

TASMANIA

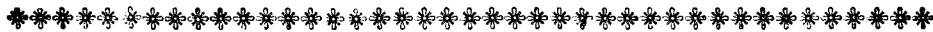


1884.

ANNO QUADRAGESIMO-OCTAVO

VICTORIÆ REGINÆ,

No. 19.



AN ACT to further amend *The Marine Board Act* A.D. 1884.  
[24 November, 1884.]

WHEREAS it is desirable and expedient to further amend *The Marine Board Act* : PREAMBLE.  
21 Vict. No. 16.

Be it therefore 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** This Act shall come into force and take effect on the First day of *December*, 1884. Commencement of Act.

**2** Notwithstanding anything to the contrary in any former Act contained, "The *Launceston Marine Board*" shall be constituted in accordance with the provisions of this Act, and shall, after the appointment of Six Wardens as hereinafter provided, consist of Nine Wardens. *Launceston Marine Board* to consist of Nine persons.

**3** The Wardens of the said Board in office when this Act takes effect shall continue in office until their successors (not being Wardens *ex officio*) are appointed, and upon such appointment being notified in the *Gazette* such first-mentioned Wardens shall cease to hold office. Present Wardens to remain in office until successors appointed.

**4** The Governor in Council shall in the month of *December*, 1884, appoint Two fit and proper persons as he sees fit to be Wardens of the said Board. Appointment of Wardens.

Upon the nomination of the Municipal Council of the Town of

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*Launceston*, as hereinafter provided, the Governor in Council shall appoint the persons nominated by such Council, not exceeding Two, to be Wardens of the said Board.

Upon the nomination of the Chamber of Commerce at *Launceston*, as hereinafter provided, the Governor in Council shall appoint the persons nominated by such Chamber, not exceeding Two, to be Wardens of the said Board.

Mayor of *Launceston* and Collector of Customs and Chairman of Chamber of Commerce thereat to be Wardens *ex officio*.

**5** Upon the appointment of Wardens of the said Board, as provided by the last preceding Section, being notified in the *Hobart Gazette*, the following enactment shall take effect:—

The Mayor of the Town of *Launceston*, the Collector of Customs at *Launceston*, and the Chairman of the Chamber of Commerce at *Launceston*, for the time being, shall, *ex officio*, be Three of the Wardens of the said Board.

Municipal Council of *Launceston* to nominate persons as Wardens.

**6** The Municipal Council of the Town of *Launceston* shall in the month of *December*, 1884, and afterwards from time to time upon being thereunto required by writing under the hand of the Chief Secretary, nominate for appointment as Wardens of the said Board so many fit persons, resident in or near *Launceston*, as there are Wardens then to be appointed upon the nomination of the said Council; and the Town Clerk of the said Town shall forthwith transmit to the Chief Secretary the names of the persons so nominated; and it shall be lawful for the Governor in Council to appoint the persons so nominated, or any of them, to be Wardens of the said Board; and in the event of the Governor in Council not appointing the persons so nominated, or any of them, the said Council shall make a fresh nomination to supply the place of any person not appointed.

Nomination of Wardens by Chamber of Commerce.

**7** The Chamber of Commerce at *Launceston* may, if such Society consists of Twenty members whose subscriptions are fully paid up, nominate in manner hereinafter provided to the Governor in Council, fit and proper persons to be appointed Wardens of the said Board.

Chamber of Commerce at *Launceston* to hold meetings for the purpose of nominating persons as Wardens.

**8** The Secretary of the Chamber of Commerce at *Launceston* shall in the month of *December*, 1884, and afterwards from time to time, upon being thereunto required by writing under the hand of the Chief Secretary, convene a meeting of the members of the said Society by advertisement in one or more newspapers published in *Launceston*, for the purpose of nominating fit persons resident in or near *Launceston* for appointment as Wardens of the said Board; at which meeting the chairman or deputy chairman of the Society shall preside, or in their absence a member elected as chairman by the members present; and the chairman at such meeting shall have a casting and not a deliberative vote: provided that such advertisement shall be published not less than Six days before the day fixed for the meeting, and shall specify the purpose for which, and the time and place at which, such meeting is to be held.

Chamber of Commerce to nominate persons as Wardens.

**9** At every such meeting so many fit persons resident in or near *Launceston* as there are Wardens then to be appointed upon the nomination of the said Society shall be nominated by a majority of the members of the said Society present at the meeting for appointment as Wardens of the said Board; and the Secretary of the said Society

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shall forthwith transmit to the Chief Secretary the names of the persons so nominated ; and it shall be lawful for the Governor in Council to appoint the persons so nominated, or any of them, to be Wardens of the said Board ; and in the event of the Governor in Council not appointing the persons so nominated or any of them, a fresh nomination to supply the place of any person not appointed shall in like manner be made by the said Society. A.D. 1884.

**10** The persons first appointed Wardens by the Governor in Council shall retire from office in manner following :—In the month of *December* in the year 1885 one of such Wardens appointed by the Governor in Council without nomination, one appointed upon the nomination of the Municipal Council, and one appointed upon the nomination of the Chamber of Commerce, shall retire from the said Board, and such Wardens shall determine by lot amongst themselves which Three Wardens shall so retire, and in the month of *December* in every subsequent year the Three Wardens who have been longest in office without appointment shall retire ; so that no person after the first retirements in the month of *December*, 1885 shall continue a Warden of the said Board for more than Two years unless re-appointed. Retirement of Wardens.

**11** In default of nomination, in manner aforesaid, by the Municipal Council or the Chamber of Commerce, within Fourteen days after being thereunto required by the Chief Secretary as aforesaid, the Governor in Council may proceed to appoint Wardens of the said Board without nomination ; and the persons so appointed shall remain in office for One year. Provides for default of nomination.

**12** Upon every vacancy among the Wardens of the said Board, a new Warden shall be appointed or nominated and appointed in manner aforesaid, as the case may require, to supply such vacancy. Governor in Council to supply vacancies among Wardens.

**13** Subject to such Regulations as may from time to time be established by the Board, the Master Warden of the said Board shall be entitled to receive, as a compensation for his services in the execution of *The Marine Board Act* and this Act, such sum not exceeding Two hundred Pounds per annum as the Board may from time to time recommend to be paid to such Master Warden and as the Governor approves ; and each of the other Wardens shall be entitled to receive as compensation the sum of One Half Guinea for attending each meeting of the Board at which he is present when the first Minutes are read, but the amount paid to any such Warden, in any one year, shall not exceed Twenty-six Guineas ; and such sums shall be paid to such Master Warden and Wardens out of the funds at the disposal of the said Board. Salaries to Wardens.

**14** Neither the Mayor of *Launceston* nor the Chairman of the Chamber of Commerce shall be disqualified from being a Member either of the Legislative Council or the House of Assembly of the Parliament of *Tasmania*. Mayor and Chairman of Chamber of Commerce not disqualified from being Members of Parliament.

**15** It shall be lawful for "The *Launceston* Marine Board" to sell and absolutely dispose of the Steam-tug established under the Act of Council of the 16th *Victoria*, No. 8, and vested by Section Eighty-six of *The Marine Board Act* in the said Board for the use of the Power to sell the Tamar steam-tug. 21 Vict. No. 16.

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Shipping entering and departing from the Port of *Launceston*, and the proceeds derived from such sale shall be appropriated by the said Board in the manner and to and for such purposes as the Governor in Council approves.

Consolidated Board.

**16** The Consolidated Board which is now formed by "The Hobart Marine Board" and "The Launceston Marine Board" for the purpose of erecting any new lighthouse shall, from and after the commencement of this Act, be formed by "The Hobart Marine Board" and Five Wardens of "The Launceston Marine Board" to be appointed by the last-mentioned Board for the purpose.

Acts to be read together.

**17** *The Marine Board Act*, and every Act altering or amending the same, save so far as the same may be altered or amended by this Act, and this Act, shall be read and construed together as one Act.

Short title.

**18** This Act may be cited as "The Marine Board Amendment Act, 1884."