

New South Wales.



ANNO DECIMO

GEORGII V REGIS.

Act No. 44, 1919.

An Act to amend and declare the law relating to Crown lands; to amend the Crown Lands Consolidation Act, 1913, and the Crown Lands (Amendment) Act, 1917; and for other purposes. [Assented to, 22nd December, 1919.]

BE it enacted by the King'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. This Act may be cited as the "Crown Lands (Amendment) Act, 1919," and shall be read with and form part of the Crown Lands Consolidation Act, 1913, hereinafter referred to as the Principal Act, and shall come into force on a date to be proclaimed by the Governor and published in the Gazette.

Short title
and com-
mencement.

2.

Crown Lands (Amendment).

Amendment
of Principal
Act.

Sec. 33.

2. The following amendments are made in the Principal Act:—

Section thirty-three: After "homestead selection area" wherever occurring insert "or homestead farm area, or Crown lease area or suburban holding area."

Sec. 47 (4).

Section forty-seven, subsection four, as amended by the Crown Lands (Amendment) Act, 1917: Before "more than a home maintenance area" insert "substantially."

Sec. 63.

Section sixty-three, subsection four: Omit "of a less area than forty acres."

Proviso to subsection four: Omit "five years" insert "ten years." Omit "one quarter" insert "not less than ten per centum."

Subsec. (5).

Subsection five: Omit "one quarter" insert "ten per centum."

Sec. 85 (4).

Section eighty-five, subsection four: Before "or Crown lease" insert "week-end lease."

Sec. 94.

Section ninety-four is repealed and the following section is substituted for it, and shall take effect as from the commencement of the Principal Act, and shall be deemed to have applied and shall apply to a homestead selection or grant, whether made before or after the commencement of the said Act:—

Capital value
of homestead
selection or
grant.

94. The capital value of the homestead selection or grant shall for the first period of twenty-five years after the application for such homestead selection be the value as notified unless a lower value has been determined in pursuance of the provisions of this Act, and for every succeeding period of twenty-five years shall be determined irrespective of improvements by the local land board.

Sec. 106 (3).

Section one hundred and six, subsection three, as inserted by the Crown Lands (Amendment) Act, 1917: Omit "1917" and insert "1919."

Sec. 113 (1).

Section one hundred and thirteen, proviso to subsection one: Before "exceed a home maintenance area" insert "substantially."

Subsection

Crown Lands (Amendment).

Subsection five, proviso (a) : Before "more than" Subsec. 5.
a home maintenance area," as inserted by
the Crown Lands (Amendment) Act, 1917,
insert "substantially."

Section one hundred and fourteen, subsection two, Sec. 114 (2).
paragraph (a) : Before "exceed a home main-
tenance area" insert "substantially."

Subsection two, paragraph (b) : After "con-
ditional purchase lease" insert "or homestead
farm or Crown lease." Before "or lease
applied for" insert "homestead farm."

Section one hundred and eighteen, subsection three : Sec. 118 (3).
After "paid by the Crown" insert "other
than for improvements."

Section 118A, subsection two, as inserted by the Sec. 118A (2).
Crown Lands (Amendment) Act, 1917 : At the
end of the first paragraph add :—" Provided
that, unless it permits withdrawal of an appli-
cation, the local land board shall, after due
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report to the Minister whether it should be
refused or granted for such area as in its opinion
the circumstances of the applicant warrant, and
that the Minister may, at his discretion, grant
or refuse any application either as to the whole
or any part of the land applied for."

Section one hundred and twenty-four, subsection Sec. 124 (3).
three : After "paid by the Crown" insert
"other than for improvements."

Section one hundred and thirty, subsection three : Sec. 130 (3).
After "paid by the Crown" insert "other than
for improvements."

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warrant, and that the Minister may, at his
discretion

Crown Lands (Amendment).

discretion, grant or refuse any application either as to the whole or any part of the land applied for."

Sec 163.

Section one hundred and sixty-three, second paragraph: Omit "on reference by the Minister."
Third paragraph: Omit the proviso.

Sec. 178(4).

Section one hundred and seventy-eight, subsection four, as inserted by the Crown Lands (Amendment) Act, 1917: At the end of the subsection add:—"Where in pursuance of this provision the Minister dispenses with the condition of residence attaching to any holding, and the local land board finds that the improvements required to have been or to be effected have been effected, the local land board may issue a certificate of fulfilment of all conditions other than payment of the balance of purchase money, and a deed of grant may be issued upon payment of such balance of purchase money notwithstanding that the original term of residence may not have expired."

Sec. 183 (4).

Section one hundred and eighty-three, subsection four: At the end of the subsection insert:—

"Provided that where before or after the commencement of the Crown Lands (Amendment) Act, 1919, application has been made within twenty-five years from the date of the application for the homestead selection to convert such homestead selection or the grant issued for the same, the capital value for the purposes of such conversion shall not exceed the determination of value made by a local land board and applicable during the first period of fifteen years from the execution of the grant, or twenty years from the date of the application for the homestead selection or any part of such period; or, when no such determination has been made, shall not exceed the value notified when the land was set apart, notwithstanding that by a subsequent determination the capital value of the homestead selection has been increased."

Section

Crown Lands (Amendment).

Section one hundred and eighty-three: At the end of subsection (5A) as inserted by the Crown Lands (Amendment) Act, 1917, insert:— Sec. 183 (5A)

Provided that at the time of conversion the holder of a homestead farm may upon application have the capital value determined by the local land board for the purposes of conversion, notwithstanding that an appraisalment may have been made. The capital value so determined shall be the price at which the land shall be convertible under this section.

Section one hundred and eighty-six: At the end of the first paragraph of subsection (1A) as inserted by the Crown Lands (Amendment) Act, 1917, insert:— Sec. 186.

Provided that at the time of conversion the holder of a Crown lease may upon application have the capital value thereof determined by the local land board for the purposes of conversion, notwithstanding that an appraisalment may have been made. The capital value so determined shall be the price at which the land shall be convertible under this section.

Section 188A as inserted by the Crown Lands (Amendment) Act, 1917: After "the land in question" insert "or any part thereof." After "such areas" insert "or any part thereof." Sec. 188A.

At the end of the section add:—"Provided that where the local land board is of opinion that the applicant does not hold substantially more than a home maintenance area, the price or capital value of the land shall be that notified, or if not notified, shall be determined as at the date of the application for the settlement lease."

Section one hundred and ninety, subsection seven, paragraph (a): After paragraph (b) of the proviso as inserted by the Crown Lands (Amendment) Act, 1917, insert the following new paragraph:— Sec. 190 (7).

(c) the consent of the Minister shall not be required to any transfer or other dealing with such holding. Section

Crown Lands (Amendment).

- Sec. 193 (1). Section one hundred and ninety-three, subsection one : At the end of the subsection add :—
 (g) Provided that upon application as prescribed the holder of an improvement lease or scrub lease which in the opinion of the local land board is not substantially more than sufficient for the maintenance of a home may be allowed to obtain a homestead selection thereof before the last year of the term of the lease.
- Sec. 197. Section one hundred and ninety-seven, second paragraph : After "local land board" (where secondly occurring) insert "Provided that where land is required for returned or discharged soldiers or sailors, the Governor may resume such land, by notification in the Gazette, without inquiry or report by the local land board on the proposal."
- Sec. 206 (2). Section two hundred and six, subsection two : After "forfeiture" insert "or surrender."
- Sec. 238 (b). Section two hundred and thirty-eight, paragraph (b) : After "or Crown lease" insert "or special lease."
- Sec. 238 (d). Paragraph (d) : The following new subparagraph is inserted after subparagraph (v) :—
 (vi) She may, with the consent of the Minister, obtain an extension of the term of a residential lease legally held by her.
- Sec. 239 (1). Section two hundred and thirty-nine, subsection one : After "non-residential conditional purchase" insert "or week-end lease."
- Sec. 265 (3). Section two hundred and sixty-five, subsection three : At the end of subsection insert :—" Provided that where a certificate of fulfilment of conditions has been issued, the Minister may consent to any such purchase or lease being transferred to two or more persons."
- Sec. 267. Section two hundred and sixty-seven : Insert "substantially" immediately before "exceed a home maintenance area."

Section

Crown Lands (Amendment).

Section two hundred and seventy-two, subsection six: At the end of the subsection add:
“Provided that the provisions of this section shall not apply to the subdivision of a grant if the Minister so certifies in the prescribed form and upon the issue of such certificate any parts of the holding may be transferred or otherwise dealt with without recourse to this section.”

Section three hundred and nineteen, subsection one: After “every period thereof shall be” insert “and shall be deemed to have been”; omit “fifteen” wherever occurring in each subsection, insert “twenty.”

Section three hundred and twenty-one, subsection one: Omit proviso (a).

By Authority :

WILLIAM APPLIGATE GULLICK, Government Printer, Sydney, 1920

[4d.]

(Continued from page 1009)

Section two hundred and seventy-two, subsection one, reads: "The board of directors of the corporation shall have the right to make and alter the bylaws of the corporation, subject to the approval of the stockholders at a general meeting called for that purpose." The board of directors of the corporation has the right to make and alter the bylaws of the corporation, subject to the approval of the stockholders at a general meeting called for that purpose.

I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

W. S. MOWLE,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 16 December, 1919.*

New South Wales.



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Act No. 44, 1919.

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BE it enacted by the King'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. This Act may be cited as the "Crown Lands (Amendment) Act, 1919," and shall be read with and form part of the Crown Lands Consolidation Act, 1913, hereinafter referred to as the Principal Act, and shall come into force on a date to be proclaimed by the Governor and published in the Gazette. Short title and commencement.

2.

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

P. B. COLQUHOUN,
Chairman of Committees of the Legislative Assembly.

Crown Lands (Amendment).

Amendment
of Principal
Act.

Sec. 33.

2. The following amendments are made in the
Principal Act:—

Section thirty-three: After "homestead selection area" wherever occurring insert "or homestead farm area, or Crown lease area or suburban holding area."

Sec. 47 (4).

Section forty-seven, subsection four, as amended by the Crown Lands (Amendment) Act, 1917: Before "more than a home maintenance area" insert "substantially."

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Section sixty-three, subsection four: Omit "of a less area than forty acres."

Proviso to subsection four: Omit "five years" insert "ten years." Omit "one quarter" insert "not less than ten per centum."

Subsec. (5).

Subsection five: Omit "one quarter" insert "ten per centum."

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Section eighty-five, subsection four: Before "or Crown lease" insert "week-end lease."

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Section one hundred and six, subsection three, as inserted by the Crown Lands (Amendment) Act, 1917: Omit "1917" and insert "1919."

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Section one hundred and thirteen, proviso to subsection one: Before "exceed a home maintenance area" insert "substantially."

Subsec. 5.

Subsection five, proviso (a): Before "more than a home maintenance area," as inserted by the Crown Lands (Amendment) Act, 1917, insert "substantially."

Section

Crown Lands (Amendment).

Section one hundred and fourteen, subsection two, Sec. 114 (2).
paragraph (a): Before "exceed a home maintenance area" insert "substantially."

Subsection two, paragraph (b): After "conditional purchase lease" insert "or homestead farm or Crown lease." Before "or lease applied for" insert "homestead farm."

Section one hundred and eighteen, subsection three: Sec. 118 (3).
After "paid by the Crown" insert "other than for improvements."

Section 118A, subsection two, as inserted by the Sec. 118A (2).
Crown Lands (Amendment) Act, 1917: At the end of the first paragraph add:—"Provided that, unless it permits withdrawal of an application, the local land board shall, after due inquiry into the merits of every application, report to the Minister whether it should be refused or granted for such area as in its opinion the circumstances of the applicant warrant, and that the Minister may, at his discretion, grant or refuse any application either as to the whole or any part of the land applied for."

Section one hundred and twenty-four, subsection Sec. 124 (3).
three: After "paid by the Crown" insert "other than for improvements."

Section one hundred and thirty, subsection three: Sec. 130 (3).
After "paid by the Crown" insert "other than for improvements."

Section 130A, subsection two, as inserted by the Sec. 130A (2).
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graph: Omit "on reference by the Minister."

Third paragraph: Omit the proviso.

Section

Crown Lands (Amendment).

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Section one hundred and seventy-eight, subsection four, as inserted by the Crown Lands (Amendment) Act, 1917: At the end of the subsection add:—"Where in pursuance of this provision the Minister dispenses with the condition of residence attaching to any holding, and the local land board finds that the improvements required to have been or to be effected have been effected, the local land board may issue a certificate of fulfilment of all conditions other than payment of the balance of purchase money, and a deed of grant may be issued upon payment of such balance of purchase money notwithstanding that the original term of residence may not have expired."

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Section one hundred and eighty-three, subsection four: At the end of the subsection insert:—

"Provided that where before or after the commencement of the Crown Lands (Amendment) Act, 1919, application has been made within twenty-five years from the date of the application for the homestead selection to convert such homestead selection or the grant issued for the same, the capital value for the purposes of such conversion shall not exceed the determination of value made by a local land board and applicable during the first period of fifteen years from the execution of the grant, or twenty years from the date of the application for the homestead selection or any part of such period; or, when no such determination has been made, shall not exceed the value notified when the land was set apart, notwithstanding that by a subsequent determination the capital value of the homestead selection has been increased."

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Provided that at the time of conversion the holder of a homestead farm may upon application have the capital value determined by the local

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local land board for the purposes of conversion, notwithstanding that an appraisalment may have been made. The capital value so determined shall be the price at which the land shall be convertible under this section.

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the first paragraph of subsection (1A) as inserted by the Crown Lands (Amendment) Act, 1917, insert:—

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Section 188A as inserted by the Crown Lands Sec. 188A.
(Amendment) Act, 1917: After “the land in question” insert “or any part thereof.” After “such areas” insert “or any part thereof.”

At the end of the section add:—“ Provided that where the local land board is of opinion that the applicant does not hold substantially more than a home maintenance area, the price or capital value of the land shall be that notified, or if not notified, shall be determined as at the date of the application for the settlement lease.”

Section one hundred and ninety, subsection seven, Sec. 190 (7).
paragraph (a): After paragraph (b) of the proviso as inserted by the Crown Lands (Amendment) Act, 1917, insert the following new paragraph:—

(c) the consent of the Minister shall not be required to any transfer or other dealing with such holding.

Section one hundred and ninety-three, subsection Sec. 193 (1).
one: At the end of the subsection add:—

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Crown Lands (Amendment).

lease or scrub lease which in the opinion of the local land board is not substantially more than sufficient for the maintenance of a home may be allowed to obtain a homestead selection thereof before the last year of the term of the lease.

- Sec. 197. Section one hundred and ninety-seven, second paragraph: After "local land board" (where secondly occurring) insert "Provided that where land is required for returned or discharged soldiers or sailors, the Governor may resume such land, by notification in the Gazette, without inquiry or report by the local land board on the proposal."
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- Sec. 265 (3). Section two hundred and sixty-five, subsection three: At the end of subsection insert:—"Provided that where a certificate of fulfilment of conditions has been issued, the Minister may consent to any such purchase or lease being transferred to two or more persons."
- Sec. 267. Section two hundred and sixty-seven: Insert "substantially" immediately before "exceed a home maintenance area."
- Sec. 272 (6). Section two hundred and seventy-two, subsection six: At the end of the subsection add: "Provided that the provisions of this section shall not apply to the subdivision of a grant if the Minister so certifies in the prescribed form

Crown Lands (Amendment).

form and upon the issue of such certificate any parts of the holding may be transferred or otherwise dealt with without recourse to this section."

Section three hundred and nineteen, subsection Sec. 319 (1).
one: After "every period thereof shall be"
insert "and shall be deemed to have been";
omit "fifteen" wherever occurring in each
subsection, insert "twenty."

Section three hundred and twenty-one, subsection Sec. 321 (1).
one: Omit proviso (a).

*In the name and on behalf of His Majesty I assent to
this Act.*

W. E. DAVIDSON,
Governor.

*Government House,
Sutton Forest, 22nd December, 1919.*

CROWN LANDS (AMENDMENT) BILL.

SCHEDULE of Amendments referred to in Message of 21st November, 1919.

Page 2, clause 2, line 11. *After* "Section sixty-three" *insert* "subsection four : Omit
" ' of a less area than forty acres ' "

Page 2, clause 2. *After* line 35 *insert* "Section one hundred and six, subsection
" three, as inserted by the Crown Lands (Amendment) Act, 1917 : Omit
" ' 1917 ' and insert ' 1919 ' "

Page 6, clause 2. *After* "lease" in line 1 *insert* "or scrub lease"

Page 6, clause 2, line 39. *Omit* "seven" *insert* "six"

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

*W. S. MOWLE,
Clerk of the Legislative Assembly.
Legislative Assembly Chamber,
Sydney, 13 November, 1919.*

The LEGISLATIVE COUNCIL has this day agreed to this Bill with Amendments.

*W. L. S. COOPER,
Clerk of the Parliaments.
Legislative Council Chamber,
Sydney, 21st November, 1919.*

New South Wales.



ANNO DECIMO

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364—

2.

NOTE.—The word to be omitted is ruled through; the words to be inserted are printed in black letter.

Crown Lands (Amendment).

2. The following amendments are made in the Principal Act:—

Amendment
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Sec. 33.

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15 Proviso to subsection four: Omit "five years" insert "ten years." Omit "one quarter" insert "not less than ten per centum."

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25 94. The capital value of the homestead selection or grant shall for the first period of twenty-five years after the application for such homestead selection be the value as notified unless a lower value has been determined in pursuance of the provisions of this Act, and for every succeeding period of twenty-five years shall be determined irrespective of improvements by the local land board.

Capital value
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40 Section one hundred and thirteen, proviso to subsection one: Before "exceed a home maintenance area" insert "substantially."

Sec. 113 (1).

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Section one hundred and sixty-three, second para- Sec. 163.
graph: Omit "on reference by the Minister."

Third paragraph: Omit the proviso.

Section

Crown Lands (Amendment).

Section one hundred and seventy-eight, subsection Sec. 178 (4).

four, as inserted by the Crown Lands (Amendment) Act, 1917: At the end of the subsection add:—"Where in pursuance of this provision the Minister dispenses with the condition of residence attaching to any holding, and the local land board finds that the improvements required to have been or to be effected have been effected, the local land board may issue a certificate of fulfilment of all conditions other than payment of the balance of purchase money, and a deed of grant may be issued upon payment of such balance of purchase money notwithstanding that the original term of residence may not have expired."

Section one hundred and eighty-three, subsection Sec. 183 (4).
four: At the end of the subsection insert:—

"Provided that where before or after the commencement of the Crown Lands (Amendment) Act, 1919, application has been made within twenty-five years from the date of the application for the homestead selection to convert such homestead selection or the grant issued for the same, the capital value for the purposes of such conversion shall not exceed the determination of value made by a local land board and applicable during the first period of fifteen years from the execution of the grant, or twenty years from the date of the application for the homestead selection or any part of such period; or, when no such determination has been made, shall not exceed the value notified when the land was set apart, notwithstanding that by a subsequent determination the capital value of the homestead selection has been increased."

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Provided that at the time of conversion the holder of a homestead farm may upon application have the capital value determined by the local

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local land board for the purposes of conversion, notwithstanding that an appraisalment may have been made. The capital value so determined shall be the price at which the land shall be convertible under this section.

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Section one hundred and eighty-six : At the end of Sec. 186.
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At the end of the section add :— "Provided that where the local land board is of opinion that the applicant does not hold substantially more than a home maintenance area, the price or capital value of the land shall be that notified, or if not notified, shall be determined as at the date of the application for the settlement lease."

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Section one hundred and ninety, subsection seven, Sec. 190 (7).
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(c) the consent of the Minister shall not be required to any transfer or other dealing with such holding.

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Section one hundred and ninety-three, subsection Sec. 193 (1).
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(g) Provided that upon application as prescribed the holder of an improvement lease

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Crown Lands (Amendment).

lease or scrub lease which in the opinion of the local land board is not substantially more than sufficient for the maintenance of a home may be allowed to obtain a homestead selection thereof before the last year of the term of the lease.

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Section one hundred and ninety-seven, second Sec. 197.

10

paragraph: After "local land board" (where secondly occurring) insert "Provided that where land is required for returned or discharged soldiers or sailors, the Governor may resume such land, by notification in the Gazette, without inquiry or report by the local land board on the proposal."

15

Section two hundred and six, subsection two: Sec. 206 (2).

After "forfeiture" insert "or surrender."

Section two hundred and thirty-eight, paragraph Sec. 238 (b).

20

(b): After "or Crown lease" insert "or special lease."

Paragraph (d): The following new subparagraph Sec. 238 (d).
is inserted after subparagraph (v):—

25

(vi) She may, with the consent of the Minister, obtain an extension of the term of a residential lease legally held by her.

Section two hundred and thirty-nine, subsection Sec. 239 (1).

one: After "non-residential conditional purchase" insert "or week-end lease."

30

Section two hundred and sixty-five, subsection three: Sec. 265 (3).

At the end of subsection insert:—"Provided that where a certificate of fulfilment of conditions has been issued, the Minister may consent to any such purchase or lease being transferred to two or more persons."

35

Section two hundred and sixty-seven: Insert Sec. 267.

"substantially" immediately before "exceed a home maintenance area."

40

Section two hundred and seventy-two, subsection Sec. 272 (7).

~~seven~~ six: At the end of the subsection add:
"Provided that the provisions of this section shall not apply to the subdivision of a grant if the Minister so certifies in the prescribed form

Crown Lands (Amendment).

form and upon the issue of such certificate any parts of the holding may be transferred or otherwise dealt with without recourse to this section."

- 5 Section three hundred and nineteen, subsection Sec 319 (1).
 one: After "every period thereof shall be"
 insert "and shall be deemed to have been";
 omit "fifteen" wherever occurring in each
 subsection, insert "twenty."
- 10 Section three hundred and twenty-one, subsection Sec. 321 (1).
 one: Omit proviso (a).

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CROWN LANDS (AMENDMENT) BILL.

SCHEDULE of Amendments referred to in Message of 21st November, 1919.

Page 2, clause 2, line 11. *After* "Section sixty-three" *insert* "subsection four : Omit
" ' of a less area than forty acres ' "

Page 2, clause 2. *After* line 35 *insert* "Section one hundred and six, subsection
" three, as inserted by the Crown Lands (Amendment) Act, 1917 : Omit
" ' 1917 ' and *insert* ' 1919 ' "

Page 6, clause 2. *After* "lease" in line 1 *insert* "or scrub lease"

Page 6, clause 2, line 39. *Omit* "seven" *insert* "six"

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

*W. S. MOWLE,
Clerk of the Legislative Assembly.
Legislative Assembly Chamber,
Sydney, 13 November, 1919.*

The LEGISLATIVE COUNCIL has this day agreed to this Bill with Amendments.

*W. L. S. COOPER,
Clerk of the Parliaments.
Legislative Council Chamber,
Sydney, 21st November, 1919.*

New South Wales.



ANNO DECIMO

GEORGII V REGIS.

Act No. , 1919.

An Act to amend and declare the law relating to Crown lands; to amend the Crown Lands Consolidation Act, 1913, and the Crown Lands (Amendment) Act, 1917; and for other purposes.

BE it enacted by the King'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. This Act may be cited as the "Crown Lands (Amendment) Act, 1919," and shall be read with and form part of the Crown Lands Consolidation Act, 1913, hereinafter referred to as the Principal Act, and shall come into force on a date to be proclaimed by the Governor and published in the Gazette.

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2.

NOTE.—The word to be omitted is ruled through; the words to be inserted are printed in black letter.

Crown Lands (Amendment).

2. The following amendments are made in the Principal Act :—

Amendment
of Principal
Act.
Sec. 33.

5 Section thirty-three : After "homestead selection area" wherever occurring insert "or homestead farm area, or Crown lease area or suburban holding area."

Section forty-seven, subsection four, as amended by the Crown Lands (Amendment) Act, 1917 :
10 Before "more than a home maintenance area" insert "substantially."

Sec. 47 (4).

Section sixty-three, subsection four: Omit "of a less area than forty acres."

Sec. 63.

15 Proviso to subsection four: Omit "five years" insert "ten years." Omit "one quarter" insert "not less than ten per centum."

Subsection five: Omit "one quarter" insert "ten per centum."

Subsec. (5).

Section eighty-five, subsection four: Before "or Crown lease" insert "week-end lease."

Sec. 85 (4).

20 Section ninety-four is repealed and the following section is substituted for it, and shall take effect as from the commencement of the Principal Act, and shall be deemed to have applied and shall apply to a homestead selection or grant whether made before or after the commencement of the said Act :—

Sec. 94.

25 94. The capital value of the homestead selection or grant shall for the first period of twenty-five years after the application for such homestead selection be the value as notified unless a lower value has been determined in pursuance of the provisions of this Act, and for every succeeding period of twenty-five years shall be determined irrespective of improvements by the local land board.

Capital value
of homestead
selection or
grant

35 Section one hundred and six, subsection three, as inserted by the Crown Lands (Amendment) Act, 1917. Omit "1917" and insert "1919."

40 Section one hundred and thirteen, proviso to subsection one: Before "exceed a home maintenance area" insert "substantially."

Sec. 113 (1).

45 Subsection five, proviso (a): Before "more than a home maintenance area," as inserted by the Crown Lands (Amendment) Act, 1917, insert "substantially."

Subsec. 5]

Section

Crown Lands (Amendment).

Section one hundred and fourteen, subsection two, Sec. 114 (2).

paragraph (a): Before "exceed a home maintenance area" insert "substantially."

5 Subsection two, paragraph (b): After "conditional purchase lease" insert "or homestead farm or Crown lease." Before "or lease applied for" insert "homestead farm."

Section one hundred and eighteen, subsection three: Sec. 113 (3)

10 After "paid by the Crown" insert "other than for improvements."

Section 118A, subsection two, as inserted by the Sec. 118A (2).

15 Crown Lands (Amendment) Act, 1917: At the end of the first paragraph add:—"Provided that, unless it permits withdrawal of an application, the local land board shall, after due inquiry into the merits of every application, report to the Minister whether it should be refused or granted for such area as in its opinion the circumstances of the applicant warrant, and that the Minister may, at his discretion, grant or refuse any application either as to the whole or any part of the land applied for."

Section one hundred and twenty-four, subsection Sec. 124 (3).

20 three: After "paid by the Crown" insert "other than for improvements."

Section one hundred and thirty, subsection three: Sec. 130 (3).

After "paid by the Crown" insert "other than for improvements."

Section 130A, subsection two, as inserted by the Sec. 130A (2).

30 Crown Lands (Amendment) Act, 1917: At the end of the first paragraph add:—"Provided that, unless it permits withdrawal of an application, the local land board shall, after due inquiry into the merits of every application, report to the Minister whether it should be refused or granted for such area as in its opinion the circumstances of the applicant warrant, and that the Minister may, at his discretion, grant or refuse any application either as to the whole or any part of the land applied for."

Section one hundred and sixty-three, second para- Sec. 163.

graph: Omit "on reference by the Minister."

Third paragraph: Omit the proviso.

Section

Crown Lands (Amendment).

Section one hundred and seventy-eight, subsection Sec. 178 (4).

four, as inserted by the Crown Lands (Amendment) Act, 1917: At the end of the subsection add:—"Where in pursuance of this provision the Minister dispenses with the condition of residence attaching to any holding, and the local land board finds that the improvements required to have been or to be effected have been effected, the local land board may issue a certificate of fulfilment of all conditions other than payment of the balance of purchase money, and a deed of grant may be issued upon payment of such balance of purchase money notwithstanding that the original term of residence may not have expired."

Section one hundred and eighty-three, subsection Sec. 183 (4).

four: At the end of the subsection insert:—

"Provided that where before or after the commencement of the Crown Lands (Amendment) Act, 1919, application has been made within twenty-five years from the date of the application for the homestead selection to convert such homestead selection or the grant issued for the same, the capital value for the purposes of such conversion shall not exceed the determination of value made by a local land board and applicable during the first period of fifteen years from the execution of the grant, or twenty years from the date of the application for the homestead selection or any part of such period; or, when no such determination has been made, shall not exceed the value notified when the land was set apart, notwithstanding that by a subsequent determination the capital value of the homestead selection has been increased."

Section one hundred and eighty-three: At the end Sec. 183 (5A).

of subsection (5A) as inserted by the Crown Lands (Amendment) Act, 1917, insert:—

Provided that at the time of conversion the holder of a homestead farm may upon application have the capital value determined by the local

Crown Lands (Amendment).

local land board for the purposes of conversion, notwithstanding that an appraisalment may have been made. The capital value so determined shall be the price at which the land shall be convertible under this section.

5 Section one hundred and eighty-six: At the end of Sec. 186.
the first paragraph of subsection (1A) as
inserted by the Crown Lands (Amendment)
Act, 1917, insert:—

10 Provided that at the time of conversion the
holder of a Crown lease may upon application
have the capital value thereof determined by
the local land board for the purposes of con-
version, notwithstanding that an appraisalment
15 may have been made. The capital value so
determined shall be the price at which the
land shall be convertible under this section.

Section 188A as inserted by the Crown Lands Sec. 188A.
(Amendment) Act, 1917: After "the land in
20 question" insert "or any part thereof." After
"such areas" insert "or any part thereof."

At the end of the section add:—"Provided
that where the local land board is of opinion that
the applicant does not hold substantially more
25 than a home maintenance area, the price or
capital value of the land shall be that notified,
or if not notified, shall be determined as at the
date of the application for the settlement lease."

Section one hundred and ninety, subsection seven, Sec. 190 (7).
30 paragraph (a): After paragraph (b) of the
proviso as inserted by the Crown Lands
(Amendment) Act, 1917, insert the following
new paragraph:—

35 (c) the consent of the Minister shall not be
required to any transfer or other dealing
with such holding.

Section one hundred and ninety-three, subsection Sec. 193 (1).
one: At the end of the subsection add:

40 (g) Provided that upon application as
prescribed the holder of an improvement
lease

Crown Lands (Amendment).

lease or scrub lease which in the opinion of the local land board is not substantially more than sufficient for the maintenance of a home may be allowed to obtain a homestead selection thereof before the last year of the term of the lease.

5

Section one hundred and ninety-seven, second Sec. 197.

10

paragraph: After "local land board" (where secondly occurring) insert "Provided that where land is required for returned or discharged soldiers or sailors, the Governor may resume such land, by notification in the Gazette, without inquiry or report by the local land board on the proposal."

15

Section two hundred and six, subsection two: Sec. 236 (2).

After "forfeiture" insert "or surrender."

Section two hundred and thirty-eight, paragraph Sec. 238 (b).

20

(b): After "or Crown lease" insert "or special lease."

Paragraph (d): The following new subparagraph Sec. 238 (d).
is inserted after subparagraph (v):—

25

(vi) She may, with the consent of the Minister, obtain an extension of the term of a residential lease legally held by her.

Section two hundred and thirty-nine, subsection Sec. 239 (1).

one: After "non-residential conditional purchase" insert "or week-end lease."

30

Section two hundred and sixty-five, subsection three: Sec. 265 (3).

At the end of subsection insert:—"Provided that where a certificate of fulfilment of conditions has been issued, the Minister may consent to any such purchase or lease being transferred to two or more persons."

35

Section two hundred and sixty-seven: Insert Sec. 267.

"substantially" immediately before "exceed a home maintenance area."

40

Section two hundred and seventy-two, subsection Sec. 272 (7).

seven six: At the end of the subsection add:
"Provided that the provisions of this section shall not apply to the subdivision of a grant if the Minister so certifies in the prescribed form

Crown Lands (Amendment).

form and upon the issue of such certificate any parts of the holding may be transferred or otherwise dealt with without recourse to this section."

- 5 Section three hundred and nineteen, subsection Sec. 319 (1).
one: After "every period thereof shall be"
insert "and shall be deemed to have been";
omit "fifteen" wherever occurring in each
subsection, insert "twenty."
- 10 Section three hundred and twenty-one, subsection Sec. 321 (1).
one: Omit proviso (a).

CHURCH OF ENGLAND

The history of the Church of England, from the first Christian mission to the present time, is a subject of great interest and importance. It is a subject which has attracted the attention of many of the most distinguished writers of the age. The history of the Church of England is a subject which has attracted the attention of many of the most distinguished writers of the age. The history of the Church of England is a subject which has attracted the attention of many of the most distinguished writers of the age.

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

W. S. MOWLE,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 13 November, 1919.*

New South Wales.



ANNO DECIMO

GEORGII V REGIS.

Act No. , 1919.

An Act to amend and declare the law relating to Crown lands; to amend the Crown Lands Consolidation Act, 1913, and the Crown Lands (Amendment) Act, 1917; and for other purposes.

BE it enacted by the King'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. This Act may be cited as the "Crown Lands (Amendment) Act, 1919," and shall be read with and form part of the Crown Lands Consolidation Act, 1913, hereinafter referred to as the Principal Act, and shall come into force on a date to be proclaimed by the Governor and published in the Gazette.

Short title
and com-
mencement.

Crown Lands (Amendment).

2. The following amendments are made in the Principal Act:—

Amendment
of Principal
Act.

5 Section thirty-three: After "homestead selection area" wherever occurring insert "or homestead farm area, or Crown lease area or suburban holding area."

Sec. 33.

10 Section forty-seven, subsection four, as amended by the Crown Lands (Amendment) Act, 1917: Before "more than a home maintenance area" insert "substantially."

Sec. 47 (4).

Section sixty-three, proviso to subsection four: Omit "five years" insert "ten years." Omit "one quarter" insert "not less than ten per centum."

Sec. 63.

15 Subsection five: Omit "one quarter" insert "ten per centum."

Subsec. (5).

Section eighty-five, subsection four: Before "or Crown lease" insert "week-end lease."

Sec. 85 (4).

20 Section ninety-four is repealed and the following section is substituted for it, and shall take effect as from the commencement of the Principal Act, and shall be deemed to have applied and shall apply to a homestead selection or grant whether made before or after the commencement of the said Act:—

Sec. 94.

25 94. The capital value of the homestead selection or grant shall for the first period of twenty-five years after the application for such homestead selection be the value as notified unless a lower value has been determined in pursuance of the provisions of this Act, and for every succeeding period of twenty-five years shall be determined irrespective of improvements by the local land board.

Capital value
of homestead
selection or
grant

35 Section one hundred and thirteen, proviso to subsection one: Before "exceed a home maintenance area" insert "substantially."

Sec. 113 (1).

40 Subsection five, proviso (a): Before "more than a home maintenance area," as inserted by the Crown Lands (Amendment) Act, 1917, insert "substantially."

Subsec. 5.

Section

Crown Lands (Amendment).

Section one hundred and fourteen, subsection two, Sec. 114 (2).
paragraph (a): Before "exceed a home main-
tenance area" insert "substantially."

5 Subsection two, paragraph (b): After "con-
ditional purchase lease" insert "or homestead
farm or Crown lease." Before "or lease
applied for" insert "homestead farm."

10 Section one hundred and eighteen, subsection three: Sec. 118 (3)
After "paid by the Crown" insert "other
than for improvements."

15 Section 118A, subsection two, as inserted by the Sec. 118A (2).
Crown Lands (Amendment) Act, 1917: At the
end of the first paragraph add:—"Provided
that, unless it permits withdrawal of an appli-
cation, the local land board shall, after due
inquiry into the merits of every application,
report to the Minister whether it should be
refused or granted for such area as in its opinion
the circumstances of the applicant warrant, and
20 that the Minister may, at his discretion, grant
or refuse any application either as to the whole
or any part of the land applied for."

25 Section one hundred and twenty-four, subsection Sec. 124 (3).
three: After "paid by the Crown" insert
"other than for improvements."

Section one hundred and thirty, subsection three: Sec. 130 (3).
After "paid by the Crown" insert "other than
for improvements."

30 Section 130A, subsection two, as inserted by the Sec. 130A (2).
Crown Lands (Amendment) Act, 1917: At
the end of the first paragraph add:—"Provided
that, unless it permits withdrawal of an appli-
cation, the local land board shall, after due
inquiry into the merits of every application,
report to the Minister whether it should be
refused or granted for such area as in its
opinion the circumstances of the applicant
warrant, and that the Minister may, at his
discretion, grant or refuse any application
35 either as to the whole or any part of the land
applied for."

40 Section one hundred and sixty-three, second para- Sec. 163.
graph: Omit "on reference by the Minister."

Third paragraph: Omit the proviso.

Section

Crown Lands (Amendment).

Section one hundred and seventy-eight, subsection Sec. 178 (4).

four, as inserted by the Crown Lands (Amendment) Act, 1917: At the end of the subsection add:—"Where in pursuance of this provision the Minister dispenses with the condition of residence attaching to any holding, and the local land board finds that the improvements required to have been or to be effected have been effected, the local land board may issue a certificate of fulfilment of all conditions other than payment of the balance of purchase money, and a deed of grant may be issued upon payment of such balance of purchase money notwithstanding that the original term of residence may not have expired."

Section one hundred and eighty-three, subsection Sec. 183 (4).

four: At the end of the subsection insert:—
"Provided that where before or after the commencement of the Crown Lands (Amendment) Act, 1919, application has been made within twenty-five years from the date of the application for the homestead selection to convert such homestead selection or the grant issued for the same, the capital value for the purposes of such conversion shall not exceed the determination of value made by a local land board and applicable during the first period of fifteen years from the execution of the grant, or twenty years from the date of the application for the homestead selection or any part of such period; or, when no such determination has been made, shall not exceed the value notified when the land was set apart, notwithstanding that by a subsequent determination the capital value of the homestead selection has been increased."

Section one hundred and eighty-three: At the end Sec. 183 (5A).

of subsection (5A) as inserted by the Crown Lands (Amendment) Act, 1917, insert:—

Provided that at the time of conversion the holder of a homestead farm may upon application have the capital value determined by the local

Crown Lands (Amendment).

local land board for the purposes of conversion, notwithstanding that an appraisalment may have been made. The capital value so determined shall be the price at which the land shall be convertible under this section.

5

Section one hundred and eighty-six: At the end of Sec. 186. the first paragraph of subsection (1A) as inserted by the Crown Lands (Amendment) Act, 1917, insert:—

10

Provided that at the time of conversion the holder of a Crown lease may upon application have the capital value thereof determined by the local land board for the purposes of conversion, notwithstanding that an appraisalment may have been made. The capital value so determined shall be the price at which the land shall be convertible under this section.

15

Section 188A as inserted by the Crown Lands (Amendment) Act, 1917: After "the land in question" insert "or any part thereof." After "such areas" insert "or any part thereof."

20

At the end of the section add:—"Provided that where the local land board is of opinion that the applicant does not hold substantially more than a home maintenance area, the price or capital value of the land shall be that notified, or if not notified, shall be determined as at the date of the application for the settlement lease."

25

Section one hundred and ninety, subsection seven, paragraph (a): After paragraph (b) of the proviso as inserted by the Crown Lands (Amendment) Act, 1917, insert the following new paragraph:—

30

(e) the consent of the Minister shall not be required to any transfer or other dealing with such holding.

35

Section one hundred and ninety-three, subsection one: At the end of the subsection add:

(g) Provided that upon application as prescribed the holder of an improvement lease

40

Crown Lands (Amendment).

- 5 lease which in the opinion of the local land board is not substantially more than sufficient for the maintenance of a home may be allowed to obtain a homestead selection thereof before the last year of the term of the lease.
- 10 Section one hundred and ninety-seven, second paragraph : After "local land board" (where secondly occurring) insert "Provided that where land is required for returned or discharged soldiers or sailors, the Governor may resume such land, by notification in the Gazette, without inquiry or report by the local land board on the proposal."
- 15 Section two hundred and six, subsection two : Sec. 236 (2).
After "forfeiture" insert "or surrender."
- 20 Section two hundred and thirty-eight, paragraph (b) : After "or Crown lease" insert "or special lease."
- 25 Paragraph (d) : The following new subparagraph is inserted after subparagraph (v) :—
(vi) She may, with the consent of the Minister, obtain an extension of the term of a residential lease legally held by her.
- 30 Section two hundred and thirty-nine, subsection one : After "non-residential conditional purchase" insert "or week-end lease."
- 35 Section two hundred and sixty-five, subsection three : Sec. 265 (3).
At the end of subsection insert :—" Provided that where a certificate of fulfilment of conditions has been issued, the Minister may consent to any such purchase or lease being transferred to two or more persons."
- 40 Section two hundred and sixty-seven : Insert "substantially" immediately before "exceed a home maintenance area."
- Section two hundred and seventy-two, subsection seven : At the end of the subsection add :
" Provided that the provisions of this section shall not apply to the subdivision of a grant if the Minister so certifies in the prescribed form

Crown Lands (Amendment).

form and upon the issue of such certificate any parts of the holding may be transferred or otherwise dealt with without recourse to this section."

- 5 Section three hundred and nineteen, subsection one: After "every period thereof shall be" insert "and shall be deemed to have been"; omit "fifteen" wherever occurring in each subsection, insert "twenty."
- 10 Section three hundred and twenty-one, subsection one: Omit proviso (a).

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