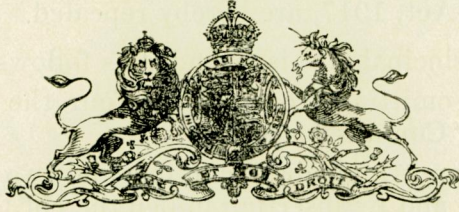


New South Wales.



ANNO QUINTO DECIMO

GEORGI V REGIS.

Act No. 67, 1924.

An Act to reconstitute the Forestry Commission; to enable the powers of the said Commission to be extended in certain regards; to amend the Forestry Act, 1916, and certain other Acts; to repeal the Forestry (Temporary Commissioners) Act, 1916, and the Forestry (Temporary Commissioners) Act, 1917; and for purposes connected therewith. [Assented to, 23rd December, 1924.]

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. (1) This Act may be cited as the "Forestry (Amendment) Act, 1924," and shall be read and construed with the Forestry Act, 1916, which Act is referred to as the Principal Act.

Short title
and com-
mencement.

(2)

Forestry (Amendment).

(2) This Act shall come into operation on a date to be appointed by the Governor, and notified by proclamation published in the Gazette.

Repeal of Acts No. 83 of 1916 and No. 16 of 1917.

2. The Forestry (Temporary Commissioners) Act, 1916, and the Forestry (Temporary Commissioners) Amendment Act, 1917, are hereby repealed.

Amendment of Act 1916 No. 55, s. 4.

3. The Principal Act is amended as follows:—

- (a) By omitting from section four the definition of "Commissioner";
- (b) by omitting subsections one and two of section five and by inserting in lieu thereof the following new subsections:—

Sec. 5 (1) and (2).

5. (1) The Governor shall appoint some person as commissioner, who shall constitute the Forestry Commission, and who shall, subject to this Act, hold his office for a term of seven years from the date of his appointment. Any person so appointed may at the end of such term be reappointed for a further like term.

Constitution of commission.

(2) The term of office of a person appointed commissioner shall be deemed to have expired upon his attaining the age of sixty-five years. The Governor may from time to time as occasion demands appoint a deputy commissioner to act during the absence from duty of the commissioner. While so acting a deputy commissioner shall have all the rights, powers, duties, and obligations of the commissioner;

Sec. 6.

- (c) by omitting section six and by inserting in lieu thereof the following new section:—

Salary.

6. The commissioner shall be paid a salary of one thousand five hundred pounds per annum.

Such salary is hereby charged upon the Consolidated Revenue Fund, and such fund to the extent required for the payment of the salary is hereby permanently appropriated;

(d)

Forestry (Amendment).

- (d) by omitting section seven and by inserting in lieu thereof the following new section :— Sec. 7.

7. (1) For the purposes of this Act the person for the time being holding the office of commissioner is constituted a corporation sole under the name of the Forestry Commission of New South Wales, with perpetual succession and a seal of office, and may in that name sue and be sued, proceed and be proceeded against in all courts, and for the purposes of this Act may take, purchase, hold, and enjoy such lands, tenements, and hereditaments as may be required, and also take, purchase, hold, and enjoy any chattels and personal property. Incorporation.

(2) Where any property or interest therein or charge thereon is vested in or acquired by the commission the same shall, unless otherwise disposed of by the commission in accordance with this Act, pass and devolve to and vest in the successors of the commission.

(3) It shall not be lawful for the commission to sell, grant, convey, demise, mortgage, or otherwise dispose of any land, buildings, or hereditaments vested in it, unless in accordance with the express provisions of this Act, or when no express provision is made, unless with the approval of the Governor ;

- (e) by omitting from subsection one of section fourteen the words "and to the commissioners" ; Sec. 14 (1).

- (f) by omitting paragraph (t) of section forty-one. Sec. 41.

4. The Principal Act is further amended by the addition of the following new sections next after section eleven :— Amendment of Principal Act. New ss. 11A, 11B.

11A. (1) The Governor may, by proclamation published in the Gazette, vest in the commission the control and silvicultural management of such lands in the Murrumbidgee Irrigation Area as may from time to time be agreed upon between the commission and the Water Conservation and Irrigation Commission, for such time and upon such terms Sylvicultural management of certain lands in Murrumbidgee Irrigation Area.

Forestry (Amendment).

terms and conditions as to the division of the revenue therefrom arising or otherwise as may be agreed upon and approved by the Governor.

(2) Any such lands while so under the management of the Forestry Commission shall be deemed for the purposes of this Act to be State forests.

Sylvicultural management of certain lands in catchment areas, &c.

11B. (1) The Governor may, by proclamation in the Gazette, authorise the commission to undertake upon such terms as are approved by the Governor the sylvicultural management of the catchment area of any system of water supply.

(2) The commission may, with the approval of the Governor, undertake the direction and supervision of any scheme of tree planting carried out by any public department or authority.

Dissolution of existing commission, &c.

5. (1) The body corporate constituted by the Forestry Act, 1916, under the name of the Forestry Commission is hereby dissolved, and the powers, duties, and authorities of that body corporate are vested in the corporation sole constituted by the amendment of that Act inserted by section three of this Act.

(2) All real and personal property which at the coming into operation of this Act is vested in the body corporate so dissolved is hereby transferred and vested in the corporation sole, subject to any trusts or equities affecting the same.

(3) All liabilities of the body corporate so dissolved may be pursued against the corporation sole or its successors.

(4) Any reference in any Act, proclamation, by-law, regulation, or other instrument to the body corporate so dissolved may, after the coming into operation of this Act, be construed as a reference to the corporation sole.

By Authority :

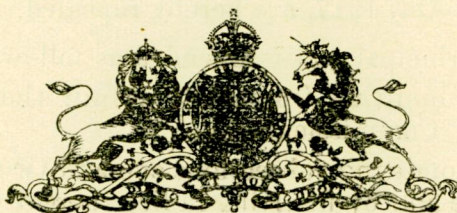
ALFRED JAMES KENT, Government Printer, Sydney, 1924.

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, 17 December, 1924.*

New South Wales.



ANNO QUINTO DECIMO

GEORGII V REGIS.

Act No. 67, 1924.

An Act to reconstitute the Forestry Commission; to enable the powers of the said Commission to be extended in certain regards; to amend the Forestry Act, 1916, and certain other Acts; to repeal the Forestry (Temporary Commissioners) Act, 1916, and the Forestry (Temporary Commissioners) Act, 1917; and for purposes connected therewith. [Assented to, 23rd December, 1924.]

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. (1) This Act may be cited as the "Forestry (Amendment) Act, 1924," and shall be read and construed with the Forestry Act, 1916, which Act is referred to as the Principal Act. (2)

Short title
and com-
mencement.

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

R. B. WALKER,
Chairman of Committees of the Legislative Assembly.

Forestry (Amendment).

(2) This Act shall come into operation on a date to be appointed by the Governor, and notified by proclamation published in the Gazette.

Repeal of
Acts No. 83
of 1916 and
No. 16 of
1917.

2. The Forestry (Temporary Commissioners) Act, 1916, and the Forestry (Temporary Commissioners) Amendment Act, 1917, are hereby repealed.

Amendment
of Act 1916
No. 55, s. 4.

3. The Principal Act is amended as follows:—

Sec. 5 (1) and
(2).

- (a) By omitting from section four the definition of "Commissioner";
- (b) by omitting subsections one and two of section five and by inserting in lieu thereof the following new subsections:—

Constitution
of commis-
sion.

5. (1) The Governor shall appoint some person as commissioner, who shall constitute the Forestry Commission, and who shall, subject to this Act, hold his office for a term of seven years from the date of his appointment. Any person so appointed may at the end of such term be reappointed for a further like term.

(2) The term of office of a person appointed commissioner shall be deemed to have expired upon his attaining the age of sixty-five years. The Governor may from time to time as occasion demands appoint a deputy commissioner to act during the absence from duty of the commissioner. While so acting a deputy commissioner shall have all the rights, powers, duties, and obligations of the commissioner;

Sec. 6.

- (c) by omitting section six and by inserting in lieu thereof the following new section:—

Salary.

6. The commissioner shall be paid a salary of one thousand five hundred pounds per annum.

Such salary is hereby charged upon the Consolidated Revenue Fund, and such fund to the extent required for the payment of the salary is hereby permanently appropriated;

(d)

Forestry (Amendment).

- (d) by omitting section seven and by inserting in lieu thereof the following new section :—

7. (1) For the purposes of this Act the person for the time being holding the office of commissioner is constituted a corporation sole under the name of the Forestry Commission of New South Wales, with perpetual succession and a seal of office, and may in that name sue and be sued, proceed and be proceeded against in all courts, and for the purposes of this Act may take, purchase, hold, and enjoy such lands, tenements, and hereditaments as may be required, and also take, purchase, hold, and enjoy any chattels and personal property.

(2) Where any property or interest therein or charge thereon is vested in or acquired by the commission the same shall, unless otherwise disposed of by the commission in accordance with this Act, pass and devolve to and vest in the successors of the commission.

(3) It shall not be lawful for the commission to sell, grant, convey, demise, mortgage, or otherwise dispose of any land, buildings, or hereditaments vested in it, unless in accordance with the express provisions of this Act, or when no express provision is made, unless with the approval of the Governor ;

- (e) by omitting from subsection one of section fourteen the words "and to the commissioners";

(f) by omitting paragraph (t) of section forty-one.

4. The Principal Act is further amended by the addition of the following new sections next after section eleven :—

11A. (1) The Governor may, by proclamation published in the Gazette, vest in the commission the control and sylvicultural management of such lands in the Murrumbidgee Irrigation Area as may from time to time be agreed upon between the commission and the Water Conservation and Irrigation Commission, for such time and upon such terms

Incorporation.

Amendment of Principal Act. New ss. 11A, 11B.

Sylvicultural management of certain lands in Murrumbidgee Irrigation Area.

Forestry (Amendment).

terms and conditions as to the division of the revenue therefrom arising or otherwise as may be agreed upon and approved by the Governor.

(2) Any such lands while so under the management of the Forestry Commission shall be deemed for the purposes of this Act to be State forests.

Sylvicultural management of certain lands in catchment areas, &c.

11B. (1) The Governor may, by proclamation in the Gazette, authorise the commission to undertake upon such terms as are approved by the Governor the sylvicultural management of the catchment area of any system of water supply.

(2) The commission may, with the approval of the Governor, undertake the direction and supervision of any scheme of tree planting carried out by any public department or authority.

Dissolution of existing commission, &c.

5. (1) The body corporate constituted by the Forestry Act, 1916, under the name of the Forestry Commission is hereby dissolved, and the powers, duties, and authorities of that body corporate are vested in the corporation sole constituted by the amendment of that Act inserted by section three of this Act.

(2) All real and personal property which at the coming into operation of this Act is vested in the body corporate so dissolved is hereby transferred and vested in the corporation sole, subject to any trusts or equities affecting the same.

(3) All liabilities of the body corporate so dissolved may be pursued against the corporation sole or its successors.

(4) Any reference in any Act, proclamation, by-law, regulation, or other instrument to the body corporate so dissolved may, after the coming into operation of this Act, be construed as a reference to the corporation sole.

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

D. R. S. DE CHAIR,
Governor.

Government House,
Sydney, 23rd December, 1924.

1924.

Legislative Council.

Forestry (Amendment) Bill, 1924.

EXPLANATORY MEMORANDUM.

THE object of the Bill is to place the administration of the Forestry Act under a sole Commissioner. The Bill deals with his appointment, term of office, and salary.

The present Commission of three is a body corporate, and provision is made in the Bill for making the Commissioner a corporation, and for the dissolution of the existing Commission.

The Bill also provides that, by agreement with the Water Conservation and Irrigation Commission, the control and management of certain forest lands in the Murrumbidgee Irrigation Area may be handed over to the Forestry Commission; and also contains provisions to enable the Commission to have the supervision of tree-planting on catchment areas, and to enable any public department carrying on tree-planting operations to arrange with the Commission for the supervision of such work.

1900

The first of these is the fact that the population of the United States in 1900 was 76,212,321, an increase of 50 per cent since 1850. This increase has been due to a number of causes, but the most important is the immigration of foreign-born people. In 1900, there were 12,500,000 foreign-born people in the United States, or about 16 per cent of the total population. This number has increased steadily since 1850, and is expected to continue to increase in the future.

EXHIBIT (continued) 1900

1900 (continued) 1900

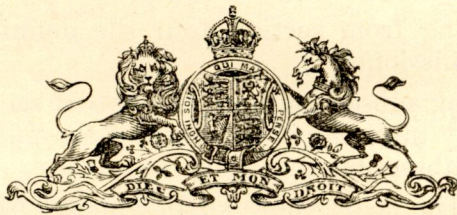
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1900

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, 16 December, 1924.

New South Wales.



ANNO QUINTO DECIMO

GEORGII V REGIS.

Act No. , 1924.

An Act to reconstitute the Forestry Commission; to enable the powers of the said Commission to be extended in certain regards; to amend the Forestry Act, 1916, and certain other Acts; to repeal the Forestry (Temporary Commissioners) Act, 1916, and the Forestry (Temporary Commissioners) Act, 1917; and for purposes connected therewith.

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. (1) This Act may be cited as the "Forestry (Amendment) Act, 1924," and shall be read and construed with the Forestry Act, 1916, which Act is referred to as the Principal Act. Short title and commencement.

Forestry (Amendment).

(2) This Act shall come into operation on a date to be appointed by the Governor, and notified by proclamation published in the Gazette.

2. The Forestry (Temporary Commissioners) Act, 1916, and the Forestry (Temporary Commissioners) Amendment Act, 1917, are hereby repealed.

Repeal of Acts No. 83 of 1916 and No. 16 of 1917.

3. The Principal Act is amended as follows:—

Amendment of Act 1916 No. 55, s. 4.

(a) By omitting from section four the definition of "Commissioner";

10 (b) by omitting subsections one and two of section five and by inserting in lieu thereof the following new subsections:—

Sec. 5 (1) and (2).

15 5. (1) The Governor shall appoint some person as commissioner, who shall constitute the Forestry Commission, and who shall, subject to this Act, hold his office for a term of seven years from the date of his appointment. Any person so appointed may at the end of such term be reappointed for a further like term.

Constitution of commission.

20 (2) The term of office of a person appointed commissioner shall be deemed to have expired upon his attaining the age of sixty-five years. The Governor may from time to time as occasion demands appoint a deputy commissioner to act during the absence from duty of the commissioner. While so acting a deputy commissioner shall have all the rights, powers, duties, and obligations of the commissioner;

25 (c) by omitting section six and by inserting in lieu thereof the following new section:—

Sec. 6.

30 6. The commissioner shall be paid a salary of one thousand five hundred pounds per annum.

Salary.

35 Such salary is hereby charged upon the Consolidated Revenue Fund, and such fund to the extent required for the payment of the salary is hereby permanently appropriated;

(d)

Forestry (Amendment).

(d) by omitting section seven and by inserting in lieu thereof the following new section :—

5 7. (1) For the purposes of this Act the person for the time being holding the office of commissioner is constituted a corporation sole under the name of the Forestry Commission of New South Wales, with perpetual succession and a seal of office, and may in that name sue and be sued, proceed and be proceeded against in all courts, and for the purposes of this Act may take, purchase, hold, and enjoy such lands, tenements, and hereditaments as may be required, and also take, purchase, hold, and enjoy any chattels and personal property.

15 (2) Where any property or interest therein or charge thereon is vested in or acquired by the commission the same shall, unless otherwise disposed of by the commission in accordance with this Act, pass and devolve to and vest in the successors of the commission.

20 (3) It shall not be lawful for the commission to sell, grant, convey, demise, mortgage, or otherwise dispose of any land, buildings, or hereditaments vested in it, unless in accordance with the express provisions of this Act, or when no express provision is made, unless with the approval of the Governor ;

(e) by omitting from subsection one of section fourteen the words "and to the commissioners";

30 (f) by omitting paragraph (t) of section forty-one.

4. The Principal Act is further amended by the addition of the following new sections next after section eleven :—

35 11A. (1) The Governor may, by proclamation published in the Gazette, vest in the commission the control and silvicultural management of such lands in the Murrumbidgee Irrigation Area as may from time to time be agreed upon between the commission and the Water Conservation and Irrigation Commission, for such time and upon such terms

Incorporation.

Amendment of Principal Act. New ss. 11A, 11B.

Silvicultural management of certain lands in Murrumbidgee Irrigation Area.

Forestry (Amendment).

terms and conditions as to the division of the revenue therefrom arising or otherwise as may be agreed upon and approved by the Governor.

5 (2) Any such lands while so under the management of the Forestry Commission shall be deemed for the purposes of this Act to be State forests.

11B. (1) The Governor may, by proclamation in the Gazette, authorise the commission to undertake upon such terms as are approved by the Governor the silvicultural management of the catchment area of any system of water supply.

Sylvicultural management of certain lands in catchment areas, &c.

15 (2) The commission may, with the approval of the Governor, undertake the direction and supervision of any scheme of tree planting carried out by any public department or authority.

5. (1) The body corporate constituted by the Forestry Act, 1916, under the name of the Forestry Commission is hereby dissolved, and the powers, duties, and authorities of that body corporate are vested in the corporation sole constituted by the amendment of that Act inserted by section three of this Act.

Dissolution of existing commission, &c.

25 (2) All real and personal property which at the coming into operation of this Act is vested in the body corporate so dissolved is hereby transferred and vested in the corporation sole, subject to any trusts or equities affecting the same.

30 (3) All liabilities of the body corporate so dissolved may be pursued against the corporation sole or its successors.

(4) Any reference in any Act, proclamation, by-law, regulation, or other instrument to the body corporate so dissolved may, after the coming into operation of this Act, be construed as a reference to the corporation sole.