

METROPOLITAN TRANSPORT.

No. 40 of 1961.

AN ACT to amend the *Metropolitan Transport Act 1954.* [15 December 1961.]

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:—

Short title
and citation.

1—(1) This Act may be cited as the *Metropolitan Transport Act 1961.*

(2) The *Metropolitan Transport Act 1954*, as subsequently amended, is in this Act referred to as the Principal Act.

Interpre-
tation.

2 Section two of the Principal Act is amended—

- (a) by inserting in the definition of “Hobart metropolitan area”, after the word “with”, the words “the Hobart northern extension and”; and
- (b) by inserting after that definition the following definition:—

“ ‘Hobart northern extension’ means the following area, namely:—

- (a) So much of that part of the municipality of Glenorchy that is more than seven miles from the general post-office at Hobart as lies to the west of the western boundary of the Midlands Highway and within one mile of that boundary and so much of that part of that municipality as lies to the east of that boundary; and
- (b) So much of any other municipality that lies within, or within one mile of, that part of the Midlands Highway as lies between the northern boundary of the municipality of Glenorchy and the junction, in the municipality of Brighton, with that highway of the road leading therefrom to the town of Brighton, but that does not lie within any part of the Midlands Highway lying to the north of that junction;”.

3—(1) Section forty-four of the Principal Act is amended—

Restriction on
the operation
of certain
transport
services, &c.

- (a) by inserting after subsection (1) the following subsections:—

“(1A) In issuing a coach licence under Part III of the *Traffic Act* 1925 authorizing the carriage of passengers over a route that is partly within a metropolitan area the Transport Commission shall, except as may otherwise be agreed by the Trust, impose in relation to that licence a condition prohibiting, or restricting in such manner as, before the issue of the licence, the Trust may have specified in relation to that licence, the picking up by the vehicle to which the licence relates of passengers at any point within that metropolitan area and the putting down of those passengers at any point within that area.

“(1B) A condition imposed in relation to a licence under subsection (1A) of this section shall, subject to this section, be deemed to have been imposed as prescribed under Part III of the *Traffic Act* 1925.

“(1C) For the purposes of paragraph (a) of subsection (1) of this section and of subsection (1A) of this section, the Hobart northern extension shall be deemed not to form part of the Hobart metropolitan area.”; and

- (b) by adding at the end of subsection (2) the words
“, or in respect of any condition imposed in relation to a licence under subsection (1A) of this section where the Commission certifies that that condition was imposed in order to comply with the requirements of that subsection.”.

(2) If this Act commences before the date on which the Governor gives his assent to the *Traffic Act* 1961, subsection (1) of this section has effect until that date as if in paragraph (a) thereof for the words “coach licence under Part III of the *Traffic Act* 1925 authorizing the carriage of passengers” there were substituted the words “licence under Part III of the *Traffic Act* 1925 in respect of a coach (within the meaning of that Act) authorizing the use of the vehicle to which the licence relates for the carrying on of a regular service for the carriage of passengers, or passengers and goods”.
