Governor may, by proclamation—” and substituting therefor the words “The Board, or the chairman of the Board if so authorized by the Board, with the approval of the Minister, may by notification in the *Gazette*—”; and
- (b) by omitting the word “proclamation” from paragraph (a) and paragraph (b) of that subsection and substituting therefor (in each case) the word “notification”.

Revocation, suspension, or variation of permits to light fires.

5 Section forty of the Principal Act is amended—

- (a) by inserting in subsection (1) thereof, after the word “under” the words “section twenty-seven or”;
- (b) by omitting, from subsection (2) thereof, the word “Where” and substituting therefor the words “Where a forest officer in charge of a fire protected area in respect of which a permit has been granted by a fire permit officer under section twenty-seven or”;
- (c) by omitting from that subsection the words “the brigade captain” (second occurring) and substituting therefor the words “the forest officer or the brigade captain (as the case may be)”; and
- (d) by inserting, in paragraph (b) of subsection (3) thereof, after the word “officer”, the words “, forest officer,”.

Contributions towards Board's expenditure.

6 Section fifty-six of the Principal Act is amended by adding, at the end of subsection (8) thereof, the words “not being land where an installation of any kind owned or used and maintained by a marine board is situated”.

MUNICIPALITY OF CLARENCE (POLL).

No. 49 of 1972.

AN ACT to require a poll on the government of the municipality of Clarence.

[14 December 1972.]

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.

1 This Act may be cited as the *Municipality of Clarence (Poll) Act 1972*.