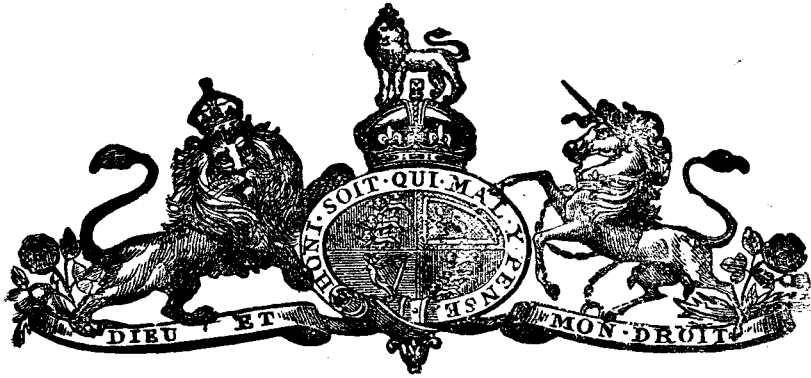


TASMANIA.



1917.

ANNO OCTAVO

GEORGII V. REGIS.

No. 37.

ANALYSIS.

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|---|---|
| <ol style="list-style-type: none"> 1. Short title and incorporation. 2. Boards may charge wharfage upon goods within the port. 3. Boards may regulate the use of wharves by all persons. | <ol style="list-style-type: none"> 4. Owner, &c., of vessel to collect in certain cases. 5. Grant to be issued to Marine Board of Launceston. 6. Marine Board receipts exempt from stamp duty. |
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AN ACT to further amend "The Marine Boards Act, 1889." [13 December, 1917.]

A.D. 1917.

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 This Act may be cited as "The Marine Boards Act Amendment Act, 1917," and shall be considered as one with "The Marine Boards Act, 1889" (hereinafter called the Principal Act), and every amendment thereof.

Short title.
Incorporation.
53 Vict. No. 34

2 The Boards respectively are hereby empowered to fix from time to time by by-law the rates of wharfage to be paid—

Boards may charge wharfage upon goods within the port.
4 Edw. VII.
No. 18.

- i. Upon goods shipped at any place within any port within the jurisdiction of the Board, the limits of which have been or shall be proclaimed in accordance with Section 7 of "The

Marine Boards Act Amendment.

A.D. 1917.

Marine Boards Amendment Act, 1904," for transmission to any other place within the same port :

ii. Upon goods landed at any place within any such port and not brought from any place without such port—
and every such by-law shall be subject to the approval of the Governor in Council, and shall be subject to all the provisions contained in the Principal Act relating to the making and publication of by-laws made by the Boards respectively under the authority of the Principal Act, and every such by-law so made may be from time to time disallowed by the Governor in Council, and upon a notice of such disallowance being published in the "Tasmanian Government Gazette" shall cease to operate.

Boards may regulate the use of wharves by all persons.

3 The Boards respectively are hereby empowered, from time to time to regulate the use, by all or any persons or any class or classes of persons, of any proclaimed wharves or wharf or any jetty, wharf, or pier under the control or within the jurisdiction of the Board, or any part or parts of the same, and in particular but without limiting the general application of the foregoing provision, the Board—

- i. May enclose, or without actually enclosing, by advertisement in some newspaper circulating within the jurisdiction of the Board, define as enclosed such wharves or wharf, jetty, wharf, or pier, or any part or parts thereof, at any time or times and from time to time, generally or for any special purpose :
- ii. May make charges and tolls to be payable and paid by any person or persons or any classes of persons landing from or embarking on any vessels or vessel, or entering or being on any wharves, wharf, jetty, or pier or part or parts thereof then or thereafter to be enclosed or defined as enclosed :
- iii. May prohibit any person or persons or any class or classes of persons from entering or being on any wharves, wharf, jetty, or pier, or any part or parts thereof, either generally or at any special time or times or from time to time : and
- iv. May prohibit the landing or embarkation from or on any vessels or vessel except at particular places :

and the Boards respectively are hereby empowered from time to time to make by-laws for carrying into effect the powers hereinbefore vested in the Boards, and for the collection of all tolls and sums of money payable as aforesaid, and every such by-law shall be subject to the provisions contained in the Principal Act relating to the making and publication of by-laws made by the Boards respectively under the authority of the Principal Act, but no by-law shall be necessary for the purpose of exercising the powers conferred by Subsection (1) of this section.

Owner, &c., of vessel to collect in certain cases.

4 In any cases where a by-law is made under the preceding section, making a charge or toll payable by any persons or class of persons landing or embarking from or on any vessels or vessel, the Board may,

Marine Boards Act Amendment.

by the same, or any later by-law, provide that the owner, agent, and master of each vessel, from or on which any of such persons shall land or embark, shall collect such charge or toll, and thereupon it shall be the duty of such owner, agent, and master— **A.D. 1917.**

- i. To collect such toll or charge :
- ii. To keep full and proper records with regard to the same :
- iii. To give to the officers of the Board access at all reasonable times to view and examine, and to take copies of or extracts from all records, books, papers, and documents in connection with the same :
- iv. Within Twenty-four hours after such landing, or embarkation, to give to the Board a statement of the persons liable to pay such toll or charge, together with the amount collected, and to pay such amount to the Board, but may deduct from the total amount payable by the aforesaid persons a sum equal to Two Pounds Ten Shillings per centum of the amount so payable—

and the Boards respectively are hereby empowered from time to time to make by-laws for regulating the carrying out of the above duties by persons liable to same, and for more fully providing for such collection, and every such by-law shall be subject to the provisions contained in the Principal Act, relating to the making and publication of by-laws made by the Boards, respectively, under the authority of the Principal Act.

5 Notwithstanding the fact that a breakaway occurred in the reclamation works at Launceston, the Crown shall forthwith grant to the Marine Board of Launceston, their successors and assigns in fee simple, free from all encumbrances, charges, claims, and demands whatsoever, the whole of the land reclaimed in accordance with Section 2 of "The Land Reclamation Act, 1904," and, including in such grant, the area between that portion now above the level of high water, and the position occupied by the close piling at the time of the breakaway, and, notwithstanding that such area is below the level of high water, the same shall be considered to be reclaimed and acquired under the provisions of that Act. **Grant to be issued to Marine Board of Launceston, 4 Edw. VII. No. 2, Sec. 2.**

6 All receipts given to the Treasurer for sums of money advanced to any Marine Board out of moneys voted by Parliament under any Act of the Parliament of Tasmania, and all receipts given by the Marine Boards for money received by them on any account from any person, shall be exempt from the payment of stamp duties, under "The Stamp Duties Act, 1882," or any amendment, or any future modification thereof. **Marine Board receipts exempt from stamp duty.**

