

## TASMANIA.



1944.

ANNO SEPTIMO ET OCTAVO  
GEORGH VI. REGIS.

No. 87.

## ANALYSIS.

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AN ACT to make provision for meeting the Cost of Railway Maintenance which has accrued since the first day of July, 1941, and which has been deferred owing to circumstances connected with the present war, and for the establishment by the Transport Commission of a Railway Maintenance (War-Time) Fund.  
[24 May, 1944.]

A.D.  
1944.

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 *Railway Maintenance (War-Time) Act 1944*.

Short title  
and incor-  
poration.

(2) This Act shall be incorporated with the *Transport Act 1938*,\* in this Act referred to as the Principal Act.

\* 2 & 3 Geo. VI. No. 70, as amended by 3 Geo. VI. No. 17 and 7 Geo. VI. No. 27.

*Railway Maintenance (War-Time).*

A.D. 1944.

**2** In this Act, unless the contrary intention appears—

Interpretation.

“deferred railway maintenance” means maintenance, renewals, and replacements in respect of the Government Railways of Tasmania which the Commission certifies have accrued since the first day of July, 1941, and have been deferred owing to circumstances connected with the present war;  
 “the Commission” means the Transport Commission;  
 “the fund” means the Railway Maintenance (War-Time) Fund.

Deferred Railway Maintenance (War-Time) Fund.

**3** The Commission shall, for the purpose of making provision for meeting the cost of deferred railway maintenance, establish a fund, in accordance with this Act, to be called the Railway Maintenance (War-Time) Fund.

Provision for deferred maintenance for 1941-42 and 1942-43.

**4—(1)** There shall be applied out of the Consolidated Revenue (which to the necessary extent is hereby appropriated accordingly) for the purposes of this Act the sum of £48,000.

(2) The amount appropriated by subsection (1) shall be paid by the Treasurer to the Commission, and shall be credited by it to the fund on account of deferred railway maintenance which has accrued during the financial years commencing on the first day of July, 1941, and the first day of July, 1942, respectively.

(3) The Commission shall debit its Profit and Loss Account in respect of the financial year commencing on the first day of July, 1943, with the amount to be credited to the fund in accordance with subsection (1); but the Treasurer shall, for the purposes of subsection (2) of section twenty-nine of the Principal Act, be entitled to set off the amount paid by him to the Commission under that subsection against the debit balance in the Profit and Loss Account for that year.

Provision for deferred maintenance in 1943-44 and subsequent years.

**5—(1)** The Commission shall debit its Profit and Loss Account in respect of the financial year commencing on the first day of July, 1943, and of each subsequent year with such amount as it considers necessary to make provision for deferred railway maintenance which has accrued during the financial year to which the Profit and Loss Account relates.

(2) The amounts debited by the Commission to its Profit and Loss Account in accordance with subsection (1) shall be credited to the fund.

Investment and expenditure of fund.

**6** The moneys constituting the fund, and all accumulations thereof, may be invested by the Commission, or placed on deposit with the Treasurer, and shall be applied by the Commission in maintaining, renewing, or replacing any of the rolling stock, track, works, buildings, plant, or equipment of the Government Railways of Tasmania, the maintenance, renewal, or replacement of which has been deferred owing to circumstances connected with the present war.