

wealth as being the result of that service.”.

Partial  
exoneration of  
pensioners  
from rates.

**6** After section ninety-nine of the Principal Act the following section is inserted:—

“99A Section two hundred and forty-four of the *Local Government Act* 1962 applies to the corporation as if the reference to section two hundred and twelve in paragraph (a) of subsection (1) were a reference to section eighty-one of this Act.”.

Power to  
construct  
stormwater  
drains and  
sub-soil  
drains in  
certain cases.

**7** Section one hundred and eighty-four of the Principal Act is amended by inserting in subsection (3), after the figures “1954”, the words “but excluding so much of those costs as the council attributes to the making of any section of that drain larger than normal for the land to be served thereby”.

**8** The Principal Act is amended by inserting after section one hundred and ninety-eight the following division:—

“*Division III—Housing.*”

Power to do  
housing  
development.

“198A The corporation may—

- (a) erect, or convert existing buildings into, dwelling-houses and flats;
- (b) sell or let dwelling-houses and flats erected or made for the purposes of this Division for such price or rent and on such terms and conditions as it may think fit;
- (c) acquire any land that is required by it for the purposes of this section; and
- (d) subdivide such land or may develop it as a building estate or as flats for sale in accordance with a stratum plan registered under Part XIA of the *Conveyancing and Law of Property Act* 1884.

The fifth  
schedule.

**9** The fifth schedule to the Principal Act is amended by omitting from sub-paragraph (b) of paragraph 12 the word “packed” and substituting therefor the word “stacked”.

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## MILK.

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**No. 22 of 1965.**

AN ACT to amend the *Milk Act* 1947.

[12 October 1965.]

**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 *Milk Act 1965*.

Short title,  
citation, and  
commence-  
ment.

(2) The *Milk Act 1947*, 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 five of the Principal Act is amended—

Constitution  
and incor-  
poration of  
board.

(a) by omitting paragraph (c) of subsection (2) and substituting therefor the following paragraph:—

“(c) one shall be elected in accordance with this Part by persons who are registered under subsection (2D) of this section.”; and

(b) by omitting subsections (2C) and (2D) and substituting therefor the following subsections:—

“(2C) A person is entitled to be registered for the purposes of paragraph (c) of subsection (2) of this section if he is the holder of a milk vendor’s licence and is engaged in a trade or business that involves the exercise of the authority conferred on him by the licence.

“(2D) Regulations under this Act may prescribe the manner in which persons who are entitled to be registered for the purposes of paragraph (c) of subsection (2) of this section are to be so registered, and may provide for the cancellation of the registration of any person so registered whose milk vendor’s licence is cancelled or suspended or who has ceased to exercise the authority conferred by the licence.”.

**3** Section seven of the Principal Act is amended by inserting after subsection (1) the following subsection:—

Elections of  
the board.

“(1A) Separate elections shall be held for the purpose of electing persons as members of the board under paragraph (b) and under paragraph (c) of subsection (2) of section five.”.

**4** Section nine of the Principal Act is amended—

Qualifica-  
tions of  
electors,  
members, &c.

(a) by omitting from subsection (1) all the words following the word “elections” and substituting therefor the words “held for the purposes of paragraph (b) of subsection (2) of section five, or to nominate any candidate, or be nominated as candidates, at such an election, or to be elected as members of the board at such an election.”; and

(b) by inserting after subsection (2) of that section the following subsection:—

“(2A) Only persons registered under subsection (2D) of section five shall be eligible to nominate any candidate, or be nominated as can-

didates, at an election held for the purposes of paragraph (c) of subsection (2) of section five, or to be elected as members of the board at such an election.”.

Nomination  
and election  
of members.

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

“(4) If at any election, no candidates are nominated, or the number of candidates nominated is less than the number of members required to be elected at that election, the Governor may appoint as members of the board a sufficient number of persons qualified to be elected as members of the board at that election to fill the vacancies; and any person so appointed shall be deemed to have been elected a member of the board at that election.”.

Voting at  
elections.

**6** Section eleven of the Principal Act is amended by omitting from subsection (1) the word “dairyman” and substituting therefor the word “person”.

Vacation of  
office by  
members.

**7** Section fifteen of the Principal Act is amended—

- (a) by omitting from paragraph (f) of subsection (1) the word “or” occurring at the end thereof;
- (b) by omitting from paragraph (g) of that subsection the words “an elected member” and substituting therefor the words “a representative of dairymen within the meaning of section five”;
- (c) by adding at the end of that subsection the following paragraph:—

“; or  
“(h) being a member of the board elected under paragraph (c) of subsection (2) of section five, ceases to be registered under subsection (2D) of that section.”;

- (d) by omitting from subsection (3) the words “dairyman to fill such vacancy” and substituting therefor the words “person entitled to be elected to that office”; and
- (e) by omitting from that subsection the word “dairyman” (second occurring) and substituting therefor the word “person”.

Transitory  
provisions.

**8**—(1) The person holding office immediately before the commencement of this Act as a member of the board under paragraph (c) of subsection (2) of section five of the Principal Act shall continue to hold office as a member of the board for such period as he would so have held office if this Act had not been enacted as if he had been so elected under that paragraph as it has effect after the commencement of this Act.

(2) Paragraph (h) of subsection (1) of section fifteen of the Principal Act (as amended by this Act) does not apply to a member of the board who continues in office as such by virtue of subsection (1) of this section.