

Supplementary Order Paper

HOUSE OF REPRESENTATIVES

Friday, the 19th Day of September 1958

TRANSPORT AMENDMENT (NO. 2) BILL

Proposed Amendments

Hon. Mr MATHISON, in Committee, to move the following amendments:

Clause 8: To omit from paragraph (a) of the proposed new subsection (5) the word "and" in line 12 on page 6.

To add to paragraph (a) of the proposed new subsection (5) the following provisos:

"Provided that no diversion shall be required by way of any railway station or yard which is beyond the place of commencement or termination of the carriage of the goods, unless it is the nearest station or yard to the place of commencement or termination of that carriage:

"Provided also that nothing in this subsection shall apply in any case where the shortest road route for the carriage of the goods is less than fifty miles in the cases to which paragraph (a) of subsection two of this section applies and less than thirty miles in other cases:

To add the following subclause:

(2) In addition to the matters specified in section one hundred and two of the principal Act, the Licensing Authority, when considering any application for a transport licence that is lodged within three months after the date of the passing of this Act, shall take into account—

- (a) The desirability in the public interest of protecting the revenue of the Government Railways; and
- (b) The desirability of maintaining to licensees the right to continue to carry on any service which they were lawfully carrying on at any time during the period of twelve months preceding the passing of this Act.

EXPLANATORY NOTE

THE purpose of the first proviso to paragraph (a) of the proposed new subsection (5) is to provide that a diversion will not be required to any railway station or yard that is beyond the place of the commencement or termination of the route, unless that station or yard is the nearest one to that place.

The purpose of the second proviso to that paragraph is to make it clear that the provisions of the new subsection relating to diversions do not apply where the shortest road route is less than 50 miles in the case of the carriage of live-stock, fresh milk, fresh cream, fresh vegetables, fresh fruit, eggs, or poultry, and less than 30 miles in other cases.

The proposed new subclause (2) requires the Licensing Authority, when considering an application for a licence lodged within three months after the passing of this Bill, to take into account the desirability of protecting the revenue of the Government Railways and the desirability of preserving to licensees the right to continue to carry on any service which they were lawfully carrying on at any time during the twelve months preceding the passing of the Bill.