

Hon. Mr. Seddon.

## TRAMWAYS ACT AMENDMENT.

### ANALYSIS.

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### A BILL INTITULED

AN ACT to authorise the use of Electricity as a Motor on Tramways. Title.

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. The Short Title of this Act is "The Tramways Act Amendment Act, 1893." It shall be read together with "The Tramways Act, 1872" (herein referred to as "the said Act"), subject to all provisions of any Act passed in amendment of the said Act. Short Title.

2. In the construction and for the purposes of this Act the term "road" shall mean not only any carriage-way being a public highway, and the carriage-way of any bridge forming part of or leading to the same, but shall include the footways and channels (if any) on either side of such carriage-way; but no post, pole, standard, strut or other above-ground contrivance shall be erected or constructed in any road except in the kerbing or such other parts thereof as shall be specified in the order authorising the same. Interpretation.

3. Any order authorising the construction of a tramway, or any further order revoking, amending, extending, or varying such order, may prescribe electricity as the power by which the carriages used on the tramway authorised by such order may be moved, provided that such order or further order shall also prescribe the system, whether overhead or otherwise, upon or according to which the electricity is to be applied and used. Local authority may sanction use of electricity on tramways.

4. For enabling electricity to be applied and used as the moving power, any such order or further order, notwithstanding anything to the contrary contained in the said Act, may authorise,— Also the appliances for conducting such electricity for the purpose.

(1.) The suspension, construction, maintenance, and use in over along and across roads, of a wire or wires, conductor or

conductors, or any other means for conveying, transmitting, or distributing electricity, and of any casing, coating, tubing, pipe, covering, or insulator enclosing, surrounding, or connecting the same.

(2.) The erection, construction, maintenance, and use in and along roads, of any posts, poles, standards, struts, or other above-ground contrivance for carrying, suspending, supporting, or rendering effective any such wire conductor or other means. 5

(3.) The erection, construction, maintenance, and use of such other works, apparatus, and contrivances, and the doing of all such acts and things, as shall be deemed necessary or desirable for effectively and safely applying and using electricity as aforesaid; upon or according to the system prescribed by the order authorising the same. 10 15

5. There shall be a Board of Control for the purposes of this Act, which shall consist of the Governor in Council.

Board of Control to make regulations in the interests of public safety.

The Board of Control may appoint such officers and make such by-laws for their own guidance as they shall think proper. They may also make such rules and regulations as they may think expedient for securing the safety of the public from personal injury or from fire or otherwise, and may from time to time amend or repeal any such regulations, and any such regulations so made or amended by the Board of Control shall, from the date and issue thereof, have the same effect in every respect as though they had been originally inserted in this Act, and every regulation so repealed shall from and after the date thereof be repealed accordingly; but such repeal shall not affect any liability or penalty incurred in respect thereof prior to the date of such repeal, or any proceeding or remedy which might have been had in relation thereto. 20 25 30

The Board of Control may, from time to time, delegate all or any of the powers vested in the Board by this Act to the Electric Telegraph Commissioner.

Consents of local authority validated, so far as not in contravention of this Act.

6. All consents given by local authorities prior to the passing of this Act to orders authorising the use as a motive-power of electricity on the overhead system, and the terms and conditions in consideration of which such consents have been given, shall, in so far only as the said consents, or any of them, do not authorise any thing to be done in contravention of any of the provisions of this Act, be and be deemed to be as valid and effectual as if this Act had been in force at the respective times such consents were given and such terms and conditions agreed to. 35 40