

(5) In this section—

“Commonwealth Minister” means the Minister of State of the Commonwealth having for the time being the administration of the *Aluminium Industry Act 1944-1956* of the Commonwealth;

“Financial Agreement” means the agreement made between the Commonwealth and the States and ratified by the *Financial Agreement Act 1927*, and includes that agreement as varied from time to time and any agreement made in substitution therefor;

“Loan Fund” means the Loan Fund established under section six of the *Public Account Act 1957*.

TRAFFIC (No. 2).

No. 83 of 1958.

AN ACT to amend the *Traffic Act 1925*.

[9 January 1959.]

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,
citation, and
commence-
ment.

1—(1) This Act may be cited as the *Traffic Act (No. 2)* 1958.

(2) The *Traffic Act 1925*, as subsequently amended, is in this Act referred to as the Principal Act.

(3) Paragraphs (a) and (d) of section two of this Act shall commence on a date to be fixed by proclamation.

Interpreta-
tion.

2 Section three of the Principal Act is amended—

(a) by omitting from the definition of “Motor vehicle” in subsection (1) the words “used on a railway or tramway” and substituting therefor the words “constructed or adapted for propulsion on rails only”;

- (b) by inserting after the definition of "Motor vehicle" in that subsection the following definition:—

" 'Motor vehicle race' has the same meaning as it has for the purposes of Division III of Part VI of the *Police Offences Act 1935*:";

- (c) by inserting after the definition of "Registered" in that subsection the following definition:—

" 'Reliability trial' has the same meaning as it has for the purposes of Division III of Part VI of the *Police Offences Act 1935*:"; and

- (d) by omitting from the definition of "Vehicle" in that subsection the words "used on a railway or tramway" and substituting therefor the words "constructed or adapted for propulsion on rails only".

3 Section ten of the Principal Act is amended—

Regulations
as to motor
vehicle regis-
tration, &c.

- (a) by inserting after paragraph IV of subsection (1) the following paragraph:—

" IVA Providing for the cancellation or suspension of the registration of any tractor continued in force under subsection (3) of this section if the owner of the tractor fails, at such times as may be specified in the regulations or by notice, to produce or cause to be produced, at such place as may be so specified, such a certificate of insurance with respect to the tractor as may be so specified, and prescribing the manner in which any such notice is to be or may be served and the form and contents thereof:";

- (b) by adding at the end of subsection (3) the words "or ceases to have effect by virtue of any other provision in this Act"; and

- (c) by adding at the end of the section the following subsection:—

"(4) A registration of a tractor continued in force under subsection (3) of this section ceases to have effect if there ceases to be in force in relation to the tractor a policy of insurance that complies with the requirements of Part VII."

4 Section fourteen of the Principal Act is amended—

Driving
without
licence, &c.

- (a) by omitting the words "Provided that no" and substituting therefor the words "(2) No"; and

- (b) by adding at the end of the section the following subsection:—

“(3) For the purposes of paragraph III of subsection (1) of this section a street closed to traffic under section thirty-eight to enable a motor vehicle race or reliability trial to take place thereon shall, during the time at which it is so closed, be deemed not to be a public street.”.

5 Section twenty-nine of the Principal Act is repealed and the following section is substituted therefor:—

Exemption of
Metropolitan
Transport
Trust.

“29 This Part shall not apply in relation to any undertaking carried on by the Metropolitan Transport Trust under the *Metropolitan Transport Act 1954*, or to any vehicle used for the purposes of that undertaking, or the driver or conductor of such a vehicle.”.

Reckless
driving.

6 Section thirty-two of the Principal Act is amended by inserting in subsection (3) after the word “under” the words “subsection (1) of”.

Street may be
temporarily
closed to
traffic.

7 Section thirty-eight of the Principal Act is amended—

(a) by omitting the word “Any” and substituting therefor the words “The Commissioner of Police or any”; and

(b) by adding at the end thereof the following subsection:—

“(2) The holding of a motor vehicle race or reliability trial on any street in accordance with a permit granted under section forty-nine of the *Police Offences Act 1935* shall be deemed to be a purpose for which that street may be closed to traffic under this section; but in relation to the closing of any street for the holding of such a race or trial a police officer shall not exercise his powers under this section except in accordance with instructions of the Commissioner of Police.”.

8 Section forty-five of the Principal Act is repealed and the following section is substituted therefor:—

Local and
other special
provisions in
regulations.

“45 Regulations under this Act may—

- I Be of a local nature and limited in their application to a particular street, area, or place:
- II Exclude from the application of any provisions of the regulations, or make special provision with respect to, any street during specified times or in specified circumstances:
- III Be restricted to any specified class of vehicle or to vehicles generally with the exception of vehicles of any specified class: and
- IV Exclude from the application of any provisions of the regulations, or make special provision with respect to, vehicles kept or used for any specified purpose and persons owning, in charge of, or driving such vehicles.”.

9 Section sixty-four of the Principal Act is amended—

Policies of insurance.

(a) by inserting after paragraph II of subsection (2) the following paragraphs:—

“ IIA Any liability in respect of the death of, or bodily injury to, a person taking part in a motor vehicle race or reliability trial arising from an accident involving a motor vehicle competing or taking part in that race or trial:

“ IIB Any liability covered by an insurance policy taken out for the purposes of section forty-nine of the *Police Offences Act 1935*”; and

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

“(2A) For the purposes of paragraph IIA of subsection (2) of this section, a person shall be regarded as taking part in a motor vehicle race or reliability trial while—

I He is engaged in conducting, or assisting in conducting, the race or trial:

II He is in charge of, or in, any motor vehicle competing or taking part in the race or trial: or

III He is assisting, or employed to assist, any person, regarded as taking part in the race by virtue of paragraph I or paragraph II of this subsection, in connection with the race or trial or any motor vehicle competing or taking part therein,

and any motor vehicle driven by or in the charge of any person taking part in a motor vehicle race or reliability trial shall be deemed to be taking part in that race or trial.”.

STOCK.

No. 84 of 1958.

AN ACT to amend the *Stock Act 1932*.

[9 January 1959.]

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 *Stock Act 1958*.

Short title and citation.

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