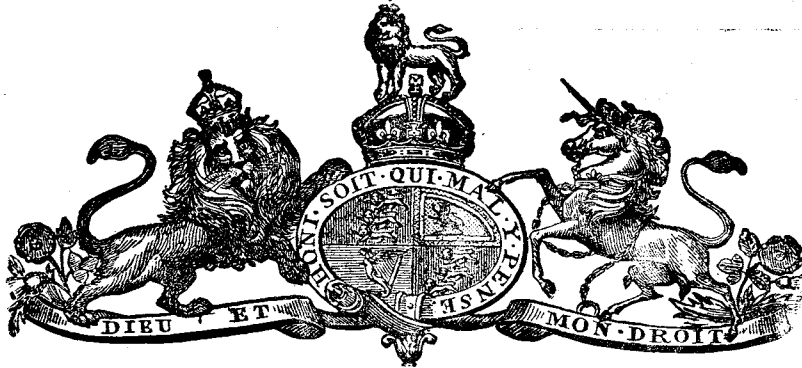


T A S M A N I A .



1906.

ANNO SEXTO

EDWARDI VII. REGIS,

No. 16.



AN ACT to further amend "The Life Assurance Companies Act, 1874." A.D. 1906.  
[25 October, 1906.]

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** This Act may be cited as "The Life Assurance Companies Amendment Act, 1906," and shall be incorporated and read as one with "The Life Assurance Companies Act, 1874," and every Amendment thereof. Short title and incorporation with 38 Vict. No. 6.

**2** In this Act "policy" means any instrument by which the payment of moneys by or out of the funds of a Company on the happening of any contingency depending on the duration of human life, whether by way of life assurance, endowment, annuity, or otherwise, is assured or secured. Definition of "policy."

**3** Section Ten of "The Life Assurance Companies Amendment Act, 1885," is hereby repealed. Repeal. 49 Vict. No. 21, s. 10.

**4**—(1.) In the event of a policy on the *Tasmanian* Register of any Company being lost or destroyed, the Company which is liable upon Company may issue special policy  
4d.]

*Life Assurance Amendment.*

A.D. 1906.

in place of lost or destroyed policy.

Judge may order issue of special policy.

Special policy to be similar to lost policy.

Notice of intention to issue special policy to be advertised.

Expenses to be paid by policy-holder.

Issue of special policies to be entered in books of Company.

Special policy available in lieu of lost or destroyed policy.

Substituted special policies may be issued.

such policy may, upon such evidence as to its loss or destruction as the Company deems sufficient, issue to the policy-holder a special policy.

(2.) If the Company fails to issue a special policy within Two months after being requested, in writing, by the policy-holder so to do, a Judge may, upon application by summons (after service of the summons upon the Principal Officer), upon such evidence as to the loss or destruction of the policy as he deems sufficient, order the Company, upon such terms as to costs and otherwise, and within such time as he may determine, to issue a special policy.

5 Every special policy shall contain a copy of the lost or destroyed policy, and of every indorsement thereon registered by the Company, and shall state why such special policy is issued.

6 The Company, before issuing such special policy, shall, if the amount assured exceeds One hundred Pounds, give at least One month's notice of its intention so to do by advertisement—

- I. In One newspaper published in the City of *Hobart*: and
- II. In One newspaper (if any) circulating in the neighbourhood in which the policy-holder resides, or in One newspaper (if any) circulating in the district in which the policy is considered by the Company to have been lost or destroyed.

7 The expense of every such advertisement, and, unless otherwise ordered pursuant to Sub-Section (2.) of Section Four of this Act, all other costs connected with the issue of a special policy, shall be paid by the policy-holder, who shall not be entitled to such special policy until the said expenses and costs shall have been paid.

8 The fact of the issue of a special policy, with the reasons for such issue, shall be entered in the books of the Company.

9 Every special policy shall be valid and available for all purposes and uses for which the lost or destroyed policy would have been valid and available, and after the issue thereof the lost or destroyed policy shall be absolutely null and void, and the Company shall not be liable thereunder.

10 In the event of the loss or destruction of a special policy, a substituted special policy may, from time to time, as occasion may require, be issued instead thereof, and all the provisions of this Act with regard to the issue and effect of a special policy shall apply to the issue and effect of each substituted special policy.