

TASMANIA

---

**ROADS AND JETTIES AMENDMENT BILL 2010**

---

**CONTENTS**

1. Short title
2. Commencement
3. Principal Act
4. Section 16AA inserted  
16AA. Maintenance and repair of vehicular access
5. Repeal of Act



# **ROADS AND JETTIES AMENDMENT BILL 2010**

*(Brought in by the Minister for Infrastructure, the Honourable  
Larissa Tahireh Giddings)*

## **A BILL FOR**

### **An Act to amend the *Roads and Jetties Act 1935***

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. Short title**

This Act may be cited as the *Roads and Jetties Amendment Act 2010*.

#### **2. Commencement**

This Act commences on the day on which this Act receives the Royal Assent.

#### **3. Principal Act**

In this Act, the *Roads and Jetties Act 1935*\* is referred to as the Principal Act.

---

\*No. 82 of 1935

*Roads and Jetties Amendment Act 2010*  
*Act No. of*

s. 4

---

**4. Section 16AA inserted**

After section 16 of the Principal Act, the following section is inserted in Part II:

**16AA. Maintenance and repair of vehicular access**

- (1) Where a vehicular access has been constructed from certain land to a State highway or subsidiary road, the owner of that land is responsible for the maintenance and repair of the whole of the vehicular access.
- (2) Where the Minister is of the opinion that works are necessary for the maintenance or repair of the access, the Minister may serve written notice on the owner of the land requiring him or her to undertake specified works within a period specified in the notice.
- (3) If the owner of the land does not carry out the specified works within the specified period, the Minister may authorise a person to enter onto the land and carry out the works.
- (4) Where the Minister is of the opinion that works of the kind referred to in subsection (2) are required as a matter of urgency, the Minister may authorise a person to enter onto the land and carry out the works without notice to the landowner.

*Roads and Jetties Amendment Act 2010*  
*Act No. of*

s. 5

---

- (5) Any expenses reasonably incurred by the Minister in carrying out works under subsection (3) or (4) are a debt due to the Crown payable by the landowner and are recoverable as such in a court of competent jurisdiction.

**5. Repeal of Act**

This Act is repealed on the ninetieth day from the day on which it commences.