

“(4) In this section, ‘presiding officer’ means—

- (a) in relation to the Legislative Council, the President; and
- (b) in relation to the House of Assembly, the Speaker.”.

Appointment of sessional messengers.

**3** Section four of the Principal Act is amended by omitting therefrom the word “messengers” and substituting therefor the word “officers”.

Payments for contingent services.

**4** Section five of the Principal Act is amended by omitting subsection (1) thereof and substituting therefor the following subsection:—

“(1) Any expenditure out of moneys provided in an Appropriation Act under any heading other than a heading relating to salaries and payments related to salaries, in connection with either House of Parliament or in connection with the Legislature generally, may be incurred upon the written authority (either special or general) of the President or Speaker, as the case may be.”.

Expenses of members of Select Committees.

**5** Section six of the Principal Act is amended by omitting therefrom all the words after the word “Houses,” to the end of the section and substituting therefor the words “, of such allowances, fees, or emoluments as may be prescribed by those rules.”.

---

## RAILWAY MANAGEMENT.

---

No. 44 of 1964.

AN ACT to amend the *Railway Management Act 1935.*

[26 November 1964.]

**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, citation, and commencement.

**1**—(1) This Act may be cited as the *Railway Management Act 1964.*

(2) The *Railway Management Act 1935*, as subsequently amended, is in this Act referred to as the Principal Act.

(3) This Act shall commence on a date to be fixed by proclamation.

**2** Section sixty A of the Principal Act is amended—

Railway  
Service  
Promotions  
Appeal  
Board.

- (a) by omitting from subsection (4) the words “three persons” and substituting therefor the words “such number of persons as it thinks fit”;
- (b) by adding at the end of subsection (5) the words “; and, in relation to the members of that trades union, association, or organization, the person so nominated is, in this section, referred to as their employees’ representative.”; and
- (c) by omitting subsections (6), (7), and (8) and substituting therefor the following subsections:—

“(6) For the purposes of the hearing and determination of an appeal under this Division the Board shall, subject to this section, be constituted of—

- (a) the chairman;
- (b) the employees’ representatives of the appellants; and
- (c) a number of the departmental representatives equal in number to the number of the employees’ representatives who are entitled to sit as members of the Board on the hearing and determination of the appeal.

“(7) The number of employees’ representatives who may sit as members of the Board for the purpose of the hearing and determination of an appeal shall not exceed the number of the appellants; and where, but for this subsection, the number of the employees’ representatives would exceed that number, the appellants shall determine which of those employees’ representatives shall sit as members of the Board for the purpose of the hearing and determination of the appeal.

“(8) Where the number of departmental representatives that are required to sit as members of the Board for the purpose of the hearing of an appeal is less than the number of departmental representatives for the time being appointed, the departmental representatives shall determine which of them is to sit as a member of the Board for the purpose of hearing the appeal.

“(8A) For the purposes of this Division, the decision of the majority of the members of the Board sitting on the hearing of an appeal shall be deemed to be the decision of the Board.”.

Promotion  
to higher  
grade.

**3** Section sixty B of the Principal Act is amended by omitting from subsection (1) the words "in the Railway Service to a position of a class or grade higher than that of the position held by such officer or employee" and substituting therefor the words "of the Commission (whether employed in the Railway Service or not) to a position in the Railway Service of a class or grade higher than that held by him".

Procedure  
on appeals.

**4** Section sixty C of the Principal Act is amended by inserting in subsection (6), after the word "Service", the words "or any other officer or employee of the Commission".

Constitution  
of Railway  
Service  
Appeal  
Board.

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

(a) by omitting subsection (6); and

(b) by inserting in subsection (11), before the word "election", the word "last".

**6** Section sixty-six of the Principal Act is repealed and the following section is substituted therefor:—

Term of  
office, &c., of  
employees'  
representa-  
tives.

"66—(1) Subject to this section, each employees' representative shall hold office for a term of three years.

"(2) Where an employees' representative dies or ceases to hold office otherwise than by reason of the effluxion of time, the person elected to fill the vacancy shall hold office only for the unexpired portion of the term of office of the member in whose place he is elected.

"(3) An employees' representative may resign from his office by notice in writing addressed to the Minister.

"(4) An employees' representative ceases to hold his office on his ceasing to belong to the Railway Service.

"(5) The Governor may remove from office an employees' representative if he is satisfied that that representative—

(a) has, without reasonable excuse, been absent from three consecutive meetings of the Board;

(b) has become incapable of acting as a member of the Board; or

(c) has been guilty of misconduct."

Actions by  
passengers.

**7** Section seventy-six of the Principal Act is amended by omitting from subsection (1) the words "Crown Solicitor" and substituting therefor the words "Commission or its solicitor".

Transitory  
provisions.

**8**—(1) Where, under the Principal Act, an appeal has been brought before the commencement of this Act the like proceedings shall be taken on that appeal, and the appeal shall be heard and determined, as if this Act had not been enacted.

(2) Where a promotion has been made before the commencement of this Act no person is entitled to bring an appeal under the Principal Act in respect of that promotion unless he would have been entitled to bring that appeal if this Act had not been enacted.

---

## LAUNCESTON MARINE BOARD LOAN.

---

No. 45 of 1964.

AN ACT to amend the *Launceston Marine Board Loan Act 1951*. [26 November 1964.]

**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 *Launceston Marine Board Loan Act 1964*. Short title and citation.

(2) The *Launceston Marine Board Loan Act 1951*, as subsequently amended, is in this Act referred to as the Principal Act.

**2** Section three of the Principal Act is amended by omitting therefrom the numerals “1,500,000” and substituting therefor the numerals “3,000,000”. Borrowing powers.

---

## AUSTRALIAN TITAN PRODUCTS.

---

No. 46 of 1964.

AN ACT to amend the *Australian Titan Products Act 1945*. [26 November 1964.]

**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 *Australian Titan Products Act 1964*. Short title and citation.

(2) The *Australian Titan Products Act 1945*, as subsequently amended, is in this Act referred to as the Principal Act.