

## THE SCHEDULE.

The rates of tax shall be as follows:—

For Every Pound of the Taxable Value of the Land—	Rate of Tax in Pence.
<b>1. In the case of rural land—</b>	
I. Where the total unimproved value does not exceed £3500 .....	nil
II. Where such value exceeds £3500, on the excess as set forth in paragraph 3 hereof.	
<b>2. In the case of land other than rural land—</b>	
Up to £2500 .....	1
Over £2500 up to £5000 .....	1½
<b>3. In all cases—</b>	
Over £3500 up to £5000 .....	1½
Over £5000 up to £15,000 .....	2¼
Over £15,000 up to £30,000 .....	3½
Over £30,000 up to £50,000 .....	4
Over £50,000 up to £80,000 .....	4½
Over £80,000 .....	5

but where the unimproved value is less than £24 no tax shall be payable in the case of land other than rural land.

## BUILDING MATERIALS.

No. 41 of 1948.

AN ACT to make provision for the regulation and control of the use of certain essential building materials, and for matters incidental thereto.

[18 November, 1948.]

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 *Building Materials Act* Short title.  
1948.

**2** In this Act, unless the contrary intention appears—  
“essential building material” means any material specified in the schedule;  
“the Controller” means the Controller of Building Materials appointed under section six.

Interpretation.  
Cf. No. 5116  
(Vic.), s. 2;  
No. 41 of 1945  
(S.A.), s. 2;  
No. 12 of 1946  
(N.S.W.), s.  
4.

Act to bind  
Crown.  
Vic. s. 14;  
N.S.W. s. 2  
(2).

Administra-  
tion.

Administra-  
tive policy.

**3** This Act shall bind the Crown.

**4** Subject to the directions of the Minister, this Act shall be administered by the Controller.

**5** Notwithstanding anything contained elsewhere in this Act, this Act shall be administered so as to ensure that, as far as is practicable, at least eighty-five per cent of the total quantity of any essential building material manufactured or produced in, or imported into, this State from time to time during the continuance of this Act is made available only to persons requiring the same for use in the erection, extension, or repair of dwelling-houses.

Appointment  
of Controller  
and officers.

**6**—(1) The Governor may appoint a person as and to be the Controller of Building Materials under and for the purposes of this Act.

(2) Upon the recommendation of the Public Service Commissioner, the Controller may, with the approval of the Governor, make use of the services of any officer of the Public Service for the purposes of this Act.

Sale, use, &c.,  
of essential  
building  
materials  
prohibited  
except under  
permit.

**7**—(1) No person shall—

(a) store, or sell, offer for sale, distribute, exchange, or otherwise dispose of, any essential building material—

(i) except with the written authority of the Controller, and upon and subject to such terms and conditions (if any), as the Controller may impose and as may be specified in such authority; or

(ii) to any person other than the holder of a permit under this section; or

(b) purchase, acquire, or use any essential building material, except under the authority, and in accordance with the terms and conditions, if any, of a permit under this section.

(2) An application for a permit under this section shall be made, in writing, in such form as the Controller may require, or as may be prescribed, and shall, if the Controller so requires, be accompanied by a statutory declaration verifying the statements and particulars contained in the application.

(3) Upon receipt of an application under subsection (2) the Controller may, in his discretion, grant a permit to the applicant or may refuse to grant a permit to the applicant, or may grant to him a permit upon and subject to such terms and conditions as the Controller may impose, and as may be specified in the permit.

(4) A permit under this section shall be in writing, and shall be signed by the Controller or by some officer authorised in writing by the Controller to sign permits on the Controller's behalf.

(5) If the holder of any permit under this section fails or neglects to comply with any terms and conditions upon and subject to which the permit is granted, the Controller may, if he thinks fit, revoke the permit by notice in writing served upon, or forwarded by post to, the holder of the permit.

(6) The holder of any permit which is revoked by the Controller in accordance with subsection (5) may, within seven days after the service upon him of the notice under that subsection, appeal, as prescribed, to the Minister against the revocation of the permit, and the Minister may allow or disallow the appeal, as he thinks fit, and the Minister's decision shall be final.

**8** The Controller may, by notice in writing—

(a) require any producer, owner, or holder of any essential building material—

(i) to produce, sell, supply, or deliver such material in accordance with the requirements as to priority set out in the notice, in such quantities, within such time, and to such persons or classes of persons as may be specified therein; or

(ii) to allocate such material for housing purposes, for building operations other than housing, or for any other purpose, in such proportions as may be specified in the notice;

(b) for the purpose of ensuring an equitable distribution of available supplies of essential building materials, give to any person such directions as he thinks necessary or desirable with respect to the storage, distribution, sale, movement, or use of any essential building material or its use in the manufacture or assembly of any goods or articles; or

(c) require any person to furnish particulars, returns, or estimates with respect to his output, purchase, sales, use, disposal, or stocks of essential building materials.

(2) A notice under subsection (1) may be served personally upon the person to whom it is directed or may be forwarded to him by post at his usual or last known place of abode or at any place at which he carries on his trade or business.

(3) Without limiting the generality of the foregoing provisions of this section, any notice under subsection (1) may provide that the obligation to comply therewith within the time specified in the notice shall be conditional upon the happening or continuance of events or circumstances specified in the notice, and the Minister may, in his discretion, at any time extend the time for compliance with the requirements or directions contained in the notice.

Powers of  
Controller to  
give  
directions, &c.  
Vic. s. 13;  
N.S.W. s. 17.

Special provisions relating to bricks.

**9**—(1) No person shall use any bricks (other than cement bricks) in or in connection with the erection, extension, or alteration of any building or structure whatsoever other than a dwelling-house, except under the authority and in accordance with the terms and conditions (if any) of a permit granted to him in that behalf by the Controller.

(2) Upon application being made by any person for a permit under this section, the Controller may, in his discretion, grant a permit to that person or refuse to grant a permit to that person, or may grant to him a permit upon and subject to such terms and conditions as the Controller may impose and as may be specified in the permit.

(3) A permit under this section shall be in writing in the prescribed form.

(4) The provisions of subsections (5) and (6) of section seven shall apply to and in respect of all permits granted under this section in the same manner and to the same extent in all respects as they apply to and in respect of permits granted under section seven.

Offences and penalties.  
Vic. s. 18;  
N.S.W. s. 20.

**10**—(1) Any person who contravenes or fails to comply with—

(a) any provision of this Act; or

(b) any requirement or direction of the Controller under section eight,

which is applicable to him, shall be guilty of an offence against this Act.

(2) Any person who, in any application, return, or other document furnished by him to the Controller in pursuance of this Act, knowingly furnishes any information or makes any statement which is false or misleading in any material particular, shall be guilty of an offence against this Act.

(3) Any person who is guilty of an offence against this Act shall be liable to a penalty of one hundred pounds or to imprisonment for six months, or to both such penalty and imprisonment.

Protection of Controller.  
Vic. s. 20;  
N.S.W. s. 23.

**11** No act, matter, or thing done by the Controller, shall, if the act, matter, or thing was done in good faith for the purposes of this Act, subject the Controller to any action, liability, claim, or demand whatsoever.

Regulations.  
Vic. s. 22;  
N.S.W. s. 25.

**12** The Governor may make regulations prescribing any matter or thing required or permitted by this Act to be prescribed.

Expiry of Act.  
Vic. s. 23;  
N.S.W. s. 26.

**13** This Act shall expire on the thirty-first day of December, 1949.

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## THE SCHEDULE.

(Section 2.)

### ESSENTIAL BUILDING MATERIALS.

Butt-welded piping.

Galvanised sheet iron (corrugated and plain).