

**WESTERN AUSTRALIAN GOVERNMENT
TRAMWAYS AND FERRIES.**

14° Geo. VI., No. V.

No. 5 of 1950.

**AN ACT to Amend the Western Australian
Government Tramways and Ferries Act, 1948.**

[*Assented to 15th November, 1950.*]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

Short title.

1. This Act may be cited as the *Western Australian Government Tramways and Ferries Act, Amendment Act, 1950*, and shall be read as one with the Western Australian Government Tramways and Ferries Act, 1948 (Act No. 52 of 1948), hereinafter referred to as the principal Act.

Citation of principal Act as amended by this Act.

2. The principal Act as amended by this Act may be cited as the Western Australian Government Tramways and Ferries Act, 1948-1950.

s. '36 amended.

3. Section thirty-six of the principal Act is amended by—

(a) adding after the section number, "36" the figure one in brackets thus—(1);

(b) adding the following subsections:—

(2) If anything is left on a Government tramway or ferry, it may be disposed of pursuant to the provisions of this section.

(3) If the thing is perishable the General Manager may cause it to be sold or, if it causes offence or creates a nuisance, he may cause it to be destroyed at the expense of the owner, and may cause either to be done without notice to the owner.

(4) In the case of anything to which the last subsection does not apply the General Manager may—

(a) give notice in the manner prescribed by the regulations that it will be sold on a day being not less than one month from the giving of the notice unless the owner previously removes it and pays all charges payable in respect of it;

(b) if the owner does not so remove it and pay those charges, cause it to be sold.

(5) The proceeds of sale effected pursuant to the provisions of this section shall be applied in paying—

firstly the costs of and incidental to the sale; and

secondly, charges payable in respect of the thing, including all charges and expenses incurred in and incidental to the storage and handling of the thing and otherwise howsoever;

and the balance, if any, shall be paid to the credit of Government tramway or ferry revenue as the case may require.

(6) The amount expended in the exercise of the powers conferred upon the General Manager by the provisions of subsections (2) to (5) both inclusive of this section to the extent to which it is not recovered on sale pursuant to those provisions shall be recoverable by him in a court of competent jurisdiction.