

MARINE.

No. 54 of 1948.

AN ACT to amend the *Marine Act 1921*. [15 December, 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—(1) This Act may be cited as the *Marine Act 1948*. Short title and citation.

(2) The *Marine Act 1921**, as subsequently amended, is in this Act referred to as the Principal Act.

2—(1) Section seventeen of the Principal Act is amended by omitting subsections (2) and (3). Repeal of of 11 Geo. VI. No. 24, s. 3.

(2) After section seventeen of the Principal Act is inserted the following section:—

“17A.—(1) Any elector that is a corporation may, by deed poll deposited with the secretary of the Board appoint— Incorporated electors may appoint substitutes.

(a) if it is incorporated in Tasmania, one of its directors or managers (including a branch manager) or its secretary; or

(b) if it is incorporated elsewhere, one of its directors, officers or representatives resident in Tasmania,

an elector in its place, and may in the same manner revoke his appointment.

(2) An elector so appointed shall during his appointment exercise the voting powers of the corporation appointing him to the exclusion of that corporation, and be eligible for election as a warden, and if so elected shall continue in office notwithstanding the revocation of his appointment.”.

3 After section one hundred and fifty-six A of the Principal Act the following sections are inserted:—

“156B.—(1) No person shall light any—

(i) neon or similar sign;

(ii) outdoor floodlight;

(iii) flashing light;

(iv) red light;

(v) green light; or

(vi) illuminated advertisement or trader's sign,

Certain lights not to be shown seaward without permission.

* 12 Geo. V. No. 60. For this Act, as amended to 1936, see Reprint of Statutes, Vol. VI., p. 553. Subsequently amended by 5 Geo. VI. No. 52, 7 Geo. VI. No. 69, 8 & 9 Geo. VI. No. 34, 9 Geo. VI. No. 5, 10 Geo. VI. No. 24, and 11 Geo. VI. No. 24.

which is visible from the navigable waters of any port, harbour, river or water under the jurisdiction of a board or trust without the written permission of that board or trust.

(2) Applications for permission shall be in accordance with the form in the sixth schedule.

(3) Permission shall be given if the board or trust is satisfied that no substantial interference with navigation will ensue.

Prevention
of false or
glaring
lights.

Imp. 57 & 58
Vict. c. 60,
s. 667;
Queensland
41, Vict.
No. 3, s. 106;
cf. S.A. No.
2290, s. 169;
W.A. No. 16
of 1938, s. 3;
Cth. No. 14
of 1911, s. 10.

“156C.—(1) Whenever any fire or light is burnt or exhibited—

(a) which may reasonably be mistaken by mariners for a navigation light; or

(b) which throws such a glare as to affect navigation,

a board or trust under whose jurisdiction is any port, harbour, river or water from which that fire or light may be seen by mariners may serve a notice upon the owner of the place where the fire or light is burnt or exhibited or on the person having charge of the fire or light directing that owner or person within a reasonable time to be specified in the notice to take effectual means for extinguishing or effectually screening the fire or light and for preventing for the future any similar fire or light.

(2) The notice may be served personally or by posting it to or delivering it at the place of abode of the person to be served or by fixing it in some conspicuous spot near the fire or light to which it relates.

(3) If any owner or person on whom a notice is served under this section fails without reasonable cause to comply with the directions contained in the notice he shall be guilty of a common nuisance and in addition to any other penalties or liabilities he may incur shall for each offence be liable to a fine not exceeding two hundred and fifty pounds.

(4) If an owner or person on whom a notice under this section is served neglects for a period of seven days to extinguish or effectually screen the fire or light mentioned in the notice the board or trust which gave it may by its servants or workmen enter upon the place where the fire or light is and forthwith extinguish it, doing no unnecessary damage, and may recover the expenses incurred by it in so doing from the owner or person on whom the notice has been served.”

Form of
application.

4 After the fifth schedule of the Principal Act the following schedule is inserted:—

" THE SIXTH SCHEDULE.

.....
(Address and date.)

LIGHT SHOWING SEAWARD.

.....
(Name and address of Board or Trust.)

Dear Sirs,

Permission is requested to light a*
visible from the navigable waters of†.
It will be at‡ and will be visible from§.
Its strength will be approximately¶.

Yours faithfully,

.....
(Signature and name of applicant typed or
otherwise made clearly legible.)

* The kind of light.

† The name of the place.

‡ The place and height above sea level of the light.

§ The relevant horizontal and vertical bearings (in degrees) of the light's visibility.

¶ candle power.

**WORKERS' (OCCUPATIONAL DISEASES)
RELIEF FUND (No. 2).**

No. 55 of 1948.

AN ACT to amend the *Workers' (Occupational Diseases) Relief Fund Act 1928*.
[15 December, 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—(1) This Act may be cited as the *Workers' (Occupational Diseases) Relief Fund Act (No. 2) 1948*. Short title
and citation.

(2) The *Workers' (Occupational Diseases) Relief Fund Act 1928**, as subsequently amended, is in this Act referred to as the Principal Act.

* 19 Geo. V. No. 52. For this Act, as amended to 1936, see Reprint of Statutes, Vol. V., p. 330. Subsequently amended by 2 Geo. VI. No. 60, 3 & 4 Geo. VI. No. 67, 4 & 5 Geo. VI. No. 81, 5 Geo. VI. No. 51, 7 Geo. VI. No. 17, 7 & 8 Geo. VI. No. 76, 8 & 9 Geo. VI. No. 51, 11 Geo. VI. No. 17, and No. 1 of 1948.