

“(5) References in subsection (4) of this section to the weight of a vehicle shall be construed as including references to—

- (a) the weight of the goods carried on the vehicle; and
- (b) the load or weight borne by any tyre, wheel, axle, or other part of the vehicle.

“(6) Any penalty imposed by virtue of subsection (4) of this section on the conviction of a person for an offence shall—

- (a) if the offence was committed on a State highway or subsidiary road within the meaning of the *Roads and Jetties Act 1935*, be paid into the State Highways Trust Fund; and
- (b) if the offence was committed elsewhere, be paid into the municipal fund of the city or municipality in which the place at which the offence was committed is situated.”.

3 After section fifty-one of the Principal Act the following section is inserted:—

Complaint as
evidence in
certain cases.

“51A Where proceedings are taken against a person for an offence committed or alleged to have been committed by him under the regulations made under section ten, section thirty, or section thirty-one and that person, having been served with a summons to appear before the court in which the proceedings are taken, fails to do so, the summons and the complaint (if any) on which it was issued shall be received in evidence as *prima facie* proof of the matters contained therein.”.

Motor
vehicles to
be insured.

4 Section sixty-three of the Principal Act is amended by omitting from subsection (1A) the letter “B” and substituting therefor the letter “A”.

Policies of
insurance.

5 Section sixty-four of the Principal Act is amended by omitting from subsection (2AA) the numeral “(1)” and substituting therefor the numeral “(2)”.

MOTOR VEHICLES TAX.

No. 19 of 1962.

AN ACT to amend the *Motor Vehicles Tax Act 1917*.
[10 May 1962.]

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 *Motor Vehicles Tax Act 1962*.

(2) The *Motor Vehicles Tax Act 1917*, as subsequently amended, is in this Act referred to as the Principal Act.

2 Section three of the Principal Act is amended by inserting before the definition of "lorry" the following definition:— Interpretation.

“ ‘commercial trailer’ means any trailer in respect of which a licence under Part III of the *Traffic Act* 1925 is in force or has effect, and any trailer that—

- (a) is used or let for the carriage of passengers or goods for hire or for any other consideration; or
- (b) is used for the carriage of goods either for sale or for offering for sale or in the cause of a trade or business;”.

3 Section eight of the Principal Act is amended— Offences.

- (a) by omitting from paragraph (b) of subsection (2) the word “or”; and
- (b) by inserting after paragraph (c) of that subsection the following paragraph:—
“ ; or
- (d) use a vehicle that is a commercial trailer,”.

4 The schedule to the Principal Act is amended— Schedule.

(a) by omitting from the first column of the table of the scales and rates of taxes set out under the heading “MOTOR VEHICLES OTHER THAN MOTOR CYCLES AND TRAILERS” the item “Lorries propelled by means of an internal combustion engine”, and from the second column of that table the entry set against that item, and substituting therefor respectively the following items and entries:—

“Lorries propelled by means of an internal combustion engine, whose weight—

is less than 2 tons ...	Four shillings per power-weight unit.
is less than 3 tons, but not less than 2 tons	Four shillings and sixpence per power-weight unit.
is not less than 3 tons	Five shillings and threepence per power-weight unit.”;

(b) by omitting the table of scales and rates of taxes set out under the heading “TRAILERS” and substituting therefor the following table:—

Class of trailer.	Rate of tax.
Commercial trailers	Four shillings and sixpence per weight unit.
Trailers, other than commercial trailers	Four shillings and sixpence for each weight unit in excess of ten.”;

and

(c) by inserting after paragraph II, under the heading "EXEMPTIONS", the following paragraph:—

"IIA Fork lift trucks, rotary hoes, front-end loaders, industrial barrows, trench diggers, traxcavators, road rollers, bulldozers, road graders, shovel loaders, and excavators."

Adaptation of amendments to the reprint of the Principal Act.

5—(1) On and after the date of the reprinting of the Principal Act this Act is to have effect as if from section four of this Act the symbols "II" and "IIA" were omitted and the symbols "(b)" and "(ba)", respectively, were substituted therefor, and, on and after that date, the Principal Act, as amended by this Act, shall be construed accordingly.

(2) The Principal Act and this Act are, by force of this subsection, amended to such extent as may be necessary to give effect to the foregoing provisions of this section.

(3) Subject to this section, the provisions of this Act remain in full force and effect as if this section had not been enacted.

(4) In this section "date of reprinting of the Principal Act" means the date of the giving of the certificate printed pursuant to section six of the *Reprint of Statutes Act 1954*, in the volume of reprinted Acts published pursuant to that Act in which the reprint of the Principal Act is included.

STOCK.

No. 20 of 1962.

AN ACT to amend the *Stock Act 1932*.

[10 May 1962.]

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 *Stock Act 1962*.

(2) The *Stock Act 1932*, as subsequently amended, is in this Act referred to as the Principal Act.

Registration of stallions.

2 Part VIII of the Principal Act is repealed.

Stallions not to be used for stud purposes unless registered.
Regulations.

3 Section fifty-five of the Principal Act is repealed.

4 Section sixty-two of the Principal Act is amended by omitting the first paragraph of subsection (1) thereof.