

No. XII.

An Act to amend so much of the "Tolls Amendment Act 1857" as relates to Broad Wheels. [25th April, 1861.]

BROAD WHEELS
REPEAL.

WHEREAS it is expedient to amend so much of the "Tolls Preamble Amendment Act 1857" as relates to the breadth of Wheels. Be it enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled and by the authority of the same as follows:—

1. The third fourth fifth sixth seventh and eighth sections of Sections 3 to 8 of
the said recited Act are hereby repealed. 20 Vic. No. 38
repealed.

2. From the time when this Act shall take effect every cart dray wain wagon or other such carriage all the wheels wherof shall not be less than five inches wide in the tire and shall be constructed and fixed or applied in conformity with the provisions hereof shall be charged with half the toll only to which such cart dray wain wagon or other carriage would otherwise be liable.

3. It shall thenceforward be lawful for any Trustee or Commissioner of any Turnpike Road or their Lessee or for any Collector of Tolls or for any person acting under the authority of any such Trustee or Commissioner Lessee or Collector to measure the breadth of the wheels of any cart dray wain wagon or other carriage in respect whereof a reduction of toll is claimed under this Act and otherwise to examine the same to ascertain that the same are constructed and fixed or applied in conformity with the provisions hereof before such cart dray wain wagon or other carriage shall be allowed to pass through any toll gate or bar at which toll shall be payable and every owner or driver of any such cart dray wain wagon or other carriage who after such measuring and examination shall have been lawfully required shall refuse to permit the same or who shall turn or drive out of the road in order to avoid or evade the same or in any other way wilfully hinder or obstruct the same shall forfeit all right to a reduction of toll to which he would otherwise have been entitled under the provisions hereof in respect of such cart dray wain wagon or other carriage.

4. The reduction of toll hereinbefore provided shall not be claimable or allowed in respect of any cart dray wain wagon or other carriage unless all the wheels thereof in addition to being five inches wide in the tire shall to the intent and so that when the wheels move on

Penalty on preventing measuring.

wheels.

construction of

University Act Amendment.

on a flat or level surface the whole width of the wheels shall bear equally on such surface be constructed and fixed or applied in conformity with the following provisions namely All the wheels shall be cylindrical that is to say of the same diameter on the inside next the carriage as on the outside all the tires of the wheels shall be flat and every axle-tree shall be horizontal that is to say the part of the axle-tree inserted in one wheel shall not form an angle with the part of the axle-tree inserted in the opposite wheel.

5. This Act shall take effect on the first day of January one thousand eight hundred and sixty-two and not before and shall be styled and may be cited as the "Tolls Amendment Act 1861."

Short title.