

of injury or damage sustained by reason of a defect or a want of repair in or upon a way, if such defect or want of repair is caused by or consists in part of snow or ice, or both. The remedy herein provided shall not be exclusive, but shall be in addition to any other remedy provided by law.

SECTION 4. This act shall take effect upon its passage.

Approved May 19, 1941.

AN ACT RELATIVE TO THE USE IN THIS COMMONWEALTH OF COMMERCIAL MOTOR VEHICLES, TRAILERS OR SEMI-TRAILERS OWNED BY MASSACHUSETTS CORPORATIONS OR RESIDENTS AND USED IN CONNECTION WITH THEIR PLACES OF BUSINESS LOCATED OUTSIDE THE COMMONWEALTH.

Chap. 282

Be it enacted, etc., as follows:

Section three of chapter ninety of the General Laws, as most recently amended by chapter three hundred and twenty-five of the acts of nineteen hundred and thirty-nine, is hereby further amended by adding at the end the following new paragraph:—

G. L. (Ter. Ed.), 90, § 3, etc., amended.

A corporation organized under the laws of this commonwealth, or a person resident therein, having a place of business in another state or a foreign country shall, with respect to the operation upon the ways of this commonwealth of a commercial motor vehicle, trailer or semi-trailer which is used in connection with such place of business, is customarily garaged in such other state or foreign country and is registered therein, have the rights and privileges and be subject to the obligations imposed by this section.

Motor vehicles used outside of the commonwealth by Massachusetts residents.

Approved May 19, 1941.

AN ACT PERMITTING CERTAIN UNREGISTERED MOTOR TRUCKS TO BE OPERATED UPON WAYS IN CERTAIN CASES.

Chap. 283

Be it enacted, etc., as follows:

Section nine of chapter ninety of the General Laws, as amended by chapter three hundred and sixty-one of the acts of nineteen hundred and thirty-four, is hereby further amended by striking out, in the fourteenth, sixteenth, eighteenth and twenty-first lines, the words "or trailer" and inserting in place thereof, in each instance, the words:—, trailer or truck, — so as to read as follows:— *Section 9.* No person shall operate any motor vehicle or draw any trailer, and the owner or custodian of such a vehicle shall not permit the same to be operated upon or to remain upon any way except as authorized by section three, unless such vehicle is registered in accordance with this chapter and carries its register number displayed as provided in section six, and, in the case of a motor vehicle, is equipped as provided in section seven, except that any motor vehicle or trailer may, if duly registered, be operated or remain upon any way between the hours of twelve o'clock noon on December thirty-

G. L. (Ter. Ed.), 90, § 9, etc., amended.

Operation of unregistered, etc., motor vehicles.

first of one year and twelve o'clock noon on January first of the following year if it carries its register number of either year displayed as provided in section six, and except that a tractor, trailer or truck may be operated without such registration upon any way for a distance not exceeding one half mile, if said tractor, trailer or truck is used exclusively for agricultural purposes, or for a distance not exceeding three hundred yards, if such tractor, trailer or truck is used for industrial purposes other than agricultural purposes, for the purpose of going from property owned or occupied by the owner of such tractor, trailer or truck to other property so owned or occupied; but violation of this section shall not constitute a defence to actions of tort for injuries suffered by a person, or for the death of a person, or for injury to property, unless it is shown that the person injured in his person or property or killed was the owner or operator of the motor vehicle the operation of which was in violation of this section, or unless it is shown that the person so injured or killed, or the owner of the property so injured, knew or had reasonable cause to know that this section was being violated. A motor vehicle or trailer shall be deemed to be registered in accordance with this chapter notwithstanding any mistake in so much of the description thereof contained in the application for registration or in the certificate required to be filed under section thirty-four B as relates to the type of such vehicle or trailer or to the engine, serial or maker's number thereof, or any mistake in the statement of residence of the applicant contained in said application or certificate.

Approved May 19, 1941.

Chap. 284 AN ACT PROVIDING THAT THE CHAIRMAN OF THE BOARD OF PUBLIC WELFARE OF THE TOWN OF WEST SPRINGFIELD BE A TOWN MEETING MEMBER EX OFFICIO.

Be it enacted, etc., as follows:

Section three of chapter three hundred and eleven of the acts of nineteen hundred and twenty-two is hereby amended by inserting after the word "commission" in the fifteenth line the words: — , the chairman of the board of public welfare, — so that the first sentence will read as follows: — Any representative town meeting held under the provisions of this act, except as otherwise provided, shall be limited to the elected town meeting members together with the following, designated as town meeting members ex officio, namely: any member of the general court of the commonwealth of Massachusetts who is a registered voter of the town, the town moderator, the town clerk, the selectmen, the town treasurer, the town counsel if a registered voter of the town, the town collector of taxes, the town auditor or auditors, the chairman of the school committee, the chairman of the trustees of the public library, the chairman of the board of health, the chairman of the park commission, the chairman