

TRANSPORT.

No. 24 of 1952.

AN ACT to amend the *Transport Act 1938*.
[15 May, 1952.]

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 *Transport Act 1952*.

(2) The *Transport Act 1938*, as subsequently amended, is in this Act referred to as the Principal Act.

Commission
may overdraw
on bank
account.

2 Section twenty of the Principal Act is amended by omitting from subsection (3) thereof the word “six” (twice occurring) and substituting therefor, in each case, the word “eight”.

WORKERS' (OCCUPATIONAL DISEASES) RELIEF FUND.

No. 25 of 1952.

AN ACT to amend the *Workers' (Occupational Diseases) Relief Fund Act 1928*.
[15 May, 1952.]

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 *Workers' (Occupational Diseases) Relief Fund Act 1952*.

(2) The *Workers' (Occupational Diseases) Relief Fund Act 1928*, as subsequently amended, is in this Act referred to as the Principal Act.

2 Section sixteen A of the Principal Act is amended by adding at the end thereof the following subsection:—

Biennial and final examinations.

"(2) In addition to the examinations referred to in subsection (1) of this section, every employee who, whether before or after the commencement of this subsection, has entered, or enters, into an agreement under subsection (5) of section thirty-four shall submit himself to a medical examination—

- I. In the case of an employee who has entered into an agreement before the commencement of this subsection, within twelve months after the commencement of this subsection: or
- II. In any other case, within two years after entering into the agreement,

and shall thereafter submit himself to such medical examinations (if any), at such intervals (being not more frequently than once in every year), as the Board may direct."

3 Section thirty-four of the Principal Act is amended—

Compensation in the case of incapacity of eligible employee.

(a) by inserting in subsection (5) thereof, after the word "shall" (second occurring), the words "except as provided by subsection (5A) of this section," and by inserting in that subsection, after the word "shall" (last occurring), the words "subject to subsection (5A) of this section,";

(b) by inserting after subsection (5) the following subsection:—

"(5A) Notwithstanding anything contained elsewhere in this Act, where any employee has, whether before or after the commencement of this subsection, entered into an agreement under subsection (5) of this section and it is established to the satisfaction of the Board—

- I. On the certificate of the certifying medical officer by whom the employee is examined pursuant to subsection (2) of section sixteen A, or, on appeal from that certificate, by the certificate of a medical referee, that the extent of the incapacity of the employee arising from the disease in respect of which he has been paid compensation has increased since the time at which the employee entered into the agreement: and
- II. That, since entering into the agreement, the employee has not engaged in mining operations,

the employee shall be entitled to be paid, and shall be paid, such further compensation as he might lawfully have been paid pursuant to this section if he had, at the time of entering into

the agreement, been incapacitated to the extent to which he was incapacitated at the time of the medical examination mentioned in paragraph i. of this subsection, and any further compensation so payable may, be paid either in a lump sum or by way of weekly payments.”; and

- (c) by omitting from subsection (6) thereof the words “one thousand five hundred pounds” and substituting therefor the words “two thousand pounds, in the case of compensation which is paid by way of weekly payments, or one thousand seven hundred and fifty pounds, in the case of compensation which is paid in a lump sum.”.

Compensation in case of death of eligible employee.

4 Section thirty-five of the Principal Act is amended—

- (a) by omitting from subsection (1) and from the first proviso to that subsection, respectively, the words “two hundred and fifty” (twice occurring) and substituting therefor, in each case, the words “five hundred”; and
- (b) by omitting from the second proviso to that subsection the words “five hundred” and substituting therefor the words “seven hundred and fifty”.

APPROPRIATION (CLARENCE WATER SUPPLY.)

No. 26 of 1952.

AN ACT to appropriate and apply a sum from the Consolidated Revenue for the purposes of a contribution towards the cost of certain works for the supply of water. [15 May, 1952.]

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.

1 This Act may be cited as the *Appropriation (Clarence Water Supply) Act 1952.*