

governor and the third member shall be such person as the mayor of the city shall from time to time designate. The chairman of the Authority designated by the governor, as hereinafter provided, shall receive a salary of seven thousand five hundred dollars and each of the members shall receive five thousand dollars. Said sums referred to heretofore shall be payable solely from revenues received by the Authority.

*Approved November 10, 1971.*

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**Chap. 1038.** AN ACT RELATIVE TO THE ISSUANCE AND PAYMENT OF BONDS AND NOTES OF THE WOODS HOLE, MARTHA'S VINEYARD AND NANTUCKET STEAMSHIP AUTHORITY.

*Be it enacted, etc., as follows:*

SECTION 1. The provisions of chapter three hundred and seventeen of the acts of nineteen hundred and sixty-eight are hereby validated and confirmed.

SECTION 2. Section 9 of chapter 701 of the acts of 1960 is hereby amended by adding the following paragraph:—

If at any time any principal or interest is due or about to become due on any bond or note issued or assumed by the Authority, and funds to pay the same are not available, the Authority shall certify to the state treasurer the amount required to meet such obligations, and the commonwealth shall thereupon pay over to the Authority the amount so certified. If the commonwealth shall not make such payment within a reasonable time, the Authority or any holder of an unpaid bond or note issued or assumed by the Authority, acting in the name of and on behalf of the Authority, shall have the right to require the commonwealth to pay the Authority the amount remaining unpaid, which right shall be enforceable as a claim against the commonwealth. The Authority or any such holder of an unpaid bond or note may file a petition in the superior court of Suffolk county to enforce such claim or intervene in any such proceeding already commenced, and the provisions of chapter two hundred and fifty-eight of the General Laws shall apply to such petition insofar as it relates to the enforcement of a claim against the commonwealth. Any such holder who shall have filed such a petition may apply for an order of said court requiring the Authority to apply funds received by the Authority on its claim against the commonwealth to the payment of the petitioner's unpaid bond or note, and said court, if it finds such amount to be due, shall issue such an order.

*Approved November 10, 1971.*

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**Chap. 1039.** AN ACT PERMITTING CERTAIN ABUTTING PROPERTY OWNERS TO ENTER ON LANDS OF OTHERS FOR CERTAIN PURPOSES WITHOUT BEING HELD OR DEEMED TO BE GUILTY OF TRESPASS.

*Be it enacted, etc., as follows:*

Chapter 266 of the General Laws is hereby amended by inserting after section 120A the following section:—

*Section 120B.* Whoever being the owner of land abutting that of another, the building or buildings on which are so close to the land of

such other person as to require an entry on said abutting land for the purpose of maintaining or repairing said building or buildings in order to prevent waste, shall not be deemed guilty of trespass or liable civilly for damages, provided that such entry is made expeditiously and in the exercise of due care and that no damage is caused by such entry to the land or buildings of said abutting owner. Before such entry said owner shall notify the chief or other officer in charge of the police department of the city or town in which the land is located that he has requested permission to enter on adjoining land from the owner or occupants thereof for the purpose of maintaining or repairing a building or buildings and that such permission has been refused and that he intends to enter under the provisions of this section. Before entering on said land, said owner shall post bond with the chief of police in the amount of one thousand dollars to protect the adjoining land owner from damage caused by said entry. No person so entering on land of another shall store material or tools thereon for more than eight hours in any one day nor shall he continue to enter thereon for more than thirty days in the aggregate in any calendar year. After said entry, said owner shall in all respects restore said adjoining land to the condition in which it was prior to said entry.

*Approved November 10, 1971.*

**Chap. 1040.** AN ACT TO PERMIT THE PAYMENT OF PREVIOUSLY GRANTED WAGE AND SALARY INCREASES TO CERTAIN MUNICIPAL EMPLOYEES UPON THE REMOVAL OF FEDERAL RESTRICTIONS ON WAGE AND SALARY INCREASES.

*Be it enacted, etc., as follows:*

SECTION 1. Notwithstanding the restrictions in sections thirteen and thirty-four of chapter forty-four of the General Laws relating to the incurring of liabilities for regular employees during the interval between December the thirty-first of the current year and the time of making the annual appropriations for the year nineteen hundred and seventy-two, liabilities may be incurred in any one month during such interval for regular employees in an amount not to exceed the expenditures for such regular employees during the month of December of the current year.

SECTION 2. Notwithstanding the provisions of section thirty-three A of said chapter forty-four, any increase in salary rate made by ordinance, vote or appointment prior to October the first of the current year which was ineffective because of Executive Order No. 11615, issued by the President of the United States on August the fifteenth, nineteen hundred and seventy-one, shall not be deemed to be invalid because payments had not been made thereunder during the last three months of the current year.

SECTION 3. Sections one and two shall be effective only to the extent that any action taken thereunder is consistent with the laws of the United States and with its rules, regulations and orders issued pursuant thereto.

*Approved November 10, 1971.*

EMERGENCY LETTER — November 17, 1971 at 12:20 P.M.