

New South Wales.



ANNO QUARTO DECIMO

GEORGII VI REGIS.

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Act No. 14, 1950.

An Act to validate certain resumptions for war service land settlement and certain other matters; to vest certain lands in His Majesty for the purposes of the Closer Settlement Acts; to amend the War Service Land Settlement Act, 1941, the Closer Settlement (Amendment) Act, 1907, and certain other Acts in certain respects; and for purposes connected therewith. [Assented to, 3rd May, 1950.]

*War Service Land Settlement and Closer Settlement Validation.*

**B**E 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 :—

Short  
title and  
construc-  
tion.

**1.** (1) This Act may be cited as the "War Service Land Settlement and Closer Settlement Validation Act, 1950."

(2) This Act shall be read and construed with the War Service Land Settlement Act, 1941, the Closer Settlement Acts and the Crown Lands Consolidation Act, 1913, and any Act amending any such Act.

Repeat of  
Act No. 6,  
1946.

**2.** (1) The War Service Land Settlement Agreement Act, 1945, is hereby repealed.

(2) Subsection one of this section shall be deemed to have commenced upon the seventh day of January, one thousand nine hundred and forty-six.

Amendment  
of Act No.  
43, 1941.

**3.** (1) The War Service Land Settlement Act, 1941, as amended by subsequent Acts, is amended—

Sec. 2.  
(Defini-  
tions.)

(a) by omitting from the definition of "Other eligible person" in subsection one of section two the words "Commonwealth with the concurrence of the State determines shall be deemed eligible to participate in land settlement under the scheme contained in the Agreement between the Commonwealth and the State approved and ratified by the War Service Land Settlement Agreement Act, 1945", and by inserting in lieu thereof the words "Minister determines shall be eligible to participate in war service land settlement under this Act, the Crown Lands Consolidation Act, 1913, the Closer Settlement Acts or the Western Lands Act of 1901, or any of those Acts as amended by subsequent Acts";

(b)

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- (b) (i) by omitting from subsection seven of section 8c the words "in respect of which the Commonwealth has agreed to accept responsibility as expressed in the Agreement approved and ratified by the War Service Land Settlement Agreement Act, 1945"; Sec. 8c.  
(Advances and other assistance to settlers under this Act.)
- (ii) by omitting paragraphs (a) and (b) of the same subsection;
- (iii) by omitting from paragraph (c) the words "Minister of State of the Commonwealth for the time being charged with the administration of Part VII of the Re-establishment and Employment Act 1945 of the Commonwealth" and by inserting in lieu thereof the word "Minister";
- (c) by omitting from subsection three of section 8d the words "Minister of State of the Commonwealth for the time being charged with the administration of Part VII of the Re-establishment and Employment Act 1945 of the Commonwealth" and by inserting in lieu thereof the word "Minister". Sec. 8d.  
(Assistance period.)
- (2) The Closer Settlement Amendment (Conversion) Act, 1943, as amended by subsequent Acts, is amended by omitting from section 9v the words "Minister of State of the Commonwealth for the time being charged with the administration of Part VII of the Re-establishment and Employment Act 1945 of the Commonwealth" and by inserting in lieu thereof the word "Minister". Amendment of Act No. 38, 1943.  
Sec. 9v.  
(Waiver of certain payments.)
- (3) The Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, is amended— Amendment of Act No. 12, 1907.
- (a) (i) by omitting from the proviso to paragraph (a) of subsection four of section four the words "the scheme contained in the Agreement approved and ratified by the War Service

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Service Land Settlement Agreement Act, 1945” and by inserting in lieu thereof the words “section three of the War Service Land Settlement Act, 1941, as amended by subsequent Acts”;

- (ii) by omitting from the proviso to paragraph (b) of the same subsection the words “the scheme contained in the Agreement approved and ratified by the War Service Land Settlement Agreement Act, 1945” and by inserting in lieu thereof the words “section three of the War Service Land Settlement Act, 1941, as amended by subsequent Acts”;

Sec. 5.  
(Lands within fifteen miles of proposed railway and lands to which added value accrues by reason of public works.)

- (b) by omitting from paragraph (f) of subsection seven of section five the words “the scheme contained in the Agreement approved and ratified by the War Service Land Settlement Agreement Act, 1945” and by inserting in lieu thereof the words “section three of the War Service Land Settlement Act, 1941, as amended by subsequent Acts”.

Amendment of Act No. 7, 1913.

- (4) The Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, is amended—

Sec. 147N.  
(Waiver of certain payments.)

- (a) by omitting from section 147N the words “Minister of State of the Commonwealth for the time being charged with the administration of Part VII of the Re-establishment and Employment Act 1945 of the Commonwealth” and by inserting in lieu thereof the word “Minister”;

Sec. 197.  
(Exchanges and purchases for public purposes.)

- (b) by omitting from subsection three of section one hundred and ninety-seven the words “the scheme contained in the Agreement approved and ratified by the War Service Land Settlement Agreement Act, 1945” and by inserting in lieu thereof the words “section three of the War Service Land Settlement Act, 1941, as amended by subsequent Acts or Part IVA of the Closer Settlement Amendment (Conversion) Act, 1943, as amended by subsequent Acts.”

(5).

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(5) (a) Paragraph (a), subparagraphs (i) and (ii) of paragraph (b) of subsection one of this section, subsection three of this section and paragraph (b) of subsection four of this section shall be deemed to have commenced upon the seventeenth day of January, one thousand nine hundred and forty-six.

(b) Subparagraph (iii) of paragraph (b) and paragraph (c) of subsection one of this section, and subsection two of this section shall be deemed to have commenced upon the seventeenth day of November, one thousand nine hundred and forty-seven.

(c) Paragraph (a) of subsection four of this section shall be deemed to have commenced upon the twenty-first day of May, one thousand nine hundred and forty-eight.

4. Any notification referred to in sections five, six, seven and eight of this Act containing any recital to the effect that in accordance with the War Service Land Settlement Agreement Act, 1945, or the Agreement ratified by the said Act, the Commonwealth has approved of the acquisition of the land to which such notification relates and of the subdivision thereof for the settlement of discharged members of the Forces and other eligible persons or eligible persons shall have the like force and effect as if such recital had not been contained therein.

Certain  
recitals  
omitted  
from noti-  
fications.

This section shall be deemed to have applied to any such notification as from the date of publication thereof in the Gazette.

5. (1) The notifications published in the Gazettes specified in the First Part of the First Schedule to this Act purporting to resume the lands respectively described in the Schedules to such notifications under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall be deemed as from the respective dates of publication of such notifications in the Gazette to have been effective to vest such lands in His Majesty for the purposes of the Closer Settlement Acts, and to the intent that such lands may be dealt with thereunder.

Validation  
of certain  
resumptions  
(First,  
Second and  
Third  
Schedules)  
and certain  
other  
matters.

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(2) The notifications published in the Gazettes specified in the Second Part of the First Schedule to this Act purporting to resume the private lands respectively comprised within the areas set forth in the Schedules to such notifications under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall be deemed as from the respective dates of publication of such notifications in the Gazette to have been effective to vest such lands in His Majesty for the purposes of the Closer Settlement Acts, and to the intent that such lands may be dealt with thereunder.

(3) The lands described in the Second Schedule to this Act shall be deemed to have vested in His Majesty for the purposes of the Closer Settlement Acts on the ninth day of April, one thousand nine hundred and forty-eight, and to the intent that such lands may be dealt with thereunder.

(4) The notifications published in the Gazettes specified in the Third Schedule to this Act purporting to resume the lands respectively described in such notifications under section one hundred and ninety-seven of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, shall be deemed as from the respective dates of publication of such notifications in the Gazette to have been effective to vest such lands in His Majesty under the said section.

(5) The compensation in respect of any lands referred to in subsection one, two or three of this section shall not exceed the value of such lands as assessed by an advisory board prior to the date as from which such lands have been vested in His Majesty. The compensation in respect of any lands referred to in subsection four of this section shall not exceed the price of such lands as determined by the local land board prior to the date as from which such lands have been vested in His Majesty.

Any amount purporting to have been paid as compensation in respect of the resumption of any such lands and which has been so paid prior to the commencement of this  
Act

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Act shall to the extent thereof operate as a satisfaction of any claim for compensation in respect of such lands arising out of the operation of this Act.

6. (1) The notifications published in the Gazettes specified in the Fourth Schedule to this Act purporting to resume the lands respectively described in the Schedules to such notifications under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall be deemed as from the respective dates of publication of such notifications in the Gazette to have been effective to vest such lands in His Majesty for the purposes of the Closer Settlement Acts, and to the intent that such lands may be dealt with thereunder.

Validation of certain further resumptions (Fourth Schedule) and provision for compensation.

(2) The compensation to be paid in respect of any lands referred to in subsection one of this section shall not exceed the value of such lands as assessed by an advisory board prior to the date as from which such lands have been vested in His Majesty, such value having been so assessed at an amount not exceeding by more than fifteen per centum the value which would have been so assessed in respect of an identical resumption as at the tenth day of February, one thousand nine hundred and forty-two, excepting the value of any improvements effected on such lands since that date.

7. (1) The notification published in the Gazette specified in the Fifth Schedule to this Act purporting to resume the land described in the Schedule to such notification under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall be deemed as from the date of publication of such notification in the Gazette to have been effective to vest such land in His Majesty for the purposes of the Closer Settlement Acts, and to the intent that such land may be dealt with thereunder.

Validation of a certain further resumption (Fifth Schedule) and provision for compensation.

(2) The compensation to be paid in respect of the land referred to in subsection one of this section shall not exceed the value of such land as assessed by an advisory board prior to the date as from which such land has been vested in His Majesty, such value having been so assessed at an amount not exceeding the value which would have been so assessed in respect of an identical resumption

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resumption as at the tenth day of February, one thousand nine hundred and forty-two, excepting the value of any improvements effected on such land since that date.

Validation  
of a  
certain  
further  
resumption  
(Sixth  
Schedule)  
and  
provision  
for  
compen-  
sation.

8. (1) The notification published in the Gazette specified in the Sixth Schedule to this Act purporting to resume the land described in the Schedule to such notification under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall be deemed as from the date of publication of such notification in the Gazette to have been effective to vest such land in His Majesty for the purposes of the Closer Settlement Acts, and to the intent that such land may be dealt with thereunder.

(2) The compensation to be paid in respect of the land referred to in subsection one of this section shall not exceed the value as assessed by an advisory board or as determined by the Land and Valuation Court on appeal: Provided that the value of the land so assessed or determined shall not exceed the value which would have been so assessed or determined in respect of an identical resumption as at the tenth day of February, one thousand nine hundred and forty-two, excepting the value of any improvements effected on such land since that date.

(3) The provisions of sections nine, ten, 10A and eleven of the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall apply and be deemed always to have applied to and in respect of the vesting pursuant to this Act of the land referred to in subsection one of this section. For the purposes of such application such vesting shall be deemed to be a resumption under the said Act, as so amended.

(4) The appeal by Hugh Edward Bullivant numbered 2413 in the Land and Valuation Court of New South Wales pending immediately before the commencement of this Act against the assessment by an advisory board of the value of the land referred to in subsection one of this section may be heard and determined by that Court as if that appeal had been instituted under the  
authority

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authority of subsection three of this section, and the provisions of subsection two of this section shall apply to and in respect of that appeal.

(5) If such appeal is proceeded with and if the Minister elects under section 10A of the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, to pay compensation, the compensation money shall bear interest at the rate of four per centum per annum from the date of such election to the date of payment of such compensation or to a date twelve months after such election whichever is the earlier.

9. (1) The lands described in the Seventh Schedule to this Act are hereby vested in His Majesty for the purposes of the Closer Settlement Acts, and may be dealt with thereunder.

Vesting of certain lands (Seventh Schedule) and provision for compensation.

(2) Subject to proof of title the compensation to be paid in respect of any lands referred to in subsection one of this section shall not exceed the value of such lands as assessed by an advisory board prior to the commencement of this Act, such value having been so assessed at an amount not exceeding by more than fifteen per centum the value which would have been so assessed in respect of an identical resumption as at the tenth day of February, one thousand nine hundred and forty-two, excepting the value of any improvements effected on such lands since that date.

(3) In respect of the lands referred to in subsection one of this section the Minister shall be deemed before the vesting of such lands in His Majesty always to have had power to take a lease of the whole or any part of such lands from the owners thereof at a rental not exceeding four per centum per annum of the value of such lands as assessed by an advisory board. Any such lease shall expire upon such vesting.

Power of Minister to take lease of certain land.

10. (1) Any action taken or purporting to have been taken, in the case of any lands described in, or in the Schedules to, any notification referred to in section five,

Validation of certain matters.

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six or seven of this Act, after the publication of such notification in the Gazette, or in the case of lands referred to in subsection three of section five of this Act, after the eighth day of April, one thousand nine hundred and forty-eight, by or under the Closer Settlement Acts, the War Service Land Settlement Act, 1941, as amended by subsequent Acts, the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, the Irrigation Act, 1912, as amended by subsequent Acts, and any other Act, in respect of such lands, including the expenditure of moneys in meeting claims for compensation and matters incidental thereto or in acquiring, developing, effecting improvements on, constructing roads of access to, or otherwise preparing for settlement such lands; the setting apart of such lands as a closer settlement lease area; the constitution of any such lands as an irrigation area; the notification of farms available for disposal; the reservation of any part of such lands for public purposes or from sale or lease; the allowance of applications for closer settlement leases, the granting of applications for irrigation farm leases, or the granting of any other tenures of such lands; the transfer or forfeiture or surrender of any such closer settlement leases, irrigation farm leases or other tenures; the making of advances to the holders of such closer settlement leases or irrigation farm leases or other tenures; the taking of securities for any such advances; and any action whatsoever arising out of the matters aforesaid and taken or purporting to have been taken by or under such Acts shall have the like force and effect as if such lands had vested in His Majesty for the purposes of the Closer Settlement Acts or under section one hundred and ninety-seven of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, as the case may be, as from the date of publication of such notification in the Gazette or in the case of lands referred to in subsection three of section five of this Act as from the eighth day of April, one thousand nine hundred and forty-eight.

(2) All moneys appropriated by the General Loan Account Appropriation Act, 1946, the General Loan Account Appropriation Act (No. 2), 1946, the General Loan

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Loan Account Appropriation Act, 1947, the General Loan Account Appropriation Act, 1948, and the General Loan Account Appropriation Act, 1949, for the purpose of the acquisition, development and improvement of land for settlement or for advances to settlers which have, before the commencement of this Act, been applied in meeting claims for compensation and matters incidental thereto, or in acquiring, developing, effecting improvements on, constructing roads of access to or otherwise preparing for settlement the lands referred to in subsection one of this section, and in the making of advances to the holders of closer settlement leases and irrigation farm leases and other tenures for the purpose of providing working capital and paying for and effecting improvements and acquiring stock, plant and equipment, shall be deemed to have been validly applied.

(3) Any moneys so appropriated which have not been so applied before the commencement of this Act, and which after such commencement remain available may be applied in meeting claims for compensation and matters incidental thereto, or in acquiring, developing, effecting improvements on, constructing roads of access to or otherwise preparing for settlement the lands referred to in this Act and in the making of advances to the holders of closer settlement leases and irrigation farm leases and other tenures for the purpose of providing working capital and paying for and effecting improvements and acquiring stock plant and equipment.

11. The compensation to be paid in respect of the resumption under the Public Works Act, 1912, as amended by subsequent Acts, and the Murrumbidgee Irrigation Area Resumption Act, 1910, as so amended, effected by notification published in Gazette Number Five of the fourteenth day of January, one thousand nine hundred and forty-nine, at pages seventy and seventy-one, shall not exceed the value as assessed in the valuation made by an advisory board in accordance with the provisions of subsection two of section six of the Murrumbidgee

Limitation  
of  
compensa-  
tion in  
respect of a  
certain  
resumption.

Irrigation

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Irrigation Act, 1910, and section two of the Murrumbidgee Irrigation Area Resumption Act, 1910, or any Act amending such Acts, or as determined by the Land and Valuation Court on appeal: Provided that the value of the land so assessed or determined shall not exceed the value which would have been so assessed or determined in respect of an identical resumption as at the tenth day of February, one thousand nine hundred and forty-two, excepting the value of any improvements effected on such land since that date.

Refusal to  
deliver up  
lands.

**12.** (1) If the owner or occupier of any lands referred to in sections six, seven, eight and nine of this Act, or any other person refuses to give up possession of the said lands, or hinders the Minister or any person acting on behalf of the Minister from entering upon or taking possession of the said lands for and on behalf of the Crown, the Minister may issue a warrant to the sheriff to deliver possession of the same to the person appointed in such warrant to receive the same.

(2) Upon receipt of such warrant, the sheriff shall deliver possession of the said lands accordingly, and the costs accruing by reason of the issuing and execution of such warrant, to be settled by the sheriff, shall be paid by the person refusing to give possession, and the amount of such costs shall be payable to the Minister by and be recoverable from such person.

Trustees'  
protection.

**13.** A trustee shall not be deemed to be or to have been guilty of any breach of trust or breach of duty by reason only of the fact that—

- (a) he agrees or has, before the commencement of this Act, agreed not to claim compensation in respect of land resumed from him under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, or section one hundred and ninety-seven of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, for the purposes of section three of the

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the War Service Land Settlement Act, 1941, as amended by subsequent Acts, in excess of the value of such land as assessed by an advisory board;

- (b) he agrees or has, before the commencement of this Act, agreed to accept as the purchase price for any land purchased from him under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, an amount not in excess of the value of such land as assessed by an advisory board;
- (c) he consents or has, before the commencement of this Act, consented to an application under Part IV<sub>A</sub> of the Closer Settlement Amendment (Conversion) Act, 1943, as amended by subsequent Acts, or Division 3 of Part VI of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, to acquire lands from him at a price not in excess of the valuation made by an advisory board in accordance with section 9B of the Closer Settlement Amendment (Conversion) Act, 1943, as amended by subsequent Acts, or by the Water Conservation and Irrigation Commission in accordance with section 147E of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, as the case may be.

In this section "trustee" includes personal representative of a deceased person, committee of the estate of an insane person, manager of the estate of an incapable person, the Master in Lunacy, the Master in Equity, attorney, mortgagee, director of a company and any other person acting in any fiduciary capacity.

**14.** (1) Notwithstanding the provisions of any other Act no interest shall be payable in respect of any compensation money owing to the owner of any lands referred to in sections six, seven and nine of this Act, except as provided in this section. Interest.

(2)

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(2) The compensation money payable to the owner of any lands referred to in section six of this Act shall bear interest at the rate of four per centum per annum from the date on which the owner gives vacant possession of such lands to the Minister, to the date of payment of such compensation, or to a date twelve months after the commencement of this Act, whichever is the earlier:

Provided that the Minister may in any particular case allow interest at the rate aforesaid for such period, prior to the date on which vacant possession is given as aforesaid, as the Minister may determine.

(3) The compensation money payable to the owner of the land referred to in section seven of this Act shall bear interest at the rate of four and one-half per centum per annum for a period of twelve months from the twelfth day of December, one thousand nine hundred and forty-seven, or such longer period as the Minister may determine.

(4) The compensation money payable to the owners of the lands referred to in section nine of this Act shall bear interest at the rate of four centum per annum from the date of the vesting of such lands in His Majesty to the date of payment of such compensation, or to a date twelve months after such vesting, whichever is the earlier:

Provided that the Minister may in any particular case allow interest at the rate aforesaid for such period prior to the date of such vesting as the Minister may determine.

Amendment  
of Act No.  
37, 1904.  
Sec. 23.  
(Interest.)

**15.** (1) The Closer Settlement Act, 1904, as amended by subsequent Acts, is amended by inserting at the end of section twenty-three the words "Provided that the Minister may in any particular case allow interest at the prescribed rate for such further period as the Minister may determine."

(2) Subsection one of this section shall be deemed to have commenced upon the seventeenth day of January, one thousand nine hundred and forty-six.

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**16.** (1) All reasonable costs incurred by reason of any vesting of land by operation of this Act shall, subject to taxation by the Prothonotary of the Supreme Court, be paid by the Crown save in the case of an appeal:

Payment  
of costs.  
Act No. 37,  
1904, s. 22.

Provided that the total amount of such costs shall not in any case exceed fifty pounds.

(2) Any amount purporting to have been paid as costs in respect of the resumption of any such land and which has been so paid before the commencement of this Act shall operate as a satisfaction of any claim for costs arising under this Act.

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SCHEDULES.

*War Service Land Settlement and Closer Settlement Validation.*

## SCHEDULES.

Sec. 5 (1) (2).]

## FIRST SCHEDULE.

## FIRST PART.

Name of Estate to which Notification relates.	Notifications referred to in subsection one of section five of this Act.		
	No. of Gazette.	Date of Gazette.	Pages of Gazette.
Bobundara ... ..	37	14th March, 1947	602-603
Tulla-Chowar ... ..	46	11th April, 1947	859-860
Beggan Beggan ... ..	48	18th April, 1947	910-911
Wunnamurra Homestead ... ..	50	24th April, 1947	969
Edgeroi ... ..	56	9th May, 1947	1111-1114
Wantabadgery Woolshed ... ..	62	23rd May, 1947	1219
Wantabadgery West ... ..	62	23rd May, 1947	1220-1221
Cadow ... ..	62	23rd May, 1947	1222-1223
Eubindal ... ..	66	30th May, 1947	1283
Yarrowitch ... ..	109	26th September, 1947...	2272-2273
Grimer Downs ... ..	137	28th November, 1947 ...	2783
Nangus ... ..	3	9th January, 1948	46
Coree Park ... ..	3	9th January, 1948	47
Maragle ... ..	8	23rd January, 1948	155
Ellerslie ... ..	29	19th March, 1948	649-650
Goba Creek ... ..	37	9th April, 1948	865
Table Top ... ..	45	30th April, 1948	995
King's Plains ... ..	45	30th April, 1948	996-997
Wallabadah ... ..	53	14th May, 1948	1182-1183
Kywong ... ..	53	14th May, 1948	1181
Boyd ... ..	56	21st May, 1948	1241
Burnima ... ..	61	4th June, 1948	1352-1353
Tintaldra ... ..	61	4th June, 1948	1351
Carrawobitty ... ..	70	25th June, 1948	1569
North Wakool ... ..	70	25th June, 1948	1568
Tooma ... ..	78	9th July, 1948	1695
Kenyu ... ..	80	16th July, 1948	1743
Tom's Park and Woomargama ... ..	91	6th August, 1948	1994
Tondeburine and Bedford Park ... ..	157	10th December, 1948 ...	3326-3327
Jemalong ... ..	161	17th December, 1948	3405
Walhallow ... ..	86	27th May, 1949	1486-1487
Willigobung ... ..	86	27th May, 1949	1487
Piallaway ... ..	86	27th May, 1949	1488-1489
Toonga ... ..	109	24th June, 1949	1757
Goolhi ... ..	109	24th June, 1949	1758-1759
Ravenswood ... ..	124	8th July, 1949	1935
Berida ... ..	189	30th September, 1949...	2882
Bantry Grove ... ..	219	2nd December, 1949	3609

FIRST

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## SECOND PART.

Name of Estate to which Notification relates.	Notifications referred to in subsection two of section five of this Act.		
	No. of Gazette.	Date of Gazette.	Pages of Gazette.
Gragin ... ..	43	26th April, 1946 ...	1000-1001
Illawong ... ..	134	29th November, 1946 ...	2746
Oorandunbie ... ..	134	29th November, 1946 ...	2747-2748
Macansh Trust ... ..	134	29th November, 1946 ...	2748
Macansh Trust ... ..	134	29th November, 1946 ...	2749
Bouyeo ... ..	134	29th November, 1946 ...	2749-2750
Cunninyeuk ... ..	136	6th December, 1946 ...	2794
Quirindi ... ..	66	30th May, 1947 ...	1284-1285

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## SECOND SCHEDULE.

Sec. 5 (3).

## Part Inverell Estate.

Land District—Inverell; Shire—Macintyre.

## SCHEDULE "A."

County.	Parish.	Portion Number.	Area.	Title
			a. r. p.	Vol. Fol.
Arrawatta ...	Swamp Oak ...	210	21 0 20	C.G. 5028-105
Gough ...	Swanbrook ...	26	88 0 0	} C.T. 1865-44
		27	82 0 0	
		54	320 0 0	C.G. 995-11
		144	73 0 0	C.G. 995-17
		56	160 0 0	C.G. 995-12
		100	320 0 0	C.G. 995-140
		147	75 3 0	C.G. 995-142
		28	101 0 0	C.G. 54-54
		81	109 0 0	C.G. 1139-97
		82	84 0 0	C.G. 1157-12
		60	56 0 0	C.G. 999-111
		101	100 0 0	C.G. 999-113
		145	80 0 0	C.G. 999-114
	Campbell ...	78	100 2 0	C.G. 999-112
	Swanbrook ...	61	59 2 0	C.G. 1863-225
		73	51 0 0	C.G. 1863-226
		119	27 1 34	C.G. 350-19
	Campbell ...	7	162 0 0	C.T. 2094-104
		6	400 0 0	C.G. 18-89
		Pt. 5	93 3 6	C.T. 4670-170
		Pt. 4	6 2 0	} C.T. 4670-171
		Pt. 53	60 0 24	
		Pt. 54		
		Closed road.	5 1 14	C.G. 2126-2
	Swanbrook ...	Closed roads.	40 2 20	C.G. 5597-176
TOTAL ...			2,676 2 38	

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## SCHEDULE "B."

County.	Parish.	Portion Number.	Area.			Title.					
			a.	r.	p.	Vol.	Fol.				
Arrawatta	... Swamp Oak ...	Pt. 181	104	2	0						
		180	100	0	0						
		80	100	0	0						
		102	60	0	0						
		65	80	0	0						
		66	80	0	0						
		103	104	0	0						
		63	320	0	0						
		64									
		104									
		61	80	0	0						
		62	80	0	0						
		192	400	0	0						
		27	160	0	0						
		105									
		24									
		25	100	0	0						
		26	76	0	0						
		26	57	3	0						
		Closed roads.	12	2	6						
		Closed roads.	8	2	28						
		Gough	... Swanbrook ...	201	101			2	0		
				106	44			0	0		
				146	200			0	0		
				148	88			1	0		
				149	111			1	0		
151	40			0	0						
152	34			2	30						
253	240			0	0						
252	80			0	0						
112	100			0	0						
111	80			0	0						
110	140			0	0						
59	40			0	0						
58	40			0	0						
62	48			0	0						
118	90			0	0						
124											
254											
102	25			0	0						
72	(ex. road).										
	40	0	0								
	27	0	20								

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*War Service Land Settlement and Closer Settlement Validation.*


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SECOND SCHEDULE—*continued.*SCHEDULE "B"—*continued.*

County.	Parish.	Portion Number.	Area.			Title.			
Gough— <i>contd.</i> ...	Swanbrook— <i>contd.</i>	125	a.	r.	p.	} Vol.	Fol.		
		113	320	0	0				
		78	280	0	0				
		32	112	0	0				
		130	128	1	0				
		57	80	0	0				
			40	0	0				
			(ex. road).						
		114	40	0	0				
		70	117	0	0				
		67	70	0	0				
		68	76	0	0				
		69	87	1	0				
		153	42	2	34				
		49	63	0	0				
		48	81	0	0				
		25	256	0	0				
			(ex. road).						
		88	400	0	0				
		(ex. road).							
	Campbell ...	Pt. 29	} 425	0	0	} (Contd.)	Pt.		
		Pt. 155							
		Pt. 156							
		512	70	2	0			C.T. 4390-235	
		157	80	0	0				
		76	80	0	0				
		77	70	0	0				
		158	78	2	0				
			(ex. road).						
		153	200	0	0				
			(ex. road).						
		62	49	0	0				
		81	70	0	0				
		Closed roads.	0	3	16				
		Closed roads.	4	1	17				
		Swanbrook ...	Closed roads.	17	2				17
			Closed roads.	13	0				13

## War Service Land Settlement and Closer Settlement Validation.

## SECOND SCHEDULE—continued.

## SCHEDULE "B"—continued.

County.	Parish.	Portion Number.	Area.	Title.
			a. r. p.	Vol. Fol.
Gough— <i>contd.</i> ...	Swanbrook— <i>contd.</i>	75	128 0 0	Pt. 5425-246
		79	353 1 0	
		255		
		128	50 0 0	Pt. 5425-248
		127	(ex. road). 40 0 0	
		133	(ex. road). 80 0 0	
		171	(ex. road). 40 0 0	C.T. 4776-86
		164	100 0 0	
		126	320 0 0	
		132	(ex. roads).	C.T. 4776-87
		TOTAL ...	7,956 2 21	

## SCHEDULE "C."

Gough ...	Swanbrook ...	Closed road.	13 0 0	C.G. 2379-227
		159	215 2 0	C.G. 997-102
		174	100 0 0	C.G. 997-104
		172	92 2 0	C.G. 997-103
		142	200 0 0	C.G. 997-100
		63	200 0 0	C.G. 997-92
		71	120 0 0	C.G. 997-93
		135	200 0 0	C.G. 997-99
		6	79 3 11	C.T. 3462-243
		7	(ex. road).	
		8	46 1 17	
		11	42 0 22	C.T. 2094-99
		12	40 0 16	
		Closed road.	8 1 10	
		5	75 2 5	C.G. 220-223
		14	(ex. road).	
		13	41 3 35	
		122	50 0 0	C.G. 367-184
		138	14 2 32	C.T. 2682-49
		(ex. road).	36 0 0	
		Pt. 136	33 0 37	
		156		C.G. 606-151

## War Service Land Settlement and Closer Settlement Validation.

## SECOND SCHEDULE—continued.

## SCHEDULE "C."—continued.

County.	Parish.	Portion Number.	Area.	Title.
Gough— <i>contd.</i>	... Swanbrook— <i>contd.</i>	141	a. r. p.	Vol. Fol.
		158	50 0 0	C.G. 436-94
		137	40 0 0	C.G. 1653-121
		84	320 0 0	C.G. 1886-154
		157	100 0 0	C.G. 1886-153
		Pt. 15	80 0 0	C.G. 1666-168
		Pt. 92	74 0 3	} C.T. 4584-202
		155	48 2 11½	
		17	50 0 0	C.G. 499-43
		18	165 0 0	C.G. 114-139
			179 0 0	C.G. 54-45
			(ex. road).	
		19	180 0 0	C.G. 54-46
			(ex. road).	
		20	152 0 0	C.G. 54-47
			(ex. road).	
		21	162 0 0	C.G. 54-48
			(ex. road).	
		22	159 0 0	C.G. 54-49
			(ex. road).	
		23	138 0 0	C.G. 54-50
			(ex. road).	
		139	41 0 0	C.T. 1869-183
			(ex. road).	
		16	183 0 0	C.G. 117-118
		24	93 0 0	C.G. 136-179
		95	82 3 0	C.G. 4626-176
			(ex. road).	
		Closed roads.	8 0 30	C.G. 2338-79
			(ex. road).	
				3,914 2 19½
Less areas excepted for Public Road (R6. 984-1603R) from portion 16, Parish Swanbrook, C.G. Vol. 117, fol. 118—2 acres 3 roods 4 perches; and from portion 17, parish Swanbrook, C.G. Vol. 114, fol. 139—2 acres 2 roods 10 perches			5 1 14	
TOTAL ...			3,909 1 5½	

*War Service Land Settlement and Closer Settlement Validation.*SECOND SCHEDULE—*continued.*

## SCHEDULE "D."

County.	Parish.	Portion Number.	Area.	Title.
Gough ...	Campbell ...	59 Pt. 60 61 63 Pt. 64 Pt. 65 50 Pt. 115 227 Closed roads 16a. 1r. 182	a. r. p.     479 3 19 $\frac{1}{4}$ (ex. road.)    22 2 0	Vol. Fol.     Pt. C.T. 3281-130*    C.G. 4678-240
		TOTAL ...	502 1 19 $\frac{1}{4}$	

\* Comprises whole of C.T., Vol. 3,281, fol. 130, exclusive of area of 1 acre 0 roods 0 $\frac{1}{4}$  perches shown by red tint on Plan Ms. 2,049 Ae., in the Department of Lands.

## THIRD SCHEDULE.

Sec. 5 (4).

Name of Estate to which Notification relates.	Notifications referred to in subsection four of section five of this Act.		
	No. of Gazette.	Date of Gazette.	Pages of Gazette.
Yarrowitch ...	5	16th January, 1948 ...	101
Tintaldra ...	147	19th November, 1948 ...	3130
Havilah ...	150	26th November, 1948 ...	3198
Inverell ...	153	3rd December, 1948 ...	3257
Belmore and Possum Plain ...	63	11th June, 1948 ...	1411
Merriginnie ...	219	2nd December, 1949 ...	3615

*War Service Land Settlement and Closer Settlement Validation.*

Sec.6.

## FOURTH SCHEDULE.

Name of Estate to which Notification relates.	Notifications referred to in subsection one of section six of this Act.		
	No. of Gazette.	Date of Gazette.	Pages of Gazette.
Burrumbuttock ... ..	152	12th August, 1949 ...	2335
Merriginnie ... ..	214	18th November, 1949 ...	3436
Geraki ... ..	214	18th November, 1949 ...	3436-3437

Sec.7.

## FIFTH SCHEDULE.

Name of Estate to which Notification relates.	Notification referred to in subsection one of section seven of this Act.		
	No. of Gazette.	Date of Gazette.	Page of Gazette.
Murphy's ... ..	141	12th December, 1947 ...	2896

Sec.8.

## SIXTH SCHEDULE.

Name of Estate to which Notification relates.	Notification referred to in subsection one of section eight of this Act.		
	No. of Gazette.	Date of Gazette.	Page of Gazette.
Blink Bonnie ... ..	163	26th August, 1949 ...	2540

SEVENTH

## War Service Land Settlement and Closer Settlement Validation.

## SEVENTH SCHEDULE.

Sec. 9.

## FIRST PART.

## Panuara Estate.

Land District—Blayney. Shire—Lyndhurst.

Reputed owner—Goldsbrough Mort and Company Limited.

County.	Parish.	Portion No.	Area.	Title.	
Bathurst	Carlton	9, 10, 15	a. r. p.	Vol.	Fol.
		11,12,17,18,19.	194 2 0	1999	22
		16	427 1 0	1997	238
		28	40 0 0	3798	25
		32	40 0 0	2149	204
		33	150 0 0	1575	26
		34	40 0 0	1575	27
		35	160 0 0	1575	28
		Pt. 35 } Pt. 118 }	(a) 14 2 37	Pt. 4837	77
		37	80 0 0	1593	195
		38	52 1 0	1593	196
		39	204 1 0	1625	174
		40	50 0 0	1640	199
		41	353 2 0	1647	63
		42	22 0 0	1284	169
		52	120 0 0	1627	115
		58	40 0 0	1784	67
		60	40 0 0	1900	248
		66	40 0 0	1930	10
		67	40 0 0	1894	205
		68	40 0 0	1784	68
		69	125 2 0	1900	249
		71	98 2 0	1902	75
		106	77 1 0	1929	35
		120	39 0 0	1327	82
		121	646 0 17	2208	98
		122, 123, 125, 126, 127, 128, 129.	5,321 0 0	2208	99
		Closed roads (part of 110 acres 3 roads).	(b) 50 0 0	Pt. 5014	19
			8,505 3 14		
		Less	(c) 0 1 12		
		TOTAL	8,505 2 2		

(a) The part shown on plan catalogued Ms. 2,946 Oe.

(b) The part shown on plan catalogued Ms. 2,947 Oe.R.

(c) Area resumed on 2nd August, 1893, for public road R. 4,514-1,603 from portion 122 (16 p.) and from portion 123 (16 p.); also area resumed on 6th August, 1902, for public road R. 6,995-1,603 from portion 42 (20 p.)—in all 1 rood 12 perches.

The plans referred to are those in the Department of Lands, Sydney.

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*War Service Land Settlement and Closer Settlement Validation.*


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## SECOND PART.

## SCHEDULE No. 1.

*Derangibal Estate.*

County—Gipps; Land District—Forbes; Shire—Jemalong.

Reputed Owner : Frederick Walter Morgan.

Parish.	Portion No.	Area.	Title.	
		a. r. p.	Vol.	Fol.
Warroo ... ..	77	640 0 0	Pt. 3799	15
	78	1,571 0 0	5222	204
	131	90 3 0	4626	188
	TOTAL...	2,301 3 0		

## SCHEDULE No. 2.

*Geeron Estate.*

County—Gipps; Land District—Forbes; Shires—Jemalong and Lachlan.

Reputed Owner : Estate Charles Henry Morgan, deceased.

Parish.	Portion No.	Area.	Title.	
		a. r. p.	Vol.	Fol.
Ina ... ..	35, 36, 23	772 3 0	3799	12
	26, 50, 57, 58	1,389 1 0	5246	186
	27	398 0 0	5246	39
	29	40 0 0	4868	222
Cadow ... ..	72, 89	640 0 0	3799	11
	Pt. 99	(a) 14 3 30	Pt. 3799	14
	Pt. 90	(b) 338 0 10	Pt. 5085	118
Ina ... ..	22	105 2 0	Tenure C.P. 27/35	
	TOTAL ...	3,698 2 0		

(a) and (b) : The part shown on plan catalogued Ms. 1696 Fs. in the Department of Lands, Sydney.

SCHEDULE

*War Service Land Settlement and Closer Settlement Validation.*

## SCHEDULE No. 3.

*Horseshoe Estate.*

County—Gipps; Land District—Forbes; Shire—Lachlan.

Reputed Owner: Charles Frederick Eric Morgan.

Parish.	Portion No.	Area.	Title.	
		a. r. p.	Vol.	Fol.
Ina ...	1, 2, 59	3,382 1 17	4152	89
Cadow ...	35, 36, Pt. 37,			
	38, 39, 40,			
	41, 42, Pt.			
	43, 44, Pt.			
	45, Pt. 46,			
	47, 48, 49.			

## THIRD PART.

*Maryvale Estate.*

County—King; Land Districts—Gunning and Boorowa; Shires—Gunning and Boorowa.

Reputed Owner—Clarence Raymond Smith.

Parish.	Portion No.	Area.	Title or Tenure.		Land District.
		a. r. p.			
Rabnor ...	84, 132	138 0 0	C.P. 23/17		Gunning.
	40	100 0 0	C.P. 30/16		"
	27	930 0 0	C.P. 30/17		"
	87	360 0 0	C.P. 30/18		"
	25	175 2 0	C.P. 31/7		"
Rugby ...	182	758 0 0	C.P. 28/19		Boorowa.
	199	234 2 32	C.P. 30/13		"
	247	992 0 0	C.L. 09/20		"
			Vol. Fol.		
Rabnor ...	21	40 0 0	2128	169	.....
	23	40 0 0	1409	99	.....
	24	50 0 0	2040	223	.....
	38	40 0 0	3092	135	.....
	26	310 0 0	2128	170	.....

THIRD

## War Service Land Settlement and Closer Settlement Validation.

## THIRD PART—continued.

Parish.	Portion No.	Area.	Title or Tenure.	Land District.
		a. r. p.	Vol. Fol.	
Rabnor ... ..	39	40 0 0	3099 229	.....
	86	120 0 0	3099 230	.....
	50	40 0 0	3092 136	.....
	77	60 0 0	3210 117	.....
Rugby ... ..	22	40 0 0	5624 40	.....
	27	40 0 0	5624 39	.....
	20	40 0 0	3059 170	.....
	91	50 0 0	3320 64	.....
	120	40 0 0	3088 78	.....
	121	40 0 0	3088 79	.....
	122	159 0 0	4611 245	.....
	171	80 0 0	3311 20	.....
	181	40 0 0	5464 163	.....
	192	80 0 0	3210 118	.....
	206	80 0 0	5080 172	.....
	240	100 0 0	4733 2	.....
	241	298 0 0	5007 132	.....
	270	411 3 0	5455 114	.....
	46	40 0 0	3119 219	.....
	180	40 0 0	3370 64	.....
	172	60 3 16	5514 224	.....
	160	146 2 0	3112 96	.....
Rabnor ... ..	1	30 0 0	Old System.	.....
Rugby ... ..	7	40 0 0	Old System.	.....
	8	57 0 0	} Old System.	.....
	9	53 0 0		
Rugby and Rabnor ...	Closed roads.	(a) 15 1 0	Crown land contracted to be granted.	
		6,409 2 8		
	Less ...	(b) 22 3 12		
	TOTAL ...	6,386 2 36		

(a) The closed roads comprise—Part of reserved road within portion 160, Parish Rugby, north-east of public road R. 23101-1603; part of reserved road within portion 171, Parish Rugby, south of public road R. 23101-1603; part of boundary road south of portion 86, Parish Rabnor, west of public road R. 23101-1603; boundary roads Parish of Rabnor west of portion 26, and south of portion 22, and reserved road within portion 26 west of public road R. 23101-1603—in all 15 acres 1 rood 0 perches—as shown on plan R. 23101-1603-R in the Department of Lands, Sydney.

(b) Area resumed on 29th September, 1944 for public road R. 23101-1,603 from portions 23 (20 perches) 26 (8 acres 0 roods 16 perches) and 86 (2 roods 16 perches), Parish Rabnor, and from portions 122 (7 acres 2 roods 16 perches) 160 (3 acres 3 roods 8 perches), 171 (1 acre), 192 (3 roods 24 perches) and 240 (3 roods 32 perches), Parish Rugby—in all 22 acres 3 roods 12 perches.

By Authority:

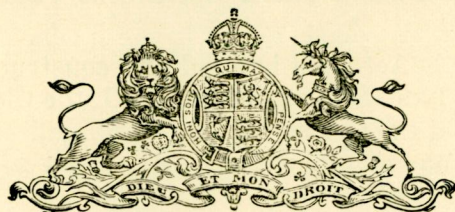
ALFRED HENRY PETTIFER, Government Printer, Sydney, 1950.

*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.*

H. ROBBINS,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 27 April, 1950.*

## New South Wales.



ANNO QUARTO DECIMO

GEORGII VI REGIS.

\*\*\*\*\*

Act No. 14, 1950.

An Act to validate certain resumptions for war service land settlement and certain other matters; to vest certain lands in His Majesty for the purposes of the Closer Settlement Acts; to amend the War Service Land Settlement Act, 1941, the Closer Settlement (Amendment) Act, 1907, and certain other Acts in certain respects; and for purposes connected therewith. [Assented to, 3rd May, 1950.]

BE

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

G. BOOTH,  
*Chairman of Committees of the Legislative Assembly.*

*War Service Land Settlement and Closer Settlement Validation.*

**B**E 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 :—

Short  
title and  
construc-  
tion.

**1.** (1) This Act may be cited as the "War Service Land Settlement and Closer Settlement Validation Act, 1950."

(2) This Act shall be read and construed with the War Service Land Settlement Act, 1941, the Closer Settlement Acts and the Crown Lands Consolidation Act, 1913, and any Act amending any such Act.

Repeal of  
Act No. 6,  
1946.

**2.** (1) The War Service Land Settlement Agreement Act, 1945, is hereby repealed.

(2) Subsection one of this section shall be deemed to have commenced upon the seventh day of January, one thousand nine hundred and forty-six.

Amendment  
of Act No.  
43, 1941.

**3.** (1) The War Service Land Settlement Act, 1941, as amended by subsequent Acts, is amended—

Sec. 2.  
(Defini-  
tions.)

(a) by omitting from the definition of "Other eligible person" in subsection one of section two the words "Commonwealth with the concurrence of the State determines shall be deemed eligible to participate in land settlement under the scheme contained in the Agreement between the Commonwealth and the State approved and ratified by the War Service Land Settlement Agreement Act, 1945", and by inserting in lieu thereof the words "Minister determines shall be eligible to participate in war service land settlement under this Act, the Crown Lands Consolidation Act, 1913, the Closer Settlement Acts or the Western Lands Act of 1901, or any of those Acts as amended by subsequent Acts";

(b)

*War Service Land Settlement and Closer Settlement Validation.*

- (b) (i) by omitting from subsection seven of section 8c the words "in respect of which the Commonwealth has agreed to accept responsibility as expressed in the Agreement approved and ratified by the War Service Land Settlement Agreement Act, 1945"; Sec. 8c.  
(Advances and other assistance to settlers under this Act.)
- (ii) by omitting paragraphs (a) and (b) of the same subsection;
- (iii) by omitting from paragraph (c) the words "Minister of State of the Commonwealth for the time being charged with the administration of Part VII of the Re-establishment and Employment Act 1945 of the Commonwealth" and by inserting in lieu thereof the word "Minister";
- (c) by omitting from subsection three of section 8d the words "Minister of State of the Commonwealth for the time being charged with the administration of Part VII of the Re-establishment and Employment Act 1945 of the Commonwealth" and by inserting in lieu thereof the word "Minister". Sec. 8d.  
(Assistance period.)

(2) The Closer Settlement Amendment (Conversion) Act, 1943, as amended by subsequent Acts, is amended by omitting from section 9u the words "Minister of State of the Commonwealth for the time being charged with the administration of Part VII of the Re-establishment and Employment Act 1945 of the Commonwealth" and by inserting in lieu thereof the word "Minister". Amendment of Act No. 38, 1943.  
Sec. 9u.  
(Waiver of certain payments.)

(3) The Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, is amended— Amendment of Act No. 12, 1907.

- (a) (i) by omitting from the proviso to paragraph (a) of subsection four of section four the words "the scheme contained in the Agreement approved and ratified by the War Service Land Settlement Agreement Act, 1945"; Sec. 4.  
(Power to purchase or resume land.)

*War Service Land Settlement and Closer Settlement Validation.*

Service Land Settlement Agreement Act, 1945” and by inserting in lieu thereof the words “section three of the War Service Land Settlement Act, 1941, as amended by subsequent Acts”;

- (ii) by omitting from the proviso to paragraph (b) of the same subsection the words “the scheme contained in the Agreement approved and ratified by the War Service Land Settlement Agreement Act, 1945” and by inserting in lieu thereof the words “section three of the War Service Land Settlement Act, 1941, as amended by subsequent Acts”;

Sec. 5.  
(Lands within fifteen miles of proposed railway and lands to which added value accrues by reason of public works.)

- (b) by omitting from paragraph (f) of subsection seven of section five the words “the scheme contained in the Agreement approved and ratified by the War Service Land Settlement Agreement Act, 1945” and by inserting in lieu thereof the words “section three of the War Service Land Settlement Act, 1941, as amended by subsequent Acts”.

Amendment of Act No. 7, 1913.

- (4) The Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, is amended—

Sec. 147N.  
(Waiver of certain payments.)

- (a) by omitting from section 147N the words “Minister of State of the Commonwealth for the time being charged with the administration of Part VII of the Re-establishment and Employment Act 1945 of the Commonwealth” and by inserting in lieu thereof the word “Minister”;

Sec. 197.  
(Exchanges and purchases for public purposes.)

- (b) by omitting from subsection three of section one hundred and ninety-seven the words “the scheme contained in the Agreement approved and ratified by the War Service Land Settlement Agreement Act, 1945” and by inserting in lieu thereof the words “section three of the War Service Land Settlement Act, 1941, as amended by subsequent Acts or Part IVA of the Closer Settlement Amendment (Conversion) Act, 1943, as amended by subsequent Acts.”

(5)

*War Service Land Settlement and Closer Settlement Validation.*

(5) (a) Paragraph (a), subparagraphs (i) and (ii) of paragraph (b) of subsection one of this section, subsection three of this section and paragraph (b) of subsection four of this section shall be deemed to have commenced upon the seventeenth day of January, one thousand nine hundred and forty-six.

(b) Subparagraph (iii) of paragraph (b) and paragraph (c) of subsection one of this section, and subsection two of this section shall be deemed to have commenced upon the seventeenth day of November, one thousand nine hundred and forty-seven.

(c) Paragraph (a) of subsection four of this section shall be deemed to have commenced upon the twenty-first day of May, one thousand nine hundred and forty-eight.

4. Any notification referred to in sections five, six, seven and eight of this Act containing any recital to the effect that in accordance with the War Service Land Settlement Agreement Act, 1945, or the Agreement ratified by the said Act, the Commonwealth has approved of the acquisition of the land to which such notification relates and of the subdivision thereof for the settlement of discharged members of the Forces and other eligible persons or eligible persons shall have the like force and effect as if such recital had not been contained therein.

Certain  
recitals  
omitted  
from noti-  
fications.

This section shall be deemed to have applied to any such notification as from the date of publication thereof in the Gazette.

5. (1) The notifications published in the Gazettes specified in the First Part of the First Schedule to this Act purporting to resume the lands respectively described in the Schedules to such notifications under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall be deemed as from the respective dates of publication of such notifications in the Gazette to have been effective to vest such lands in His Majesty for the purposes of the Closer Settlement Acts, and to the intent that such lands may be dealt with thereunder.

Validation  
of certain  
resumptions  
(First,  
Second and  
Third  
Schedules)  
and certain  
other  
matters.

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*War Service Land Settlement and Closer Settlement Validation.*

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(2) The notifications published in the Gazettes specified in the Second Part of the First Schedule to this Act purporting to resume the private lands respectively comprised within the areas set forth in the Schedules to such notifications under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall be deemed as from the respective dates of publication of such notifications in the Gazette to have been effective to vest such lands in His Majesty for the purposes of the Closer Settlement Acts, and to the intent that such lands may be dealt with thereunder.

(3) The lands described in the Second Schedule to this Act shall be deemed to have vested in His Majesty for the purposes of the Closer Settlement Acts on the ninth day of April, one thousand nine hundred and forty-eight, and to the intent that such lands may be dealt with thereunder.

(4) The notifications published in the Gazettes specified in the Third Schedule to this Act purporting to resume the lands respectively described in such notifications under section one hundred and ninety-seven of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, shall be deemed as from the respective dates of publication of such notifications in the Gazette to have been effective to vest such lands in His Majesty under the said section.

(5) The compensation in respect of any lands referred to in subsection one, two or three of this section shall not exceed the value of such lands as assessed by an advisory board prior to the date as from which such lands have been vested in His Majesty. The compensation in respect of any lands referred to in subsection four of this section shall not exceed the price of such lands as determined by the local land board prior to the date as from which such lands have been vested in His Majesty.

Any amount purporting to have been paid as compensation in respect of the resumption of any such lands and which has been so paid prior to the commencement of this Act

*War Service Land Settlement and Closer Settlement Validation.*

Act shall to the extent thereof operate as a satisfaction of any claim for compensation in respect of such lands arising out of the operation of this Act.

**6.** (1) The notifications published in the Gazettes specified in the Fourth Schedule to this Act purporting to resume the lands respectively described in the Schedules to such notifications under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall be deemed as from the respective dates of publication of such notifications in the Gazette to have been effective to vest such lands in His Majesty for the purposes of the Closer Settlement Acts, and to the intent that such lands may be dealt with thereunder.

Validation of certain further resumptions (Fourth Schedule) and provision for compensation.

(2) The compensation to be paid in respect of any lands referred to in subsection one of this section shall not exceed the value of such lands as assessed by an advisory board prior to the date as from which such lands have been vested in His Majesty, such value having been so assessed at an amount not exceeding by more than fifteen per centum the value which would have been so assessed in respect of an identical resumption as at the tenth day of February, one thousand nine hundred and forty-two, excepting the value of any improvements effected on such lands since that date.

**7.** (1) The notification published in the Gazette specified in the Fifth Schedule to this Act purporting to resume the land described in the Schedule to such notification under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall be deemed as from the date of publication of such notification in the Gazette to have been effective to vest such land in His Majesty for the purposes of the Closer Settlement Acts, and to the intent that such land may be dealt with thereunder.

Validation of a certain further resumption (Fifth Schedule) and provision for compensation.

(2) The compensation to be paid in respect of the land referred to in subsection one of this section shall not exceed the value of such land as assessed by an advisory board prior to the date as from which such land has been vested in His Majesty, such value having been so assessed at an amount not exceeding the value which would have been so assessed in respect of an identical resumption

*War Service Land Settlement and Closer Settlement Validation.*

resumption as at the tenth day of February, one thousand nine hundred and forty-two, excepting the value of any improvements effected on such land since that date.

Validation  
of a  
certain  
further  
resumption  
(Sixth  
Schedule)  
and  
provision  
for  
compen-  
sation.

8. (1) The notification published in the Gazette specified in the Sixth Schedule to this Act purporting to resume the land described in the Schedule to such notification under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall be deemed as from the date of publication of such notification in the Gazette to have been effective to vest such land in His Majesty for the purposes of the Closer Settlement Acts, and to the intent that such land may be dealt with thereunder.

(2) The compensation to be paid in respect of the land referred to in subsection one of this section shall not exceed the value as assessed by an advisory board or as determined by the Land and Valuation Court on appeal: Provided that the value of the land so assessed or determined shall not exceed the value which would have been so assessed or determined in respect of an identical resumption as at the tenth day of February, one thousand nine hundred and forty-two, excepting the value of any improvements effected on such land since that date.

(3) The provisions of sections nine, ten, 10A and eleven of the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall apply and be deemed always to have applied to and in respect of the vesting pursuant to this Act of the land referred to in subsection one of this section. For the purposes of such application such vesting shall be deemed to be a resumption under the said Act, as so amended.

(4) The appeal by Hugh Edward Bullivant numbered 2413 in the Land and Valuation Court of New South Wales pending immediately before the commencement of this Act against the assessment by an advisory board of the value of the land referred to in subsection one of this section may be heard and determined by that Court as if that appeal had been instituted under the authority

*War Service Land Settlement and Closer Settlement Validation.*

authority of subsection three of this section, and the provisions of subsection two of this section shall apply to and in respect of that appeal.

(5) If such appeal is proceeded with and if the Minister elects under section 10A of the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, to pay compensation, the compensation money shall bear interest at the rate of four per centum per annum from the date of such election to the date of payment of such compensation or to a date twelve months after such election whichever is the earlier.

**9.** (1) The lands described in the Seventh Schedule to this Act are hereby vested in His Majesty for the purposes of the Closer Settlement Acts, and may be dealt with thereunder.

Vesting of certain lands (Seventh Schedule) and provision for compensation.

(2) Subject to proof of title the compensation to be paid in respect of any lands referred to in subsection one of this section shall not exceed the value of such lands as assessed by an advisory board prior to the commencement of this Act, such value having been so assessed at an amount not exceeding by more than fifteen per centum the value which would have been so assessed in respect of an identical resumption as at the tenth day of February, one thousand nine hundred and forty-two, excepting the value of any improvements effected on such lands since that date.

(3) In respect of the lands referred to in subsection one of this section the Minister shall be deemed before the vesting of such lands in His Majesty always to have had power to take a lease of the whole or any part of such lands from the owners thereof at a rental not exceeding four per centum per annum of the value of such lands as assessed by an advisory board. Any such lease shall expire upon such vesting.

Power of Minister to take lease of certain land.

**10.** (1) Any action taken or purporting to have been taken, in the case of any lands described in, or in the Schedules to, any notification referred to in section five, six

Validation of certain matters.

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*War Service Land Settlement and Closer Settlement Validation.*

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six or seven of this Act, after the publication of such notification in the Gazette, or in the case of lands referred to in subsection three of section five of this Act, after the eighth day of April, one thousand nine hundred and forty-eight, by or under the Closer Settlement Acts, the War Service Land Settlement Act, 1941, as amended by subsequent Acts, the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, the Irrigation Act, 1912, as amended by subsequent Acts, and any other Act, in respect of such lands, including the expenditure of moneys in meeting claims for compensation and matters incidental thereto or in acquiring, developing, effecting improvements on, constructing roads of access to, or otherwise preparing for settlement such lands; the setting apart of such lands as a closer settlement lease area; the constitution of any such lands as an irrigation area; the notification of farms available for disposal; the reservation of any part of such lands for public purposes or from sale or lease; the allowance of applications for closer settlement leases, the granting of applications for irrigation farm leases, or the granting of any other tenures of such lands; the transfer or forfeiture or surrender of any such closer settlement leases, irrigation farm leases or other tenures; the making of advances to the holders of such closer settlement leases or irrigation farm leases or other tenures; the taking of securities for any such advances; and any action whatsoever arising out of the matters aforesaid and taken or purporting to have been taken by or under such Acts shall have the like force and effect as if such lands had vested in His Majesty for the purposes of the Closer Settlement Acts or under section one hundred and ninety-seven of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, as the case may be, as from the date of publication of such notification in the Gazette or in the case of lands referred to in subsection three of section five of this Act as from the eighth day of April, one thousand nine hundred and forty-eight.

(2) All moneys appropriated by the General Loan Account Appropriation Act, 1946, the General Loan Account Appropriation Act (No. 2), 1946, the General  
Loan

*War Service Land Settlement and Closer Settlement Validation.*

Loan Account Appropriation Act, 1947, the General Loan Account Appropriation Act, 1948, and the General Loan Account Appropriation Act, 1949, for the purpose of the acquisition, development and improvement of land for settlement or for advances to settlers which have, before the commencement of this Act, been applied in meeting claims for compensation and matters incidental thereto, or in acquiring, developing, effecting improvements on, constructing roads of access to or otherwise preparing for settlement the lands referred to in subsection one of this section, and in the making of advances to the holders of closer settlement leases and irrigation farm leases and other tenures for the purpose of providing working capital and paying for and effecting improvements and acquiring stock, plant and equipment, shall be deemed to have been validly applied.

(3) Any moneys so appropriated which have not been so applied before the commencement of this Act, and which after such commencement remain available may be applied in meeting claims for compensation and matters incidental thereto, or in acquiring, developing, effecting improvements on, constructing roads of access to or otherwise preparing for settlement the lands referred to in this Act and in the making of advances to the holders of closer settlement leases and irrigation farm leases and other tenures for the purpose of providing working capital and paying for and effecting improvements and acquiring stock plant and equipment.

**11.** The compensation to be paid in respect of the resumption under the Public Works Act, 1912, as amended by subsequent Acts, and the Murrumbidgee Irrigation Area Resumption Act, 1910, as so amended, effected by notification published in Gazette Number Five of the fourteenth day of January, one thousand nine hundred and forty-nine, at pages seventy and seventy-one, shall not exceed the value as assessed in the valuation made by an advisory board in accordance with the provisions of subsection two of section six of the Murrumbidgee

Limitation  
of  
compensa-  
tion in  
respect of a  
certain  
resumption.

Irrigation

*War Service Land Settlement and Closer Settlement Validation.*

Irrigation Act, 1910, and section two of the Murrumbidgee Irrigation Area Resumption Act, 1910, or any Act amending such Acts, or as determined by the Land and Valuation Court on appeal: Provided that the value of the land so assessed or determined shall not exceed the value which would have been so assessed or determined in respect of an identical resumption as at the tenth day of February, one thousand nine hundred and forty-two, excepting the value of any improvements effected on such land since that date.

Refusal to  
deliver up  
lands.

**12.** (1) If the owner or occupier of any lands referred to in sections six, seven, eight and nine of this Act, or any other person refuses to give up possession of the said lands, or hinders the Minister or any person acting on behalf of the Minister from entering upon or taking possession of the said lands for and on behalf of the Crown, the Minister may issue a warrant to the sheriff to deliver possession of the same to the person appointed in such warrant to receive the same.

(2) Upon receipt of such warrant, the sheriff shall deliver possession of the said lands accordingly, and the costs accruing by reason of the issuing and execution of such warrant, to be settled by the sheriff, shall be paid by the person refusing to give possession, and the amount of such costs shall be payable to the Minister by and be recoverable from such person.

Trustees'  
protection.

**13.** A trustee shall not be deemed to be or to have been guilty of any breach of trust or breach of duty by reason only of the fact that—

- (a) he agrees or has, before the commencement of this Act, agreed not to claim compensation in respect of land resumed from him under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, or section one hundred and ninety-seven of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, for the purposes of section three of the

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*War Service Land Settlement and Closer Settlement Validation.*

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the War Service Land Settlement Act, 1941, as amended by subsequent Acts, in excess of the value of such land as assessed by an advisory board;

- (b) he agrees or has, before the commencement of this Act, agreed to accept as the purchase price for any land purchased from him under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, an amount not in excess of the value of such land as assessed by an advisory board;
- (c) he consents or has, before the commencement of this Act, consented to an application under Part IV<sub>A</sub> of the Closer Settlement Amendment (Conversion) Act, 1943, as amended by subsequent Acts, or Division 3 of Part VI of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, to acquire lands from him at a price not in excess of the valuation made by an advisory board in accordance with section 9<sub>B</sub> of the Closer Settlement Amendment (Conversion) Act, 1943, as amended by subsequent Acts, or by the Water Conservation and Irrigation Commission in accordance with section 147<sub>E</sub> of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, as the case may be.

In this section "trustee" includes personal representative of a deceased person, committee of the estate of an insane person, manager of the estate of an incapable person, the Master in Lunacy, the Master in Equity, attorney, mortgagee, director of a company and any other person acting in any fiduciary capacity.

**14.** (1) Notwithstanding the provisions of any other Act no interest shall be payable in respect of any compensation money owing to the owner of any lands referred to in sections six, seven and nine of this Act, except as provided in this section.

(2)

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*War Service Land Settlement and Closer Settlement Validation.*

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(2) The compensation money payable to the owner of any lands referred to in section six of this Act shall bear interest at the rate of four per centum per annum from the date on which the owner gives vacant possession of such lands to the Minister, to the date of payment of such compensation, or to a date twelve months after the commencement of this Act, whichever is the earlier:

Provided that the Minister may in any particular case allow interest at the rate aforesaid for such period, prior to the date on which vacant possession is given as aforesaid, as the Minister may determine.

(3) The compensation money payable to the owner of the land referred to in section seven of this Act shall bear interest at the rate of four and one-half per centum per annum for a period of twelve months from the twelfth day of December, one thousand nine hundred and forty-seven, or such longer period as the Minister may determine.

(4) The compensation money payable to the owners of the lands referred to in section nine of this Act shall bear interest at the rate of four centum per annum from the date of the vesting of such lands in His Majesty to the date of payment of such compensation, or to a date twelve months after such vesting, whichever is the earlier:

Provided that the Minister may in any particular case allow interest at the rate aforesaid for such period prior to the date of such vesting as the Minister may determine.

Amendment  
of Act No.  
37, 1904.  
Sec. 23.  
(Interest.)

**15.** (1) The Closer Settlement Act, 1904, as amended by subsequent Acts, is amended by inserting at the end of section twenty-three the words "Provided that the Minister may in any particular case allow interest at the prescribed rate for such further period as the Minister may determine."

(2) Subsection one of this section shall be deemed to have commenced upon the seventeenth day of January, one thousand nine hundred and forty-six.

**16.**

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*War Service Land Settlement and Closer Settlement Validation.*

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**16.** (1) All reasonable costs incurred by reason of any vesting of land by operation of this Act shall, subject to taxation by the Prothonotary of the Supreme Court, be paid by the Crown save in the case of an appeal:

Payment  
of costs.  
Act No. 37,  
1904, s. 22.

**Provided that** the total amount of such costs shall not in any case exceed fifty pounds.

(2) Any amount purporting to have been paid as costs in respect of the resumption of any such land and which has been so paid before the commencement of this Act shall operate as a satisfaction of any claim for costs arising under this Act.

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SCHEDULES.

*War Service Land Settlement and Closer Settlement Validation.*

## SCHEDULES.

## FIRST SCHEDULE.

## FIRST PART.

Sec. 5 (1) (2).

Name of Estate to which Notification relates.	Notifications referred to in subsection one of section five of this Act.		
	No. of Gazette.	Date of Gazette.	Pages of Gazette.
Bobundara ... ..	37	14th March, 1947	602-603
Tulla-Chowar ... ..	46	11th April, 1947	859-860
Beggan Beggan ... ..	48	18th April, 1947	910-911
Wunnamurra Homestead ... ..	50	24th April, 1947	969
Edgeroi ... ..	56	9th May, 1947	1111-1114
Wantabadgery Woolshed ... ..	62	23rd May, 1947	1219
Wantabadgery West ... ..	62	23rd May, 1947	1220-1221
Cadow ... ..	62	23rd May, 1947	1222-1223
Eubindal ... ..	66	30th May, 1947	1283
Yarrowitch ... ..	109	26th September, 1947	2272-2273
Grimer Downs ... ..	137	28th November, 1947	2783
Nangus ... ..	3	9th January, 1948	46
Coree Park ... ..	3	9th January, 1948	47
Maragle ... ..	8	23rd January, 1948	155
Ellerslie ... ..	29	19th March, 1948	649-650
Goba Creek ... ..	37	9th April, 1948	865
Table Top ... ..	45	30th April, 1948	995
King's Plains ... ..	45	30th April, 1948	996-997
Wallabadah ... ..	53	14th May, 1948	1182-1183
Kywong ... ..	53	14th May, 1948	1181
Boyd ... ..	56	21st May, 1948	1241
Burnima ... ..	61	4th June, 1948	1352-1353
Tintaldra ... ..	61	4th June, 1948	1351
Carrawobitty ... ..	70	25th June, 1948	1569
North Wakool ... ..	70	25th June, 1948	1568
Tooma ... ..	78	9th July, 1948	1695
Kenyu ... ..	80	16th July, 1948	1743
Tom's Park and Woomargama ... ..	91	6th August, 1948	1994
Tondeburine and Bedford Park ... ..	157	10th December, 1948	3326-3327
Jemalong ... ..	161	17th December, 1948	3405
Walhallow ... ..	86	27th May, 1949	1486-1487
Willigobung ... ..	86	27th May, 1949	1487
Piallaway ... ..	86	27th May, 1949	1488-1489
Toonga ... ..	109	24th June, 1949	1757
Goolhi ... ..	109	24th June, 1949	1758-1759
Ravenswood ... ..	124	8th July, 1949	1935
Berida ... ..	189	30th September, 1949	2882
Bantry Grove ... ..	219	2nd December, 1949	3609

FIRST

*War Service Land Settlement and Closer Settlement Validation.*FIRST SCHEDULE—*continued.*

## SECOND PART.

Name of Estate to which Notification relates.	Notifications referred to in subsection two of section five of this Act.		
	No. of Gazette.	Date of Gazette.	Pages of Gazette.
Gragin ... ..	43	26th April, 1946 ...	1000-1001
Illawong ... ..	134	29th November, 1946 ...	2746
Oorandunbie ... ..	134	29th November, 1946 ...	2747-2748
Macansh Trust ... ..	134	29th November, 1946 ...	2748
Macansh Trust ... ..	134	29th November, 1946 ...	2749
Bouyeo ... ..	134	29th November, 1946 ...	2749-2750
Cunninyeuk ... ..	136	6th December, 1946 ...	2794
Quirindi ... ..	66	30th May, 1947 ...	1284-1285

*War Service Land Settlement and Gloser Settlement Validation.*

SECOND SCHEDULE.

Sec. 5 (3).

*Part Inverell Estate.*

Land District—Inverell; Shire—Macintyre.

SCHEDULE "A."

County.	Parish.	Portion Number.	Area.	Title
			a. r. p.	Vol. Fol.
Arrawatta	Swamp Oak	210	21 0 20	C.G. 5028-105
Gough	Swanbrook	26	88 0 0	} C.T. 1865-44
		27	82 0 0	
		54	320 0 0	C.G. 995-11
		144	73 0 0	C.G. 995-17
		56	160 0 0	C.G. 995-12
		100	320 0 0	C.G. 995-140
		147	75 3 0	C.G. 995-142
		28	101 0 0	C.G. 54-54
		81	109 0 0	C.G. 1139-97
		82	84 0 0	C.G. 1157-12
		60	56 0 0	C.G. 999-111
		101	100 0 0	C.G. 999-113
		145	80 0 0	C.G. 999-114
	Campbell	78	100 2 0	C.G. 999-112
	Swanbrook	61	59 2 0	C.G. 1863-225
		73	51 0 0	C.G. 1863-226
		119	27 1 34	C.G. 350-19
	Campbell	7	162 0 0	C.T. 2094-104
		6	400 0 0	C.G. 18-89
		Pt. 5	93 3 6	C.T. 4670-170
		Pt. 4	6 2 0	} C.T. 4670-171
		Pt. 53	60 0 24	
		Pt. 54		
		Closed road.	5 1 14	C.G. 2126-2
	Swanbrook	Closed roads.	40 2 20	C.G. 5597-176
		TOTAL	2,676 2 38	

*War Service Land Settlement and Closer Settlement Validation.*SECOND SCHEDULE—*continued.*

## SCHEDULE "B."

County.	Parish.	Portion Number.	Area.			Title.					
			a.	r.	p.	Vol.	Fol.				
Arrawatta	... Swamp Oak ...	Pt. 181	104	2	0						
		180	100	0	0						
		80	100	0	0						
		102	60	0	0						
		65	80	0	0						
		66	80	0	0						
		103	104	0	0						
		63	320	0	0						
		64									
		104									
		61	80	0	0						
		62	80	0	0						
		192	400	0	0						
		27	160	0	0						
		105									
		24	100	0	0						
		25	76	0	0						
		26	57	3	0						
		Closed roads.	12	2	6						
		Closed roads.	8	2	28						
		Gough	... Swanbrook ...	201	101			2	0		
				106	44			0	0		
				146	200			0	0		
148	88			1	0						
149	111			1	0						
151	40			0	0						
152	34			2	30						
253	240			0	0						
252	80			0	0						
112	100			0	0						
111	80			0	0						
110	140			0	0						
59	40			0	0						
58	40			0	0						
62	48			0	0						
118	90			0	0						
124											
254	25			0	0						
	(ex. road).										
102	40			0	0						
72	27			0	20						

SECOND

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*War Service Land Settlement and Closer Settlement Validation.*


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SECOND SCHEDULE—*continued.*SCHEDULE "B"—*continued.*

County.	Parish.	Portion Number.	Area.	Title.	
			a. r. p.	Vol.	Fol.
Gough— <i>contd.</i>	Swanbrook— <i>contd.</i>	125	320 0 0		
		113	280 0 0		
		78	112 0 0		
		32	128 1 0		
		130	80 0 0		
		57	40 0 0		
			(ex. road).		
		114	40 0 0		
		70	117 0 0		
		67	70 0 0		
		68	76 0 0		
		69	87 1 0		
		153	42 2 34		
		49	63 0 0		
		48	81 0 0		
		25	256 0 0		
			(ex. road).		
		88	400 0 0		
			(ex. road).		
	Campbell ...	Pt. 29 } Pt. 155 } Pt. 156 }	425 0 0	(Contd.) Pt. C.T. 4390-235 Pt. C.T. 5425-246 Pt. C.T. 5425-248	
		512	70 2 0		
		157	80 0 0		
		76	80 0 0		
		77	70 0 0		
		158	78 2 0		
			(ex. road).		
		153	200 0 0		
			(ex. road).		
		62	49 0 0		
	Swanbrook ...	81	70 0 0		
		Closed roads.	0 3 16		
		Closed roads.	4 1 17		
		Closed roads.	17 2 17		
		Closed roads.	13 0 13		
		Closed roads.			

SECOND

## War Service Land Settlement and Closer Settlement Validation.

## SECOND SCHEDULE—continued.

## SCHEDULE "B"—continued.

County.	Parish.	Portion Number.	Area.	Title.
			a. r. p.	Vol. Fol.
Gough— <i>contd.</i>	Swanbrook— <i>contd.</i>	75	128 0 0	Pt.
		79	353 1 0	C.T. 5425-246
		255		Pt.
				C.T. 5425-248
				C.T. 5659-22
		128	50 0 0	
			(ex. road).	
		127	40 0 0	
			(ex. road).	
		133	80 0 0	C.T. 4776-86
		171	(ex. road).	C.T. 4776-87
		164	40 0 0	
		126	100 0 0	
		132	320 0 0	
			(ex. roads).	
		TOTAL ...	7,956 2 21	

## SCHEDULE "C."

Gough	...	Swanbrook	Closed road.	13 0 0	C.G. 2379-227
			159	215 2 0	C.G. 997-102
			174	100 0 0	C.G. 997-104
			172	92 2 0	C.G. 997-103
			142	200 0 0	C.G. 997-100
			63	200 0 0	C.G. 997-92
			71	120 0 0	C.G. 997-93
			135	200 0 0	C.G. 997-99
			6	79 3 11	C.T. 3462-243
			7	(ex. road).	
			8	46 1 17	
			11	42 0 22	
			12	40 0 16	C.T. 2094-99
			Closed road.	8 1 10	
			5	75 2 5	
			14	(ex. road).	
			13	41 3 35	C.G. 220-223
			122	50 0 0	
			138	14 2 32	C.G. 367-184
				(ex. road).	C.T. 2682-49
			Pt. 136	36 0 0	
			156	33 0 37	C.G. 606-151

SECOND

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*War Service Land Settlement and Closer Settlement Validation.*


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SECOND SCHEDULE—*continued.*SCHEDULE "C."—*continued.*

County.	Parish.	Portion Number.	Area.	Title.
			a. r. p.	Vol. Fol.
Gough— <i>contd.</i>	... Swanbrook— <i>contd.</i>	141	50 0 0	C.G. 436-94
		158	40 0 0	C.G. 1653-121
		137	320 0 0	C.G. 1886-154
		84	100 0 0	C.G. 1886-153
		157	80 0 0	C.G. 1666-168
		Pt. 15	74 0 3	} C.T. 4584-202
		Pt. 92	48 2 1½	
		155	50 0 0	C.G. 499-43
		17	165 0 0	C.G. 114-139
		18	179 0 0	C.G. 54-45
			(ex. road).	
		19	180 0 0	C.G. 54-46
			(ex. road).	
		20	152 0 0	C.G. 54-47
			(ex. road).	
		21	162 0 0	C.G. 54-48
			(ex. road).	
		22	159 0 0	C.G. 54-49
			(ex. road).	
		23	138 0 0	C.G. 54-50
			(ex. road).	
		139	41 0 0	C.T. 1869-183
			(ex. road).	
		16	183 0 0	C.G. 117-118
		24	93 0 0	C.G. 136-179
		95	82 3 0	C.G. 4626-176
			(ex. road).	
		Closed roads.	8 0 30	C.G. 2338-79
	(ex. road).			
			3,914 2 19½	
<i>Less areas excepted for Public Road (R6. 984-1603R) from portion 16, Parish Swanbrook, C.G. Vol. 117, fol. 118—2 acres 3 roods 4 perches; and from portion 17, parish Swanbrook, C.G. Vol. 114, fol. 139—2 acres 2 roods 10 perches</i>				
	...	...	5 1 14	
TOTAL ...			3,909 1 5½	

SECOND

*War Service Land Settlement and Closer Settlement Validation.*SECOND SCHEDULE—*continued.*

## SCHEDULE "D."

County.	Parish.	Portion Number.	Area.	Title.
Gough ... ..	Campbell ...	59 Pt. 60 61 63 Pt. 64 Pt. 65 50 Pt. 115 227 Closed roads 16a. 1r. 182	a. r. p.    479 3 19 $\frac{1}{4}$ (ex. road.)   22 2 0	Vol. Fol.    Pt. C.T. 3281-130*   C.G. 4678-240
TOTAL ...			502 1 19 $\frac{1}{4}$	

\* Comprises whole of C.T., Vol. 3,281, fol. 130, exclusive of area of 1 acre 0 roods 0 $\frac{1}{2}$  perches shown by red tint on Plan Ms. 2,049 Ae., in the Department of Lands.

## THIRD SCHEDULE.

Sec. 5 (4).

Name of Estate to which Notification relates.	Notifications referred to in subsection four of section five of this Act.		
	No. of Gazette.	Date of Gazette.	Pages of Gazette.
Yarrowitch ... ..	5	16th January, 1948 ...	101
Tintaldra ... ..	147	19th November, 1948 ...	3130
Havilah ... ..	150	26th November, 1948 ...	3198
Inverell ... ..	153	3rd December, 1948 ...	3257
Belmore and Possum Plain ...	63	11th June, 1948 ...	1411
Merriginnie ... ..	219	2nd December, 1949 ...	3615

## FOURTH

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*War Service Land Settlement and Closer Settlement Validation.*

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Sec. 6.

## FOURTH SCHEDULE.

Name of Estate to which Notification relates.	Notifications referred to in subsection one of section six of this Act.		
	No. of Gazette.	Date of Gazette.	Pages of Gazette.
Burrumbuttock ... ..	152	12th August, 1949 ...	2335
Merriginnie ... ..	214	18th November, 1949 ...	3436
Geraki ... ..	214	18th November, 1949 ...	3436-3437

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Sec. 7.

## FIFTH SCHEDULE.

Name of Estate to which Notification relates.	Notification referred to in subsection one of section seven of this Act.		
	No. of Gazette.	Date of Gazette.	Page of Gazette.
Murphy's ... ..	141	12th December, 1947 ...	2896

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Sec. 8.

## SIXTH SCHEDULE.

Name of Estate to which Notification relates.	Notification referred to in subsection one of section eight of this Act.		
	No. of Gazette.	Date of Gazette.	Page of Gazette.
Blink Bonnie ... ..	163	26th August, 1949 ...	2540

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SEVENTH

## War Service Land Settlement and Closer Settlement Validation.

## SEVENTH SCHEDULE.

Sec. 9.

## FIRST PART.

## Panuara Estate.

Land District—Blayney. Shire—Lyndhurst.

Reputed owner—Goldsbrough Mort and Company Limited.

County.	Parish.	Portion No.	Area.	Title.	
			a. r. p.	Vol.	Fol.
Bathurst	... Carlton ...	9, 10, 15	194 2 0	1999	22
		11,12,17,18,19.	427 1 0	1997	238
		16	40 0 0	3798	25
		28	40 0 0	2149	204
		32	150 0 0	1575	26
		33	40 0 0	1575	27
		34	160 0 0	1575	28
		Pt. 35 } Pt. 118 }	(a) 14 2 37	Pt. 4837	77
		37	80 0 0	1593	195
		38	52 1 0	1593	196
		39	204 1 0	1625	174
		40	50 0 0	1640	199
		41	353 2 0	1647	63
		42	22 0 0	1284	169
		52	120 0 0	1627	115
		58	40 0 0	1784	67
		60	40 0 0	1900	248
		66	40 0 0	1930	10
		67	40 0 0	1894	205
		68	40 0 0	1784	68
		69	125 2 0	1900	249
		71	98 2 0	1902	75
		106	77 1 0	1929	35
		120	39 0 0	1327	82
		121	646 0 17	2208	98
		122, 123, 125, 126, 127, 128, 129.	5,321 0 0	2208	99
		Closed roads (part of 110 acres 3 roads).	(b) 50 0 0	Pt. 5014	19
			8,505 3 14		
		Less ...	(c) 0 1 12		
		TOTAL ...	8,505 2 2		

(a) The part shown on plan catalogued Ms. 2,946 Oe.

(b) The part shown on plan catalogued Ms. 2,947 Oe.R.

(c) Area resumed on 2nd August, 1893, for public road R. 4,514-1,603 from portion 122 (16 p.) and from portion 123 (16 p.); also area resumed on 6th August, 1902, for public road R. 6,995-1,603 from portion 42 (20 p.)—in all 1 rood 12 perches.

The plans referred to are those in the Department of Lands, Sydney.

SECOND

*War Service Land Settlement and Closer Settlement Validation.*

SECOND PART.

SCHEDULE No. 1.

*Derangibal Estate.*

County—Gipps; Land District—Forbes; Shire—Jemalong.

Reputed Owner: Frederick Walter Morgan.

Parish.	Portion No.	Area.	Title.	
Warroo ... ..	77	a. r. p. 640 0 0	Pt. 3799	Fol. 15
	78	1,571 0 0	5222	204
	131	90 3 0	4626	188
	TOTAL...	2,301 3 0		

SCHEDULE No. 2.

*Geeron Estate.*

County—Gipps; Land District—Forbes; Shires—Jemalong and Lachlan.

Reputed Owner: Estate Charles Henry Morgan, deceased.

Parish.	Portion No.	Area.	Title.	
Ina ... ..	35, 36, 23	a. r. p. 772 3 0	Vol. 3799	Fol. 12
	26, 50, 57, 58	1,389 1 0	5246	186
	27	398 0 0	5246	39
	29	40 0 0	4868	222
Cadow ... ..	72, 89	640 0 0	3799	11
	Pt. 99	(a) 14 3 30	Pt. 3799	14
	Pt. 90	(b) 338 0 10	Pt. 5085	118
Ina ... ..	22	105 2 0	Tenure C.P. 27/35	
	TOTAL ...	3,698 2 0		

(a) and (b): The part shown on plan catalogued Ms. 1696 Fs. in the Department of Lands, Sydney.

SCHEDULE

*War Service Land Settlement and Closer Settlement Validation.*

## SCHEDULE No. 3.

*Horseshoe Estate.*

County—Gipps; Land District—Forbes; Shire—Lachlan.

Reputed Owner : Charles Frederick Eric Morgan.

Parish.	Portion No.	Area.	Title.	
		a. r. p.	Vol.	Fol.
Ina ... ..	1, 2, 59	3,382 1 17	4152	89
Cadow ... ..	35, 36, Pt. 37,			
	38, 39, 40,			
	41, 42, Pt.			
	43, 44, Pt.			
	45, Pt. 46,			
	47, 48, 49.			

## THIRD PART.

*Maryvale Estate.*

County—King; Land Districts—Gunning and Boorowa; Shires—Gunning and Boorowa.

Reputed Owner—Clarence Raymond Smith.

Parish.	Portion No.	Area.	Title or Tenure.	Land District.
		a. r. p.		
Rabnor ... ..	84, 132	138 0 0	C.P. 23/17	Gunning.
	40	100 0 0	C.P. 30/16	"
	27	930 0 0	C.P. 30/17	"
	87	360 0 0	C.P. 30/18	"
	25	175 2 0	C.P. 31/7	"
Rugby ... ..	182	758 0 0	C.P. 28/19	Boorowa.
	199	234 2 32	C.P. 30/13	"
	247	992 0 0	C.L. 09/20	"
			Vol. Fol.	
Rabnor ... ..	21	40 0 0	2128 169	.....
	23	40 0 0	1409 99	.....
	24	50 0 0	2040 223	.....
	38	40 0 0	3092 135	.....
	26	310 0 0	2128 170	.....

THIRD

*War Service Land Settlement and Closer Settlement Validation.*

## THIRD PART—continued.

Parish.			Portion No.	Area.		Title or Tenure.		Land District.	
				a.	r.	p.	Vol.	Fol.	
Rabnor	...	...	39	40	0	0	3099	229	.....
			86	120	0	0	3099	230	.....
			50	40	0	0	3092	136	.....
			77	60	0	0	3210	117	.....
Rugby	...	...	22	40	0	0	5624	40	.....
			27	40	0	0	5624	39	.....
			20	40	0	0	3059	170	.....
			91	50	0	0	3320	64	.....
			120	40	0	0	3088	78	.....
			121	40	0	0	3088	79	.....
			122	159	0	0	4611	245	.....
			171	80	0	0	3311	20	.....
			181	40	0	0	5464	163	.....
			192	80	0	0	3210	118	.....
			206	80	0	0	5080	172	.....
			240	100	0	0	4733	2	.....
			241	298	0	0	5007	132	.....
			270	411	3	0	5455	114	.....
			46	40	0	0	3119	219	.....
Rabnor	...	...	180	40	0	0	3370	64	.....
			172	60	3	16	5514	224	.....
			160	146	2	0	3112	96	.....
			1	30	0	0	Old System.		.....
			7	40	0	0	Old System.		.....
Rugby	...	...	8	57	0	0	} Old System.		.....
			9	53	0	0			
Rugby and Rabnor	...	...	Closed roads.	(a)	15	1	0	Crown land contracted to be granted.	
			Less	...	(b)	22	3	12	
			TOTAL	...		6,386	2	36	

(a) The closed roads comprise—Part of reserved road within portion 160, Parish Rugby, north-east of public road R. 23101-1603; part of reserved road within portion 171, Parish Rugby, south of public road R. 23101-1603; part of boundary road south of portion 86, Parish Rabnor, west of public road R. 23101-1603; boundary roads Parish of Rabnor west of portion 26, and south of portion 22, and reserved road within portion 26 west of public road R. 23101-1603—in all 15 acres 1 rood 0 perches—as shown on plan R. 23101-1603-R in the Department of Lands, Sydney.

(b) Area resumed on 29th September, 1944 for public road R. 23101-1,603 from portions 23 (20 perches) 26 (8 acres 0 roods 16 perches) and 86 (2 roods 16 perches), Parish Rabnor, and from portions 122 (7 acres 2 roods 16 perches) 160 (3 acres 3 roods 8 perches), 171 (1 acre), 192 (3 roods 24 perches) and 240 (3 roods 32 perches), Parish Rugby—in all 22 acres 3 roods 12 perches.

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

J. NORTHCOTT,  
Governor.

Government House,  
Sydney, 3rd May, 1950.

*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.*

H. ROBBINS,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 20 April, 1950.*

## New South Wales.



ANNO QUARTO DECIMO

# GEORGII VI REGIS.

\*\*\*\*\*

Act No. , 1950.

An Act to validate certain resumptions for war service land settlement and certain other matters; to vest certain lands in His Majesty for the purposes of the Closer Settlement Acts; to amend the War Service Land Settlement Act, 1941, the Closer Settlement (Amendment) Act, 1907, and certain other Acts in certain respects; and for purposes connected therewith.

*War Service Land Settlement and Closer Settlement Validation.*

**B**E it enacted by the King's Most Excellent Majesty,  
by and with the advice and consent of the Legis-  
lative Council and Legislative Assembly of New South  
Wales in Parliament assembled, and by the authority of  
5 the same, as follows :—

**1.** (1) This Act may be cited as the "War Service  
Land Settlement and Closer Settlement Validation Act,  
1950." Short  
title and  
construc-  
tion.

(2) This Act shall be read and construed with the  
10 War Service Land Settlement Act, 1941, the Closer Settle-  
ment Acts and the Crown Lands Consolidation Act, 1913,  
and any Act amending any such Act.

**2.** (1) The War Service Land Settlement Agreement  
Act, 1945, is hereby repealed. Repeal of  
Act No. 6,  
1946.

15 (2) Subsection one of this section shall be deemed  
to have commenced upon the seventh day of January, one  
thousand nine hundred and forty-six.

**3.** (1) The War Service Land Settlement Act, 1941,  
as amended by subsequent Acts, is amended— Amendment  
of Act No.  
43, 1941.

20 (a) by omitting from the definition of "Other eligible  
person" in subsection one of section two the  
words "Commonwealth with the concurrence of  
the State determines shall be deemed eligible to  
participate in land settlement under the scheme  
25 contained in the Agreement between the Com-  
monwealth and the State approved and ratified  
by the War Service Land Settlement Agreement  
Act, 1945", and by inserting in lieu thereof the  
words "Minister determines shall be eligible to  
30 participate in war service land settlement under  
this Act, the Crown Lands Consolidation Act,  
1913, the Closer Settlement Acts or the Western  
Lands Act of 1901, or any of those Acts as  
amended by subsequent Acts";

(b)

*War Service Land Settlement and Closer Settlement Validation.*

- 5 (b) (i) by omitting from subsection seven of section 8c the words "in respect of which the Commonwealth has agreed to accept responsibility as expressed in the Agreement approved and ratified by the War Service Land Settlement Agreement Act, 1945"; Sec. 8c.  
(Advances and other assistance to settlers under this Act.)
- 10 (ii) by omitting paragraphs (a) and (b) of the same subsection; 01
- 15 (iii) by omitting from paragraph (c) the words "Minister of State of the Commonwealth for the time being charged with the administration of Part VII of the Re-establishment and Employment Act 1945 of the Commonwealth" and by inserting in lieu thereof the word "Minister"; 31
- 20 (c) by omitting from subsection three of section 8d the words "Minister of State of the Commonwealth for the time being charged with the administration of Part VII of the Re-establishment and Employment Act 1945 of the Commonwealth" and by inserting in lieu thereof the word "Minister". Sec. 8d.  
(Assistance period.) 02
- 25 (2) The Closer Settlement Amendment (Conversion) Act, 1943, as amended by subsequent Acts, is amended by omitting from section 9u the words "Minister of State of the Commonwealth for the time being charged with the administration of Part VII of the Re-establishment and Employment Act 1945 of the Commonwealth" and by inserting in lieu thereof the word "Minister". Amendment of Act No. 38, 1943.  
Sec. 9u.  
(Waiver of certain payments.) 03
- 30 (3) The Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, is amended— Amendment of Act No. 12, 1907.
- 35 (a) (i) by omitting from the proviso to paragraph (a) of subsection four of section four the words "the scheme contained in the Agreement approved and ratified by the War Service Sec. 4.  
(Power to purchase or resume land.) 04

*War Service Land Settlement and Closer Settlement Validation.*

- Service Land Settlement Agreement Act, 1945" and by inserting in lieu thereof the words "section three of the War Service Land Settlement Act, 1941, as amended by subsequent Acts";
- (ii) by omitting from the proviso to paragraph (b) of the same subsection the words "the scheme contained in the Agreement approved and ratified by the War Service Land Settlement Agreement Act, 1945" and by inserting in lieu thereof the words "section three of the War Service Land Settlement Act, 1941, as amended by subsequent Acts";
- (b) by omitting from paragraph (f) of subsection seven of section five the words "the scheme contained in the Agreement approved and ratified by the War Service Land Settlement Agreement Act, 1945" and by inserting in lieu thereof the words "section three of the War Service Land Settlement Act, 1941, as amended by subsequent Acts".
- (4) The Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, is amended—
- (a) by omitting from section 147N the words "Minister of State of the Commonwealth for the time being charged with the administration of Part VII of the Re-establishment and Employment Act 1945 of the Commonwealth" and by inserting in lieu thereof the word "Minister";
- (b) by omitting from subsection three of section one hundred and ninety-seven the words "the scheme contained in the Agreement approved and ratified by the War Service Land Settlement Agreement Act, 1945" and by inserting in lieu thereof the words "section three of the War Service Land Settlement Act, 1941, as amended by subsequent Acts or Part IVA of the Closer Settlement Amendment (Conversion) Act, 1943, as amended by subsequent Acts."

Sec. 5.  
(Lands within fifteen miles of proposed railway and lands to which added value accrues by reason of public works.)

Amendment of Act No. 7, 1913.

Sec. 147N.  
(Waiver of certain payments.)

Sec. 197.  
(Exchanges and purchases for public purposes.)

*War Service Land Settlement and Closer Settlement Validation.*

(5) (a) Paragraph (a), subparagraphs (i) and (ii) of paragraph (b) of subsection one of this section, subsection three of this section and paragraph (b) of subsection four of this section shall be deemed to have commenced upon the seventeenth day of January, one thousand nine hundred and forty-six.

(b) Subparagraph (iii) of paragraph (b) and paragraph (c) of subsection one of this section, and subsection two of this section shall be deemed to have commenced upon the seventeenth day of November, one thousand nine hundred and forty-seven.

(c) Paragraph (a) of subsection four of this section shall be deemed to have commenced upon the twenty-first day of May, one thousand nine hundred and forty-eight.

4. Any notification referred to in sections five, six, seven and eight of this Act containing any recital to the effect that in accordance with the War Service Land Settlement Agreement Act, 1945, or the Agreement ratified by the said Act, the Commonwealth has approved of the acquisition of the land to which such notification relates and of the subdivision thereof for the settlement of discharged members of the Forces and other eligible persons or eligible persons shall have the like force and effect as if such recital had not been contained therein.

This section shall be deemed to have applied to any such notification as from the date of publication thereof in the Gazette.

5. (1) The notifications published in the Gazettes specified in the First Part of the First Schedule to this Act purporting to resume the lands respectively described in the Schedules to such notifications under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall be deemed as from the respective dates of publication of such notifications in the Gazette to have been effective to vest such lands in His Majesty for the purposes of the Closer Settlement Acts, and to the intent that such lands may be dealt with thereunder.

Certain  
recitals  
omitted  
from noti-  
fications.

Validation  
of certain  
resumptions  
(First,  
Second and  
Third  
Schedules)  
and certain  
other  
matters.

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*War Service Land Settlement and Closer Settlement Validation.*

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(2) The notifications published in the Gazettes specified in the Second Part of the First Schedule to this Act purporting to resume the private lands respectively comprised within the areas set forth in the Schedules  
5 to such notifications under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall be deemed as from the respective dates of publication of such notifications in the Gazette to have been effective to vest such lands in His Majesty for the  
10 purposes of the Closer Settlement Acts, and to the intent that such lands may be dealt with thereunder.

(3) The lands described in the Second Schedule to this Act shall be deemed to have vested in His Majesty for the purposes of the Closer Settlement Acts on the  
15 ninth day of April, one thousand nine hundred and forty-eight, and to the intent that such lands may be dealt with thereunder.

(4) The notifications published in the Gazettes specified in the Third Schedule to this Act purporting to resume the lands respectively described in such notifications under section one hundred and ninety-seven of the  
20 Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, shall be deemed as from the respective dates of publication of such notifications in the Gazette to have been effective to vest such lands in His Majesty  
25 under the said section.

(5) The compensation in respect of any lands referred to in subsection one, two or three of this section shall not exceed the value of such lands as assessed by an advisory board prior to the date as from which such lands have been vested in His Majesty. The com-  
30 pensation in respect of any lands referred to in subsection four of this section shall not exceed the price of such lands as determined by the local land board prior to the date as from which such lands have been vested in His Majesty.

35 Any amount purporting to have been paid as compensation in respect of the resumption of any such lands and which has been so paid prior to the commencement of this  
Act

*War Service Land Settlement and Closer Settlement Validation.*

Act shall to the extent thereof operate as a satisfaction of any claim for compensation in respect of such lands arising out of the operation of this Act.

6. (1) The notifications published in the Gazettes specified in the Fourth Schedule to this Act purporting to resume the lands respectively described in the Schedules to such notifications under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall be deemed as from the respective dates of publication of such notifications in the Gazette to have been effective to vest such lands in His Majesty for the purposes of the Closer Settlement Acts, and to the intent that such lands may be dealt with thereunder.

Validation of certain further resumptions (Fourth Schedule) and provision for compensation.

(2) The compensation to be paid in respect of any lands referred to in subsection one of this section shall not exceed the value of such lands as assessed by an advisory board prior to the date as from which such lands have been vested in His Majesty, such value having been so assessed at an amount not exceeding by more than fifteen per centum the value which would have been so assessed in respect of an identical resumption as at the tenth day of February, one thousand nine hundred and forty-two, excepting the value of any improvements effected on such lands since that date.

7. (1) The notification published in the Gazette specified in the Fifth Schedule to this Act purporting to resume the land described in the Schedule to such notification under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall be deemed as from the date of publication of such notification in the Gazette to have been effective to vest such land in His Majesty for the purposes of the Closer Settlement Acts, and to the intent that such land may be dealt with thereunder.

Validation of a certain further resumption (Fifth Schedule) and provision for compensation.

(2) The compensation to be paid in respect of the land referred to in subsection one of this section shall not exceed the value of such land as assessed by an advisory board prior to the date as from which such land has been vested in His Majesty, such value having been so assessed at an amount not exceeding the value which would have been so assessed in respect of an identical resumption

*War Service Land Settlement and Closer Settlement Validation.*

resumption as at the tenth day of February, one thousand nine hundred and forty-two, excepting the value of any improvements effected on such land since that date.

8. (1) The notification published in the Gazette  
5 specified in the Sixth Schedule to this Act purporting to  
resume the land described in the Schedule to such  
notification under the Closer Settlement (Amendment)  
Act, 1907, as amended by subsequent Acts, shall be deemed  
as from the date of publication of such notification in the  
10 Gazette to have been effective to vest such land in His  
Majesty for the purposes of the Closer Settlement Acts,  
and to the intent that such land may be dealt with  
thereunder.

Validation  
of a  
certain  
further  
resumption  
(Sixth  
Schedule)  
and  
provision  
for  
compen-  
sation.

(2) The compensation to be paid in respect of the  
15 land referred to in subsection one of this section shall  
not exceed the value as assessed by an advisory board  
or as determined by the Land and Valuation Court on  
appeal: Provided that the value of the land so assessed  
or determined shall not exceed the value which would have  
20 been so assessed or determined in respect of an identical  
resumption as at the tenth day of February, one thousand  
nine hundred and forty-two, excepting the value of any  
improvements effected on such land since that date.

(3) The provisions of sections nine, ten, 10A and  
25 eleven of the Closer Settlement (Amendment) Act, 1907,  
as amended by subsequent Acts, shall apply and be  
deemed always to have applied to and in respect of  
the vesting pursuant to this Act of the land referred to  
in subsection one of this section. For the purposes of  
30 such application such vesting shall be deemed to be a  
resumption under the said Act, as so amended.

(4) The appeal by Hugh Edward Bullivant  
numbered 2413 in the Land and Valuation Court of New  
South Wales pending immediately before the commence-  
35 ment of this Act against the assessment by an advisory  
board of the value of the land referred to in subsection  
one of this section may be heard and determined by that  
Court as if that appeal had been instituted under the  
authority

*War Service Land Settlement and Closer Settlement Validation.*

authority of subsection three of this section, and the provisions of subsection two of this section shall apply to and in respect of that appeal.

- (5) If such appeal is proceeded with and if the Minister elects under section 10A of the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, to pay compensation, the compensation money shall bear interest at the rate of four per centum per annum from the date of such election to the date of payment of such compensation or to a date twelve months after such election whichever is the earlier.

9. (1) The lands described in the Seventh Schedule to this Act are hereby vested in His Majesty for the purposes of the Closer Settlement Acts, and may be dealt with thereunder.

Vesting of certain lands (Seventh Schedule) and provision for compensation.

- (2) Subject to proof of title the compensation to be paid in respect of any lands referred to in subsection one of this section shall not exceed the value of such lands as assessed by an advisory board prior to the commencement of this Act, such value having been so assessed at an amount not exceeding by more than fifteen per centum the value which would have been so assessed in respect of an identical resumption as at the tenth day of February, one thousand nine hundred and forty-two, excepting the value of any improvements effected on such lands since that date.

- (3) In respect of the lands referred to in subsection one of this section the Minister shall be deemed before the vesting of such lands in His Majesty always to have had power to take a lease of the whole or any part of such lands from the owners thereof at a rental not exceeding four per centum per annum of the value of such lands as assessed by an advisory board. Any such lease shall expire upon such vesting.

Power of Minister to take lease of certain land.

10. (1) Any action taken or purporting to have been taken, in the case of any lands described in, or in the Schedules to, any notification referred to in section five, six

Validation of certain matters.

*War Service Land Settlement and Closer Settlement Validation.*

six or seven of this Act, after the publication of such notification in the Gazette, or in the case of lands referred to in subsection three of section five of this Act, after the eighth day of April, one thousand nine hundred and forty-eight, by or under the Closer Settlement Acts, the War Service Land Settlement Act, 1941, as amended by subsequent Acts, the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, the Irrigation Act, 1912, as amended by subsequent Acts, and any other Act, in respect of such lands, including the expenditure of moneys in meeting claims for compensation and matters incidental thereto or in acquiring, developing, effecting improvements on, constructing roads of access to, or otherwise preparing for settlement such lands; the setting apart of such lands as a closer settlement lease area; the constitution of any such lands as an irrigation area; the notification of farms available for disposal; the reservation of any part of such lands for public purposes or from sale or lease; the allowance of applications for closer settlement leases, the granting of applications for irrigation farm leases, or the granting of any other tenures of such lands; the transfer or forfeiture or surrender of any such closer settlement leases, irrigation farm leases or other tenures; the making of advances to the holders of such closer settlement leases or irrigation farm leases or other tenures; the taking of securities for any such advances; and any action whatsoever arising out of the matters aforesaid and taken or purporting to have been taken by or under such Acts shall have the like force and effect as if such lands had vested in His Majesty for the purposes of the Closer Settlement Acts or under section one hundred and ninety-seven of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, as the case may be, as from the date of publication of such notification in the Gazette or in the case of lands referred to in subsection three of section five of this Act as from the eighth day of April, one thousand nine hundred and forty-eight.

(2) All moneys appropriated by the General Loan Account Appropriation Act, 1946, the General Loan Account Appropriation Act (No. 2), 1946, the General Loan

*War Service Land Settlement and Closer Settlement Validation.*

Loan Account Appropriation Act, 1947, the General Loan Account Appropriation Act, 1948, and the General Loan Account Appropriation Act, 1949, for the purpose of the acquisition, development and improvement of land for  
 5 settlement or for advances to settlers which have, before the commencement of this Act, been applied in meeting claims for compensation and matters incidental thereto, or in acquiring, developing, effecting improvements on, constructing roads of access to or otherwise preparing  
 10 for settlement the lands referred to in subsection one of this section, and in the making of advances to the holders of closer settlement leases and irrigation farm leases and other tenures for the purpose of providing working capital and paying for and effecting improvements and  
 15 acquiring stock, plant and equipment, shall be deemed to have been validly applied.

(3) Any moneys so appropriated which have not been so applied before the commencement of this Act, and which after such commencement remain available  
 20 may be applied in meeting claims for compensation and matters incidental thereto, or in acquiring, developing, effecting improvements on, constructing roads of access to or otherwise preparing for settlement the lands referred to in this Act and in the making of advances  
 25 to the holders of closer settlement leases and irrigation farm leases and other tenures for the purpose of providing working capital and paying for and effecting improvements and acquiring stock plant and equipment.

11. The compensation to be paid in respect of the  
 30 resumption under the Public Works Act, 1912, as amended by subsequent Acts, and the Murrumbidgee Irrigation Area Resumption Act, 1910, as so amended, effected by notification published in Gazette Number Five of the fourteenth day of January, one thousand nine hundred  
 35 and forty-nine, at pages seventy and seventy-one, shall not exceed the value as assessed in the valuation made by an advisory board in accordance with the provisions of subsection two of section six of the Murrumbidgee

Limitation  
 of  
 compensa-  
 tion in  
 respect of a  
 certain  
 resumption.

Irrigation

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*War Service Land Settlement and Closer Settlement Validation.*

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Irrigation Act, 1910, and section two of the Murrumbidgee Irrigation Area Resumption Act, 1910, or any Act amending such Acts, or as determined by the Land and Valuation Court on appeal: Provided that the value  
5 of the land so assessed or determined shall not exceed the value which would have been so assessed or determined in respect of an identical resumption as at the tenth day of February, one thousand nine hundred and forty-two, excepting the value of any improvements effected on such  
10 land since that date.

**12.** (1) If the owner or occupier of any lands referred to in sections six, seven, eight and nine of this Act, or any other person refuses to give up possession of the said lands, or hinders the Minister or any person acting  
15 on behalf of the Minister from entering upon or taking possession of the said lands for and on behalf of the Crown, the Minister may issue a warrant to the sheriff to deliver possession of the same to the person appointed in such warrant to receive the same.

Refusal to  
deliver up  
lands.

20 (2) Upon receipt of such warrant, the sheriff shall deliver possession of the said lands accordingly, and the costs accruing by reason of the issuing and execution of such warrant, to be settled by the sheriff, shall be paid by the person refusing to give possession,  
25 and the amount of such costs shall be payable to the Minister by and be recoverable from such person.

**13.** A trustee shall not be deemed to be or to have been guilty of any breach of trust or breach of duty by reason only of the fact that—

Trustees'  
protection.

30 (a) he agrees or has, before the commencement of this Act, agreed not to claim compensation in respect of land resumed from him under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, or section one  
35 hundred and ninety-seven of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, for the purposes of section three of the

*War Service Land Settlement and Closer Settlement Validation.*

the War Service Land Settlement Act, 1941, as amended by subsequent Acts, in excess of the value of such land as assessed by an advisory board;

- 5 (b) he agrees or has, before the commencement of this Act, agreed to accept as the purchase price for any land purchased from him under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, an amount not in  
10 excess of the value of such land as assessed by an advisory board;
- (c) he consents or has, before the commencement of this Act, consented to an application under Part IV<sub>A</sub> of the Closer Settlement Amendment (Conversion) Act, 1943, as amended by subsequent Acts, or Division 3 of Part VI of the Crown  
15 Lands Consolidation Act, 1913, as amended by subsequent Acts, to acquire lands from him at a price not in excess of the valuation made by an  
20 advisory board in accordance with section 9<sub>B</sub> of the Closer Settlement Amendment (Conversion) Act, 1943, as amended by subsequent Acts, or by the Water Conservation and Irrigation Commission in accordance with section 147<sub>E</sub> of  
25 the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, as the case may be.

In this section "trustee" includes personal representative of a deceased person, committee of the estate of an insane person, manager of the estate of an incapable  
30 person, the Master in Lunacy, the Master in Equity, attorney, mortgagee, director of a company and any other person acting in any fiduciary capacity.

14. (1) Notwithstanding the provisions of any other Interest.  
Act no interest shall be payable in respect of any com-  
35 pensation money owing to the owner of any lands referred to in sections six, seven and nine of this Act, except as provided in this section.

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*War Service Land Settlement and Closer Settlement Validation.*

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(2) The compensation money payable to the owner of any lands referred to in section six of this Act shall bear interest at the rate of four per centum per annum from the date on which the owner gives vacant possession of such lands to the Minister, to the date of payment  
5 of such compensation, or to a date twelve months after the commencement of this Act, whichever is the earlier:

Provided that the Minister may in any particular case allow interest at the rate aforesaid for such period, prior  
10 to the date on which vacant possession is given as aforesaid, as the Minister may determine.

(3) The compensation money payable to the owner of the land referred to in section seven of this Act shall bear interest at the rate of four and one-half  
15 per centum per annum for a period of twelve months from the twelfth day of December, one thousand nine hundred and forty-seven, or such longer period as the Minister may determine.

(4) The compensation money payable to the owners of the lands referred to in section nine of this Act shall bear interest at the rate of four centum per annum from the date of the vesting of such lands in His Majesty to the date of payment of such compensation, or  
20 to a date twelve months after such vesting, whichever is the earlier:

Provided that the Minister may in any particular case allow interest at the rate aforesaid for such period prior to the date of such vesting as the Minister may determine.

**15.** (1) The Closer Settlement Act, 1904, as amended  
30 by subsequent Acts, is amended by inserting at the end of section twenty-three the words "Provided that the Minister may in any particular case allow interest at the prescribed rate for such further period as the Minister may determine."  
Amendment of Act No. 37, 1904. Sec. 23. (Interest.)

35 (2) Subsection one of this section shall be deemed to have commenced upon the seventeenth day of January, one thousand nine hundred and forty-six.

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*War Service Land Settlement and Closer Settlement Validation.*

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**16.** (1) All reasonable costs incurred by reason of any vesting of land by operation of this Act shall, subject to taxation by the Prothonotary of the Supreme Court, be paid by the Crown save in the case of an appeal:

Payment  
of costs.  
Act No. 37,  
1904, s. 22.

5 Provided that the total amount of such costs shall not in any case exceed fifty pounds.

(2) Any amount purporting to have been paid as costs in respect of the resumption of any such land and which has been so paid before the commencement of this

10 Act shall operate as a satisfaction of any claim for costs arising under this Act.

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SCHEDULES.

*War Service Land Settlement and Closer Settlement Validation.*

## SCHEDULES.

## FIRST SCHEDULE.

Sec. 5 (1) (2).

## FIRST PART.

Name of Estate to which Notification relates.	Notifications referred to in subsection one of section five of this Act.		
	No. of Gazette.	Date of Gazette.	Pages of Gazette.
Bobundara ... ..	37	14th March, 1947	602-603
Tulla-Chowar ... ..	46	11th April, 1947	859-860
Beggan Beggan ... ..	48	18th April, 1947	910-911
Wunnamurra Homestead ... ..	50	24th April, 1947	969
Edgeroi ... ..	56	9th May, 1947	1111-1114
Wantabadgery Woolshed ... ..	62	23rd May, 1947	1219
Wantabadgery West ... ..	62	23rd May, 1947	1220-1221
Cadow ... ..	62	23rd May, 1947	1222-1223
Eubindal ... ..	66	30th May, 1947	1283
Yarrowitch ... ..	109	26th September, 1947...	2272-2273
Grimer Downs ... ..	137	28th November, 1947 ...	2783
Nangus ... ..	3	9th January, 1948	46
Coree Park ... ..	3	9th January, 1948	47
Maragle ... ..	8	23rd January, 1948	155
Ellerslie ... ..	29	19th March, 1948	649-650
Goba Creek ... ..	37	9th April, 1948	865
Table Top ... ..	45	30th April, 1948	995
King's Plains ... ..	45	30th April, 1948	996-997
Wallabadah ... ..	53	14th May, 1948	1182-1183
Kywong ... ..	53	14th May, 1948	1181
Boyd ... ..	56	21st May, 1948	1241
Burnima ... ..	61	4th June, 1948	1352-1353
Tintaldra ... ..	61	4th June, 1948	1351
Carrawobitty ... ..	70	25th June, 1948	1569
North Wakool ... ..	70	25th June, 1948	1568
Tooma ... ..	78	9th July, 1948	1695
Kenyu ... ..	80	16th July, 1948	1743
Tom's Park and Woomargama ... ..	91	6th August, 1948	1994
Tondeburine and Bedford Park ... ..	157	10th December, 1948 ...	3326-3327
Jemalong ... ..	161	17th December, 1948 ...	3405
Walhallow ... ..	86	27th May, 1949	1486-1487
Willigobung ... ..	86	27th May, 1949	1487
Piallaway ... ..	86	27th May, 1949	1488-1489
Toonga ... ..	109	24th June, 1949	1757
Goolhi ... ..	109	24th June, 1949	1758-1759
Ravenswood ... ..	124	8th July, 1949	1935
Berida ... ..	189	30th September, 1949...	2882
Bantry Grove ... ..	219	2nd December, 1949	3609

FIRST

*War Service Land Settlement and Closer Settlement Validation.*

## FIRST SCHEDULE—continued.

## SECOND PART.

Name of Estate to which Notification relates.	Notifications referred to in subsection two of section five of this Act.		
	No. of Gazette.	Date of Gazette.	Pages of Gazette.
Gragin ... ..	43	26th April, 1946 ...	1000-1001
Illawong ... ..	134	29th November, 1946 ...	2746
Oorandunbie ... ..	134	29th November, 1946 ...	2747-2748
Macansh Trust ... ..	134	29th November, 1946 ...	2748
Macansh Trust ... ..	134	29th November, 1946 ...	2749
Bouyeo ... ..	134	29th November, 1946 ...	2749-2750
Cunninyeuk ... ..	136	6th December, 1946 ...	2794
Quirindi ... ..	66	30th May, 1947 ...	1284-1285

*War Service Land Settlement and Closer Settlement Validation.*

## SECOND SCHEDULE.

Sec. 5 (3).

*Part Inverell Estate.*

Land District—Inverell; Shire—Macintyre.

## SCHEDULE "A."

County.	Parish.	Portion Number.	Area.	Title
			a. r. p.	Vol. Fol.
Arrawatta ...	Swamp Oak ...	210	21 0 20	C.G. 5028-105
Gough ...	Swanbrook ...	26	88 0 0	} C.T. 1865-44
		27	82 0 0	
		54	320 0 0	C.G. 995-11
		144	73 0 0	C.G. 995-17
		56	160 0 0	C.G. 995-12
		100	320 0 0	C.G. 995-140
		147	75 3 0	C.G. 995-142
		28	101 0 0	C.G. 54-54
		81	109 0 0	C.G. 1139-97
		82	84 0 0	C.G. 1157-12
		60	56 0 0	C.G. 999-111
		101	100 0 0	C.G. 999-113
		145	80 0 0	C.G. 999-114
	Campbell ...	78	100 2 0	C.G. 999-112
	Swanbrook ...	61	59 2 0	C.G. 1863-225
		73	51 0 0	C.G. 1863-226
		119	27 1 34	C.G. 350-19
	Campbell ...	7	162 0 0	C.T. 2094-104
		6	400 0 0	C.G. 18-89
		Pt. 5	93 3 6	C.T. 4670-170
		Pt. 4	6 2 0	} C.T. 4670-171
		Pt. 53	60 0 24	
		Pt. 54		
		Closed road.	5 1 14	C.G. 2126-2
	Swanbrook ...	Closed roads.	40 2 20	C.G. 5597-176
TOTAL ...			2,676 2 38	

SECOND

*War Service Land Settlement and Closer Settlement Validation.*

## SECOND SCHEDULE—continued.

## SCHEDULE "B."

County.	Parish.	Portion Number.	Area.			Title.					
			a.	r.	p.	Vol.	Fol.				
Arrawatta	Swamp Oak	Pt. 181	104	2	0						
		180	100	0	0						
		80	100	0	0						
		102	60	0	0						
		65	80	0	0						
		66	80	0	0						
		103	104	0	0						
		63	320	0	0						
		64									
		104									
		61	80	0	0						
		62	80	0	0						
		192	400	0	0						
		27	160	0	0						
		105									
		24	100	0	0						
		25	76	0	0						
		26	57	3	0						
		Closed roads.	12	2	6						
		Closed roads.	8	2	28						
		Gough	Swanbrook	201	101			2	0	Pt. C.T. 4390-235 Pt. C.T. 5425-246 Pt. C.T. 5425-248	
				106	44			0	0		
				146	200			0	0		
148	88			1	0						
149	111			1	0						
151	40			0	0						
152	34			2	30						
253	240			0	0						
252	80			0	0						
112	100			0	0						
111	80			0	0						
110	140			0	0						
59	40			0	0						
58	40			0	0						
62	48			0	0						
118	90			0	0						
124											
254	25			0	0						
	(ex. road).										
	102			40	0	0					
	72			27	0	20					

## War Service Land Settlement and Closer Settlement Validation.

## SECOND SCHEDULE—continued.

## SCHEDULE "B"—continued.

County.	Parish.	Portion Number.	Area.			Title.			
			a.	r.	p.	Vol.	Fol.		
Gough— <i>contd.</i>	Swanbrook— <i>contd.</i>	125	320	0	0				
		113	280	0	0				
		78	112	0	0				
		32	128	1	0				
		130	80	0	0				
		57	40	0	0				
		(ex. road).							
		114	40	0	0				
		70	117	0	0				
		67	70	0	0				
		68	76	0	0				
		69	87	1	0				
		153	42	2	34				
		49	63	0	0				
		48	81	0	0				
		25	256	0	0				
		(ex. road).							
		88	400	0	0				
		(ex. road).							
		Campbell	Pt. 29	425	0			0	
	Pt. 155								
	Pt. 156								
	512		70	2	0				
	157		80	0	0				
	76		80	0	0				
	77		70	0	0				
	158		78	2	0				
	(ex. road).								
	153		200	0	0				
	(ex. road).								
	62		49	0	0				
	81		70	0	0				
	Closed	0	3	16					
roads.									
Closed	4	1	17						
roads.									
Swanbrook	Closed	17	2	17					
	roads.								
	Closed	13	0	13					
roads.									

SECOND

## War Service Land Settlement and Closer Settlement Validation.

## SECOND SCHEDULE—continued.

## SCHEDULE "B"—continued.

County.	Parish.	Portion Number.	Area.	Title.
			a. r. p.	Vol. Fol.
Gough— <i>contd.</i> ...	Swanbrook— <i>contd.</i>	75	128 0 0	Pt.
		79	353 1 0	C.T. 5425-246
		255		Pt.
				C.T. 5425-248
				C.T. 5659-22
		128	50 0 0	
			(ex. road).	
		127	40 0 0	
			(ex. road).	
		133	80 0 0	C.T. 4776-86
		171	(ex. road).	C.T. 4776-87
		164	40 0 0	
		126	100 0 0	
		132	320 0 0	
			(ex. roads).	
		TOTAL ...	7,956 2 21	

## SCHEDULE "C."

Gough ...	Swanbrook ...	Closed road.	13 0 0	C.G. 2379-227
		159	215 2 0	C.G. 997-102
		174	100 0 0	C.G. 997-104
		172	92 2 0	C.G. 997-103
		142	200 0 0	C.G. 997-100
		63	200 0 0	C.G. 997-92
		71	120 0 0	C.G. 997-93
		135	200 0 0	C.G. 997-99
		6	79 3 11	
		7	(ex. road).	
		8	46 1 17	
		11	42 0 22	C.T. 3462-243
		12	40 0 16	
		Closed road.	8 1 10	
		5	75 2 5	
		14	(ex. road).	C.T. 2094-99
		13	41 3 35	
		122	50 0 0	C.G. 220-223
		138	14 2 32	C.G. 367-184
			(ex. road).	
		Pt. 136	36 0 0	C.T. 2682-49
		156	33 0 37	C.G. 606-151

SECOND

## War Service Land Settlement and Closer Settlement Validation.

## SECOND SCHEDULE—continued.

## SCHEDULE "C."—continued.

County.	Parish.	Portion Number.	Area.	Title.
			a. r. p.	Vol. Fol.
Gough—contd.	Swanbrook—contd.	141	50 0 0	C.G. 436-94
		158	40 0 0	C.G. 1653-121
		137	320 0 0	C.G. 1886-154
		84	100 0 0	C.G. 1886-153
		157	80 0 0	C.G. 1666-168
		Pt. 15	74 0 3	} C.T. 4584-202
		Pt. 92	48 2 1½	
		155	50 0 0	C.G. 499-43
		17	165 0 0	C.G. 114-139
		18	179 0 0	C.G. 54-45
			(ex. road).	
		19	180 0 0	C.G. 54-46
			(ex. road).	
		20	152 0 0	C.G. 54-47
			(ex. road).	
		21	162 0 0	C.G. 54-48
			(ex. road).	
		22	159 0 0	C.G. 54-49
			(ex. road).	
		23	138 0 0	C.G. 54-50
			(ex. road).	
		139	41 0 0	C.T. 1869-183
			(ex. road).	
		16	183 0 0	C.G. 117-118
		24	93 0 0	C.G. 136-179
		95	82 3 0	C.G. 4626-176
			(ex. road).	
		Closed roads.	8 0 30	C.G. 2338-79
			(ex. road).	
			3,914 2 19½	
Less areas excepted for Public Road (R6. 984-1603R) from portion 16, Parish Swanbrook, C.G. Vol. 117, fol. 118—2 acres 3 roods 4 perches; and from portion 17, parish Swanbrook, C.G. Vol. 114, fol. 139—2 acres 2 roods 10 perches			5 1 14	
		TOTAL ...	3,909 1 5½	

*War Service Land Settlement and Closer Settlement Validation.*SECOND SCHEDULE—*continued.*

## SCHEDULE "D."

County.	Parish.	Portion Number.	Area.	Title.
Gough ...	Campbell ...	59 Pt. 60 61 63 Pt. 64 Pt. 65 50 Pt. 115 227 Closed roads 16a. 1r. 182	a. r. p.          479 3 19 $\frac{1}{4}$ (ex. road.)      22 2 0	Vol. Fol.          Pt. C.T. 3281-130*      C.G. 4678-240
		TOTAL ...	502 1 19 $\frac{1}{4}$	

\* Comprises whole of C.T., Vol. 3,281, fol. 130, exclusive of area of 1 acre 0 roods 0 $\frac{1}{2}$  perches shewn by red tint on Plan Ms. 2,649 Ae., in the Department of Lands.

## THIRD SCHEDULE.

Sec. 5 (4).

Name of Estate to which Notification relates.	Notifications referred to in subsection four of section five of this Act.		
	No. of Gazette.	Date of Gazette.	Pages of Gazette.
Yarrowitch ...	5	16th January, 1948 ...	101
Tintaldra ...	147	19th November, 1948 ...	3130
Havilah ...	150	26th November, 1948 ...	3198
Inverell ...	153	3rd December, 1948 ...	3257
Belmore and Possum Plain ...	63	11th June, 1948 ...	1411
Merriginnie ...	219	2nd December, 1949 ...	3615

## FOURTH

*War Service Land Settlement and Closer Settlement Validation.*

## FOURTH SCHEDULE.

Sec. 6.

Name of Estate to which Notification relates.	Notifications referred to in subsection one of section six of this Act.		
	No. of Gazette.	Date of Gazette.	Pages of Gazette.
Burrumbuttock ... ..	152	12th August, 1949 ...	2335
Merriginnie ... ..	214	18th November, 1949 ...	3436
Geraki ... ..	214	18th November, 1949 ...	3436-3437

## FIFTH SCHEDULE.

Sec. 7.

Name of Estate to which Notification relates.	Notification referred to in subsection one of section seven of this Act.		
	No. of Gazette.	Date of Gazette.	Page of Gazette.
Murphy's ... ..	141	12th December, 1947 ...	2896

## SIXTH SCHEDULE.

Sec. 8.

Name of Estate to which Notification relates.	Notification referred to in subsection one of section eight of this Act.		
	No. of Gazette.	Date of Gazette.	Page of Gazette.
Blink Bonnie ... ..	163	26th August, 1949 ...	2540

## SEVENTH

## War Service Land Settlement and Closer Settlement Validation.

## SEVENTH SCHEDULE.

Sec. 9.

## FIRST PART.

## Panuara Estate.

Land District—Blayney. Shire—Lyndhurst.

Reputed owner—Goldsbrough Mort and Company Limited.

County.	Parish.	Portion No.	Area.	Title.	
Bathurst	... Carlton ...	9, 10, 15	a. r. p.	Vol.	Fol.
		11,12,17,18,19.	194 2 0	1999	22
		16	427 1 0	1997	238
		28	40 0 0	3798	25
		32	40 0 0	2149	204
		33	150 0 0	1575	26
		34	40 0 0	1575	27
		Pt. 35	160 0 0	1575	28
		Pt. 118	(a) 14 2 37	Pt. 4837	77
		37	80 0 0	1593	195
		38	52 1 0	1593	196
		39	204 1 0	1625	174
		40	50 0 0	1640	199
		41	353 2 0	1647	63
		42	22 0 0	1284	169
		52	120 0 0	1627	115
		58	40 0 0	1784	67
		60	40 0 0	1900	248
		66	40 0 0	1930	10
		67	40 0 0	1894	205
		68	40 0 0	1784	68
		69	125 2 0	1900	249
		71	98 2 0	1902	75
		106	77 1 0	1929	35
		120	39 0 0	1327	82
		121	646 0 17	2208	98
		122, 123, 125,	5,321 0 0	2208	99
		126, 127, 128,			
		129.			
		Closed roads	(b) 50 0 0	Pt. 5014	19
		(part of 110			
		acres 3			
		roads).	8,505 3 14		
		Less			
		...			
		TOTAL	(c) 0 1 12		
			8,505 2 2		

(a) The part shown on plan catalogued Ms. 2,946 Oe.

(b) The part shown on plan catalogued Ms. 2,947 Oe.R.

(c) Area resumed on 2nd August, 1893, for public road R. 4,514-1,603 from portion 122 (16 p.) and from portion 123 (16 p.); also area resumed on 6th August, 1902, for public road R. 6,995-1,603 from portion 42 (20 p.)—in all 1 rood 12 perches.

The plans referred to are those in the Department of Lands, Sydney.

*War Service Land Settlement and Closer Settlement Validation.*

## SECOND PART.

## SCHEDULE No. 1.

*Derangibal Estate.*

County—Gipps; Land District—Forbes; Shire—Jemalong.

Reputed Owner : Frederick Walter Morgan.

Parish.	Portion No.	Area.	Title.	
		a. r. p.	Vol.	Fol.
Warroo ... ..	77	640 0 0	Pt. 3799	15
	78	1,571 0 0	5222	204
	131	90 3 0	4626	188
	TOTAL...	2,301 3 0		

## SCHEDULE No. 2.

*Geeron Estate.*

County—Gipps; Land District—Forbes; Shires—Jemalong and Lachlan.

Reputed Owner : Estate Charles Henry Morgan, deceased.

Parish.	Portion No.	Area.	Title.	
		a. r. p.	Vol.	Fol.
Ina ... ..	35, 36, 23	772 3 0	3799	12
	26, 50, 57, 58	1,389 1 0	5246	186
	27	398 0 0	5246	39
	29	40 0 0	4868	222
Cadow ... ..	72, 89	640 0 0	3799	11
	Pt. 99	(a) 14 3 30	Pt. 3799	14
	Pt. 90	(b) 338 0 10	Pt. 5085	118
Ina ... ..	22	105 2 0	Tenure C.P. 27/35	
	TOTAL ...	3,698 2 0		

(a) and (b) : The part shown on plan catalogued Ms. 1696 Fs. in the Department of Lands, Sydney.

SCHEDULE

*War Service Land Settlement and Closer Settlement Validation.*

## SCHEDULE No. 3.

*Horseshoe Estate.*

County—Gipps; Land District—Forbes; Shire—Lachlan.

Reputed Owner: Charles Frederick Eric Morgan.

Parish.	Portion No.	Area.	Title.	
		a. r. p.	Vol.	Fol.
Ina ...	1, 2, 59			
Cadow ...	35, 36, Pt. 37,			
	38, 39, 40,			
	41, 42, Pt.	3,382 1 17	4152	89
	43, 44, Pt.			
	45, Pt. 46,			
	47, 48, 49.			

## THIRD PART.

*Maryvale Estate.*

County—King; Land Districts—Gunning and Boorowa; Shires—Gunning and Boorowa.

Reputed Owner—Clarence Raymond Smith.

Parish.	Portion No.	Area.	Title or Tenure.	Land District.
		a. r. p.		
Rabnor ...	84, 132	138 0 0	C.P. 23/17	Gunning.
	40	100 0 0	C.P. 30/16	"
	27	930 0 0	C.P. 30/17	"
	87	360 0 0	C.P. 30/18	"
	25	175 2 0	C.P. 31/7	"
Rugby ...	182	758 0 0	C.P. 28/19	Boorowa.
	199	234 2 32	C.P. 30/13	"
	247	992 0 0	C.L. 09/20	"
			Vol. Fol.	
Rabnor ...	21	40 0 0	2128 169	.....
	23	40 0 0	1409 99	.....
	24	50 0 0	2040 223	.....
	38	40 0 0	3092 135	.....
	26	310 0 0	2128 170	.....

THIRD

*War Service Land Settlement and Closer Settlement Validation.*

## THIRD PART—continued.

Parish.	Portion No.	Area.	Title or Tenure.	Land District.
		a. r. p.	Vol. Fol.	
Rabnor ... ..	39	40 0 0	3099 229	.....
	86	120 0 0	3099 230	.....
	50	40 0 0	3092 136	.....
	77	60 0 0	3210 117	.....
	22	40 0 0	5624 40	.....
Rugby ... ..	27	40 0 0	5624 39	.....
	20	40 0 0	3059 170	.....
	91	50 0 0	3320 64	.....
	120	40 0 0	3088 78	.....
	121	40 0 0	3088 79	.....
	122	159 0 0	4611 245	.....
	171	80 0 0	3311 20	.....
	181	40 0 0	5464 163	.....
	192	80 0 0	3210 118	.....
	206	80 0 0	5080 172	.....
	240	100 0 0	4733 2	.....
	241	298 0 0	5007 132	.....
	270	411 3 0	5455 114	.....
	46	40 0 0	3119 219	.....
	180	40 0 0	3370 64	.....
	172	60 3 16	5514 224	.....
	160	146 2 0	3112 96	.....
Rabnor ... ..	1	30 0 0	Old System.	.....
Rugby ... ..	7	40 0 0	Old System.	.....
	8	57 0 0	Old System.	.....
	9	53 0 0	Old System.	.....
Rugby and Rabnor ...	Closed roads.	(a) 15 1 0	Crown land contracted to be granted.	
		6,409 2 8		
	Less ...	(b) 22 3 12		
	TOTAL ...	6,386 2 36		

(a) The closed roads comprise—Part of reserved road within portion 160, Parish Rugby, north-east of public road R. 23101-1603; part of reserved road within portion 171, Parish Rugby, south of public road R. 23101-1603; part of boundary road south of portion 86, Parish Rabnor, west of public road R. 23101-1603; boundary roads Parish of Rabnor west of portion 26, and south of portion 22, and reserved road within portion 26 west of public road R. 23101-1603—in all 15 acres 1 rood 0 perches—as shown on plan R. 23101-1603-R in the Department of Lands, Sydney.

(b) Area resumed on 29th September, 1944 for public road R. 23101-1,603 from portions 23 (20 perches) 26 (8 acres 0 roods 16 perches) and 86 (2 roods 16 perches), Parish Rabnor, and from portions 122 (7 acres 2 roods 16 perches) 160 (3 acres 3 roods 8 perches), 171 (1 acre), 192 (3 roods 24 perches) and 240 (3 roods 32 perches), Parish Rugby—in all 22 acres 3 roods 12 perches.

No. , 1950.

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## A BILL

To validate certain resumptions for war service land settlement and certain other matters; to vest certain lands in His Majesty for the purposes of the Closer Settlement Acts; to amend the War Service Land Settlement Act, 1941, the Closer Settlement (Amendment) Act, 1907, and certain other Acts in certain respects; and for purposes connected therewith.

[Mr. SHEAHAN;—13 *April*, 1950.]

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*War Service Land Settlement and Closer Settlement Validation.*

**B**E it enacted by the King's Most Excellent Majesty,  
by and with the advice and consent of the Legis-  
lative Council and Legislative Assembly of New South  
Wales in Parliament assembled, and by the authority of  
5 the same, as follows :—

**1.** (1) This Act may be cited as the “War Service Land Settlement and Closer Settlement Validation Act, 1950.” Short title and construction.

(2) This Act shall be read and construed with the  
10 War Service Land Settlement Act, 1941, the Closer Settlement Acts and the Crown Lands Consolidation Act, 1913, and any Act amending any such Act.

**2.** (1) The War Service Land Settlement Agreement Act, 1945, is hereby repealed. Repeal of Act No. 6, 1946.

15 (2) Subsection one of this section shall be deemed to have commenced upon the seventh day of January, one thousand nine hundred and forty-six.

**3.** (1) The War Service Land Settlement Act, 1941, as amended by subsequent Acts, is amended— Amendment of Act No. 43, 1941.

20 (a) by omitting from the definition of “Other eligible person” in subsection one of section two the words “Commonwealth with the concurrence of the State determines shall be deemed eligible to participate in land settlement under the scheme  
25 contained in the Agreement between the Commonwealth and the State approved and ratified by the War Service Land Settlement Agreement Act, 1945”, and by inserting in lieu thereof the words “Minister determines shall be eligible to participate in war service land settlement under  
30 this Act, the Crown Lands Consolidation Act, 1913, the Closer Settlement Acts or the Western Lands Act of 1901, or any of those Acts as amended by subsequent Acts”;

(b)

Sec. 2.  
(Definitions.)

*War Service Land Settlement and Closer Settlement Validation.*

- 5 (b) (i) by omitting from subsection seven of section 8c the words "in respect of which the Commonwealth has agreed to accept responsibility as expressed in the Agreement approved and ratified by the War Service Land Settlement Agreement Act, 1945";
- (ii) by omitting paragraphs (a) and (b) of the same subsection;
- 10 (iii) by omitting from paragraph (c) the words "Minister of State of the Commonwealth for the time being charged with the administration of Part VII of the Re-establishment and Employment Act 1945 of the Commonwealth" and by inserting in lieu thereof the word "Minister";
- 15 (c) by omitting from subsection three of section 8d the words "Minister of State of the Commonwealth for the time being charged with the administration of Part VII of the Re-establishment and Employment Act 1945 of the Commonwealth" and by inserting in lieu thereof the word "Minister".
- 20 (2) The Closer Settlement Amendment (Conversion) Act, 1943, as amended by subsequent Acts, is amended by omitting from section 9u the words "Minister of State of the Commonwealth for the time being charged with the administration of Part VII of the Re-establishment and Employment Act 1945 of the Commonwealth" and by inserting in lieu thereof the word "Minister".
- 30 (3) The Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, is amended—
- 35 (a) (i) by omitting from the proviso to paragraph (a) of subsection four of section four the words "the scheme contained in the Agreement approved and ratified by the War Service

Sec. 8c.  
(Advances and other assistance to settlers under this Act.)

Sec. 8d.  
(Assistance period.)

Amendment of Act No. 38, 1943.  
Sec. 9u.  
(Waiver of certain payments.)

Amendment of Act No. 12, 1907.

Sec. 4.  
(Power to purchase or resume land.)

*War Service Land Settlement and Closer Settlement Validation.*

- 5 Service Land Settlement Agreement Act, 1945” and by inserting in lieu thereof the words “section three of the War Service Land Settlement Act, 1941, as amended by subsequent Acts”;
- 10 (ii) by omitting from the proviso to paragraph (b) of the same subsection the words “the scheme contained in the Agreement approved and ratified by the War Service Land Settlement Agreement Act, 1945” and by inserting in lieu thereof the words “section three of the War Service Land Settlement Act, 1941, as amended by subsequent Acts”;
- 15 (b) by omitting from paragraph (f) of subsection seven of section five the words “the scheme contained in the Agreement approved and ratified by the War Service Land Settlement Agreement Act, 1945” and by inserting in lieu thereof the words “section three of the War Service Land Settlement Act, 1941, as amended by subsequent Acts”.
- 20
- 25 (4) The Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, is amended—
- (a) by omitting from section 147N the words “Minister of State of the Commonwealth for the time being charged with the administration of Part VII of the Re-establishment and Employment Act 1945 of the Commonwealth” and by inserting in lieu thereof the word “Minister”;
- 30
- (b) by omitting from subsection three of section one hundred and ninety-seven the words “the scheme contained in the Agreement approved and ratified by the War Service Land Settlement Agreement Act, 1945” and by inserting in lieu thereof the words “section three of the War Service Land Settlement Act, 1941, as amended by subsequent Acts”.
- 35

Sec. 5.  
(Lands within fifteen miles of proposed railway and lands to which added value accrues by reason of public works.)

Amendment of Act No. 7, 1913.

Sec. 147N.  
(Waiver of certain payments.)

Sec. 197.  
(Exchanges and purchases for public purposes.)

*War Service Land Settlement and Closer Settlement Validation.*

(5) (a) Paragraph (a), subparagraphs (i) and (ii) of paragraph (b) of subsection one of this section, subsection three of this section and paragraph (b) of subsection four of this section shall be deemed to have commenced upon the seventeenth day of January, one thousand nine hundred and forty-six.

(b) Subparagraph (iii) of paragraph (b) and paragraph (c) of subsection one of this section, and subsection two of this section shall be deemed to have commenced upon the seventeenth day of November, one thousand nine hundred and forty-seven.

(c) Paragraph (a) of subsection four of this section shall be deemed to have commenced upon the twenty-first day of May, one thousand nine hundred and forty-eight.

4. Any notification referred to in sections five, six, seven and eight of this Act containing any recital to the effect that in accordance with the War Service Land Settlement Agreement Act, 1945, or the Agreement ratified by the said Act, the Commonwealth has approved of the acquisition of the land to which such notification relates and of the subdivision thereof for the settlement of discharged members of the Forces and other eligible persons or eligible persons shall have the like force and effect as if such recital had not been contained therein.

Certain  
recitals  
omitted  
from noti-  
fications.

This section shall be deemed to have applied to any such notification as from the date of publication thereof in the Gazette.

5. (1) The notifications published in the Gazettes specified in the First Part of the First Schedule to this Act purporting to resume the lands respectively described in the Schedules to such notifications under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall be deemed as from the respective dates of publication of such notifications in the Gazette to have been effective to vest such lands in His Majesty for the purposes of the Closer Settlement Acts, and to the intent that such lands may be dealt with thereunder.

Validation  
of certain  
resumptions  
(First,  
Second and  
Third  
Schedules)  
and certain  
other  
matters.

(2)

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*War Service Land Settlement and Closer Settlement Validation.*

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(2) The notifications published in the Gazettes specified in the Second Part of the First Schedule to this Act purporting to resume the private lands respectively comprised within the areas set forth in the Schedules  
5 to such notifications under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall be deemed as from the respective dates of publication of such notifications in the Gazette to have been effective to vest such lands in His Majesty for the  
10 purposes of the Closer Settlement Acts, and to the intent that such lands may be dealt with thereunder.

(3) The lands described in the Second Schedule to this Act shall be deemed to have vested in His Majesty for the purposes of the Closer Settlement Acts on the  
15 ninth day of April, one thousand nine hundred and forty-eight, and to the intent that such lands may be dealt with thereunder.

(4) The notifications published in the Gazettes specified in the Third Schedule to this Act purporting to  
20 resume the lands respectively described in such notifications under section one hundred and ninety-seven of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, shall be deemed as from the respective dates of publication of such notifications in the Gazette  
25 to have been effective to vest such lands in His Majesty under the said section.

(5) The compensation in respect of any lands referred to in subsection one, two, three or four of this section shall not exceed the value of such lands as assessed  
30 by an advisory board prior to the date as from which such lands have been vested in His Majesty.

Any amount purporting to have been paid as compensation in respect of the resumption of any such lands and which has been so paid prior to the commencement of this  
35 Act shall to the extent thereof operate as a satisfaction of any claim for compensation in respect of such lands arising out of the operation of this Act.

*War Service Land Settlement and Closer Settlement Validation.*

6. (1) The notifications published in the Gazettes specified in the Fourth Schedule to this Act purporting to resume the lands respectively described in the Schedules to such notifications under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall be deemed as from the respective dates of publication of such notifications in the Gazette to have been effective to vest such lands in His Majesty for the purposes of the Closer Settlement Acts, and to the intent that such lands may be dealt with thereunder.

Validation  
of certain  
further  
resumptions  
(Fourth  
Schedule)  
and  
provision  
for  
compensation.

(2) The compensation to be paid in respect of any lands referred to in subsection one of this section shall not exceed the value of such lands as assessed by an advisory board prior to the date as from which such lands have been vested in His Majesty, such value having been so assessed at an amount not exceeding by more than fifteen per centum the value which would have been so assessed in respect of an identical resumption as at the tenth day of February, one thousand nine hundred and forty-two, excepting the value of any improvements effected on such lands since that date.

7. (1) The notification published in the Gazette specified in the Fifth Schedule to this Act purporting to resume the land described in the Schedule to such notification under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall be deemed as from the date of publication of such notification in the Gazette to have been effective to vest such land in His Majesty for the purposes of the Closer Settlement Acts, and to the intent that such land may be dealt with thereunder.

Validation  
of a certain  
further  
resumption  
(Fifth  
Schedule)  
and  
provision  
for  
compensation.

(2) The compensation to be paid in respect of the land referred to in subsection one of this section shall not exceed the value of such land as assessed by an advisory board prior to the date as from which such land has been vested in His Majesty, such value having been so assessed at an amount not exceeding the value which would have been so assessed in respect of an identical resumption

*War Service Land Settlement and Closer Settlement Validation.*

resumption as at the tenth day of February, one thousand nine hundred and forty-two, excepting the value of any improvements effected on such land since that date.

8. (1) The notification published in the Gazette  
 5 specified in the Sixth Schedule to this Act purporting to  
 resume the land described in the Schedule to such  
 notification under the Closer Settlement (Amendment)  
 Act, 1907, as amended by subsequent Acts, shall be deemed  
 as from the date of publication of such notification in the  
 10 Gazette to have been effective to vest such land in His  
 Majesty for the purposes of the Closer Settlement Acts,  
 and to the intent that such land may be dealt with  
 thereunder.

Validation  
 of a  
 certain  
 further  
 resumption  
 (Sixth  
 Schedule)  
 and  
 provision  
 for  
 compen-  
 sation.

(2) The compensation to be paid in respect of the  
 15 land referred to in subsection one of this section shall  
 not exceed the value as assessed by an advisory board  
 or as determined by the Land and Valuation Court on  
 appeal: Provided that the value of the land so assessed  
 or determined shall not exceed the value which would have  
 20 been so assessed or determined in respect of an identical  
 resumption as at the tenth day of February, one thousand  
 nine hundred and forty-two, excepting the value of any  
 improvements effected on such land since that date.

(3) The provisions of sections nine, ten, 10A and  
 25 eleven of the Closer Settlement (Amendment) Act, 1907,  
 as amended by subsequent Acts, shall apply and be  
 deemed always to have applied to and in respect of  
 the vesting pursuant to this Act of the land referred to  
 in subsection one of this section. For the purposes of  
 30 such application such vesting shall be deemed to be a  
 resumption under the said Act, as so amended.

(4) The appeal by Hugh Edward Bullivant  
 numbered 2413 in the Land and Valuation Court of New  
 South Wales pending immediately before the commence-  
 35 ment of this Act against the assessment by an advisory  
 board of the value of the land referred to in subsection  
 one of this section may be heard and determined by that  
 Court as if that appeal had been instituted under the  
 authority

*War Service Land Settlement and Closer Settlement Validation.*

authority of subsection three of this section, and the provisions of subsection two of this section shall apply to and in respect of that appeal.

- (5) If such appeal is proceeded with and if the Minister elects under section 10A of the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, to pay compensation, the compensation money shall bear interest at the rate of four per centum per annum from the date of such election to the date of payment of such compensation or to a date twelve months after such election whichever is the earlier.

9. (1) The lands described in the Seventh Schedule to this Act are hereby vested in His Majesty for the purposes of the Closer Settlement Acts, and may be dealt with thereunder.

Vesting of certain lands (Seventh Schedule) and provision for compensation.

- (2) Subject to proof of title the compensation to be paid in respect of any lands referred to in subsection one of this section shall not exceed the value of such lands as assessed by an advisory board prior to the commencement of this Act, such value having been so assessed at an amount not exceeding by more than fifteen per centum the value which would have been so assessed in respect of an identical resumption as at the tenth day of February, one thousand nine hundred and forty-two, excepting the value of any improvements effected on such lands since that date.

- (3) In respect of the lands referred to in subsection one of this section the Minister shall be deemed before the vesting of such lands in His Majesty always to have had power to take a lease of the whole or any part of such lands from the owners thereof at a rental not exceeding four per centum per annum of the value of such lands as assessed by an advisory board. Any such lease shall expire upon such vesting.

Power of Minister to take lease of certain land.

10. (1) Any action taken or purporting to have been taken, in the case of any lands described in, or in the Schedules to, any notification referred to in section five,

Validation of certain matters.

six

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*War Service Land Settlement and Closer Settlement Validation.*

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six or seven of this Act, after the publication of such notification in the Gazette, or in the case of lands referred to in subsection three of section five of this Act, after the eighth day of April, one thousand nine hundred and forty-

5 eight, by or under the Closer Settlement Acts, the War Service Land Settlement Act, 1941, as amended by subsequent Acts, the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, the Irrigation Act, 1912, as amended by subsequent Acts, and any other Act, in

10 respect of such lands, including the expenditure of moneys in meeting claims for compensation and matters incidental thereto or in acquiring, developing, effecting improvements on, constructing roads of access to, or otherwise preparing for settlement such lands; the setting

15 apart of such lands as a closer settlement lease area; the constitution of any such lands as an irrigation area; the notification of farms available for disposal; the reservation of any part of such lands for public purposes or from sale or lease; the allowance of applications for closer

20 settlement leases, the granting of applications for irrigation farm leases, or the granting of any other tenures of such lands; the transfer or forfeiture or surrender of any such closer settlement leases, irrigation farm leases or other tenures; the making of advances to the holders

25 of such closer settlement leases or irrigation farm leases or other tenures; the taking of securities for any such advances; and any action whatsoever arising out of the matters aforesaid and taken or purporting to have been taken by or under such Acts shall have the like force and

30 effect as if such lands had vested in His Majesty for the purposes of the Closer Settlement Acts or under section one hundred and ninety-seven of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, as the case may be, as from the date of publication of such

35 notification in the Gazette or in the case of lands referred to in subsection three of section five of this Act as from the eighth day of April, one thousand nine hundred and forty-eight.

(2) All moneys appropriated by the General Loan

40 Account Appropriation Act, 1946, the General Loan Account Appropriation Act (No. 2), 1946, the General Loan

*War Service Land Settlement and Closer Settlement Validation.*

Loan Account Appropriation Act, 1947, the General Loan Account Appropriation Act, 1948, and the General Loan Account Appropriation Act, 1949, for the purpose of the acquisition, development and improvement of land for  
 5 settlement or for advances to settlers which have, before the commencement of this Act, been applied in meeting claims for compensation and matters incidental thereto, or in acquiring, developing, effecting improvements on, constructing roads of access to or otherwise preparing  
 10 for settlement the lands referred to in subsection one of this section, and in the making of advances to the holders of closer settlement leases and irrigation farm leases and other tenures for the purpose of providing working capital and paying for and effecting improvements and  
 15 acquiring stock, plant and equipment, shall be deemed to have been validly applied.

(3) Any moneys so appropriated which have not been so applied before the commencement of this Act, and which after such commencement remain available  
 20 may be applied in meeting claims for compensation and matters incidental thereto, or in acquiring, developing, effecting improvements on, constructing roads of access to or otherwise preparing for settlement the lands referred to in this Act and in the making of advances  
 25 to the holders of closer settlement leases and irrigation farm leases and other tenures for the purpose of providing working capital and paying for and effecting improvements and acquiring stock plant and equipment.

11. The compensation to be paid in respect of the  
 30 resumption under the Public Works Act, 1912, as amended by subsequent Acts, and the Murrumbidgee Irrigation Area Resumption Act, 1910, as so amended, effected by notification published in Gazette Number Five of the  
 35 and forty-nine, at pages seventy and seventy-one, shall not exceed the value as assessed in the valuation made by an advisory board in accordance with the provisions of subsection two of section six of the Murrumbidgee

Limitation  
of  
compensa-  
tion in  
respect of a  
certain  
resumption.

Irrigation

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*War Service Land Settlement and Closer Settlement Validation.*

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Irrigation Act, 1910, and section two of the Murrumbidgee Irrigation Area Resumption Act, 1910, or any Act amending such Acts, or as determined by the Land and Valuation Court on appeal: Provided that the value  
5 of the land so assessed or determined shall not exceed the value which would have been so assessed or determined in respect of an identical resumption as at the tenth day of February, one thousand nine hundred and forty-two, excepting the value of any improvements effected on such  
10 land since that date.

**12.** (1) If the owner or occupier of any lands referred to in sections six, seven, eight and nine of this Act, or any other person refuses to give up possession of the said lands, or hinders the Minister or any person acting  
15 on behalf of the Minister from entering upon or taking possession of the said lands for and on behalf of the Crown, the Minister may issue a warrant to the sheriff to deliver possession of the same to the person appointed in such warrant to receive the same.

Refusal to  
deliver up  
lands.

20 (2) Upon receipt of such warrant, the sheriff shall deliver possession of the said lands accordingly, and the costs accruing by reason of the issuing and execution of such warrant, to be settled by the sheriff, shall be paid by the person refusing to give possession,  
25 and the amount of such costs shall be payable to the Minister by and be recoverable from such person.

**13.** A trustee shall not be deemed to be or to have been guilty of any breach of trust or breach of duty by  
reason only of the fact that—

Trustees'  
protection.

30 (a) he agrees or has, before the commencement of this Act, agreed not to claim compensation in respect of land resumed from him under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, or section one  
35 hundred and ninety-seven of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, for the purposes of section three of  
the

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*War Service Land Settlement and Closer Settlement Validation.*

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the War Service Land Settlement Act, 1941, as amended by subsequent Acts, in excess of the value of such land as assessed by an advisory board;

5 (b) he agrees or has, before the commencement of this Act, agreed to accept as the purchase price for any land purchased from him under the Closer Settlement (Amendment) Act, 1907, as  
10 amended by subsequent Acts, an amount not in excess of the value of such land as assessed by an advisory board;

(c) he consents or has, before the commencement of this Act, consented to an application under Part IVA of the Closer Settlement Amendment  
15 (Conversion) Act, 1943, as amended by subsequent Acts, or Division 3 of Part VI of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, to acquire lands from him at a price not in excess of the valuation made by an  
20 advisory board in accordance with section 9B of the Closer Settlement Amendment (Conversion) Act, 1943, as amended by subsequent Acts, or by the Water Conservation and Irrigation Commission in accordance with section 147E of  
25 the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, as the case may be.

In this section "trustee" includes personal representative of a deceased person, committee of the estate of an insane person, manager of the estate of an incapable  
30 person, the Master in Lunacy, the Master in Equity, attorney, mortgagee, director of a company and any other person acting in any fiduciary capacity.

**14.** (1) Notwithstanding the provisions of any other Interest.  
Act no interest shall be payable in respect of any com-  
35 pensation money owing to the owner of any lands referred to in sections six, seven and nine of this Act, except as provided in this section.

(2)

*War Service Land Settlement and Closer Settlement Validation.*

(2) The compensation money payable to the owner of any lands referred to in section six of this Act shall bear interest at the rate of four per centum per annum from the date on which the owner gives vacant possession of such lands to the Minister, to the date of payment of such compensation, or to a date twelve months after the commencement of this Act, whichever is the earlier:

Provided that the Minister may in any particular case allow interest at the rate aforesaid for such period, prior to the date on which vacant possession is given as aforesaid, as the Minister may determine.

(3) The compensation money payable to the owner of the land referred to in section seven of this Act shall bear interest at the rate of four and one-half per centum per annum for a period of twelve months from the twelfth day of December, one thousand nine hundred and forty-seven, or such longer period as the Minister may determine.

(4) The compensation payable to the owners of the lands referred to in section nine of this Act shall bear interest at the rate of four per centum per annum from the date of the vesting of such lands in His Majesty to the date of payment of such compensation, or to a date twelve months after such vesting, whichever is the earlier:

Provided that the Minister may in any particular case allow interest at the rate aforesaid for such period prior to the date of such vesting as the Minister may determine.

**15.** (1) The Closer Settlement Act, 1904, as amended by subsequent Acts, is amended by inserting at the end of section twenty-three the words "Provided that the Minister may in any particular case allow interest at the prescribed rate for such further period as the Minister may determine."

Amendment  
of Act No.  
37, 1904.  
Sec. 23.  
(Interest.)

(2) Subsection one of this section shall be deemed to have commenced upon the seventeenth day of January, one thousand nine hundred and forty-six.

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*War Service Land Settlement and Closer Settlement Validation.*

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**16.** (1) All reasonable costs incurred by reason of any vesting of land by operation of this Act shall, subject to taxation by the Prothonotary of the Supreme Court, be paid by the Crown save in the case of an appeal:

Payment  
of costs.  
Act No. 37,  
1904, s. 22.

**5** Provided that the total amount of such costs shall not in any case exceed fifty pounds.

(2) Any amount purporting to have been paid as costs in respect of the resumption of any such land and which has been so paid before the commencement of this

**10** Act shall operate as a satisfaction of any claim for costs arising under this Act.

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SCHEDULES.

*War Service Land Settlement and Closer Settlement Validation.*

## SCHEDULES.

## FIRST SCHEDULE.

Sec. 5 (1) (2).

## FIRST PART.

Name of Estate to which Notification relates.	Notifications referred to in subsection one of section five of this Act.		
	No. of Gazette.	Date of Gazette.	Pages of Gazette.
Bobundara ... ..	37	14th March, 1947 ...	602-603
Tulla-Chowar ... ..	46	11th April, 1947 ...	859-860
Beggan Beggan ... ..	48	18th April, 1947 ...	910-911
Wunnamurra Homestead ...	50	24th April, 1947 ...	969
Edgeroi ... ..	56	9th May, 1947 ...	1111-1114
Wantabadgery Woolshed ...	62	23rd May, 1947 ...	1219
Wantabadgery West ... ..	62	23rd May, 1947 ...	1220-1221
Cadow ... ..	62	23rd May, 1947 ...	1222-1223
Eubindal ... ..	66	30th May, 1947 ...	1283
Yarrowitch ... ..	109	26th September, 1947...	2272-2273
Grimer Downs ... ..	137	28th November, 1947 ...	2783
Nangus ... ..	3	9th January, 1948 ...	46
Coree Park ... ..	3	9th January, 1948 ...	47
Maragle ... ..	8	23rd January, 1948 ...	155
Ellerslie ... ..	29	19th March, 1948 ...	649-650
Goba Creek ... ..	37	9th April, 1948 ...	865
Table Top ... ..	45	30th April, 1948 ...	995
King's Plains ... ..	45	30th April, 1948 ...	996-997
Wallabadah ... ..	53	14th May, 1948 ...	1182-1183
Kywong ... ..	53	14th May, 1948 ...	1181
Boyd ... ..	56	21st May, 1948 ...	1241
Burnima ... ..	61	4th June, 1948 ...	1352-1353
Tintaldra ... ..	61	4th June, 1948 ...	1351
Carrawobitty ... ..	70	25th June, 1948 ...	1569
North Wakool ... ..	70	25th June, 1948 ...	1568
Tooma ... ..	78	9th July, 1948 ...	1695
Kenyu ... ..	80	16th July, 1948 ...	1743
Tom's Park and Woomargama ...	91	6th August, 1948 ...	1994
Tondeburine and Bedford Park ...	157	10th December, 1948 ...	3326-3327
Jemalong ... ..	161	17th December, 1948 ...	3405
Walhallow ... ..	86	27th May, 1949 ...	1486-1487
Willigobung ... ..	86	27th May, 1949 ...	1487
Piallaway ... ..	86	27th May, 1949 ...	1488-1489
Toonga ... ..	109	24th June, 1949 ...	1757
Goolhi ... ..	109	24th June, 1949 ...	1758-1759
Ravenswood ... ..	124	8th July, 1949 ...	1935
Berida ... ..	189	30th September, 1949...	2882
Bantry Grove ... ..	219	2nd December, 1949 ...	3609

FIRST

*War Service Land Settlement and Closer Settlement Validation.*

## FIRST SCHEDULE—continued.

## SECOND PART.

Name of Estate to which Notification relates.	Notifications referred to in subsection two of section five of this Act.		
	No. of Gazette.	Date of Gazette.	Pages of Gazette.
Gragin ... ..	43	26th April, 1946	1000-1001
Illawong ... ..	134	29th November, 1946	2746
Oorandunbie ... ..	134	29th November, 1946	2747-2748
Macansh Trust ... ..	134	29th November, 1946	2748
Macansh Trust ... ..	134	29th November, 1946	2749
Bouyeo ... ..	134	29th November, 1946	2749-2750
Cunninyeuk ... ..	136	6th December, 1946	2794
Quirindi ... ..	66	30th May, 1947	1284-1285

*War Service Land Settlement and Closer Settlement Validation.*

## SECOND SCHEDULE.

Sec. 5 (3).

*Part Inverell Estate.*

Land District—Inverell; Shire—Macintyre.

## SCHEDULE "A."

County.	Parish.	Portion Number.	Area.	Title.
			a. r. p.	Vol. Fol.
Arrawatta	Swamp Oak	210	21 0 20	C.G. 5028-105
Gough	Swanbrook	26	88 0 0	} C.T. 1865-44
		27	82 0 0	
		54	320 0 0	C.G. 995-11
		144	73 0 0	C.G. 995-17
		56	160 0 0	C.G. 995-12
		100	320 0 0	C.G. 995-140
		147	75 3 0	C.G. 995-142
		28	101 0 0	C.G. 54-54
		81	109 0 0	C.G. 1139-97
		82	84 0 0	C.G. 1157-12
		60	56 0 0	C.G. 999-111
		101	100 0 0	C.G. 999-113
		145	80 0 0	C.G. 999-114
	Campbell	78	100 2 0	C.G. 999-112
	Swanbrook	61	59 2 0	C.G. 1863-225
		73	51 0 0	C.G. 1863-226
		119	27 1 34	C.G. 350-19
	Campbell	7	162 0 0	C.T. 2094-104
		6	400 0 0	C.G. 18-89
		Pt. 5	93 3 6	C.T. 4670-170
		Pt. 4	6 2 0	} C.T. 4670-171
		Pt. 53	60 0 24	
		Pt. 54		
		Closed road.	5 1 14	C.G. 2126-2
	Swanbrook	Closed roads.	40 2 20	C.G. 5597-176
TOTAL			2,676 2 38	

*War Service Land Settlement and Closer Settlement Validation.*

## SECOND SCHEDULE—continued.

## SCHEDULE "B."

County.	Parish.	Portion Number.	Area.			Title.	
			a.	r.	p.	Vol.	Fol.
Arrawatta	Swamp Oak	Pt. 181	104	2	0		
		180	100	0	0		
		80	100	0	0		
		102	60	0	0		
		65	80	0	0		
		66	80	0	0		
		103	104	0	0		
		63	320	0	0		
		64					
		104					
		61	80	0	0		
		62	80	0	0		
		192	400	0	0		
		27	160	0	0		
		105					
		24	100	0	0		
		25	76	0	0		
		26	57	3	0		
		Closed roads.	12	2	6		
		Closed roads.	8	2	28		
Gough	Swanbrook	201	101	2	0	Pt. C.T. 5425-246	
		106	44	0	0	Pt. C.T. 5425-248	
		146	200	0	0		
		148	88	1	0		
		149	111	1	0		
		151	40	0	0		
		152	34	2	30		
		253	240	0	0		
		252	80	0	0		
		112	100	0	0		
		111	80	0	0		
		110	140	0	0		
		59	40	0	0		
		58	40	0	0		
		62	48	0	0		
		118	90	0	0		
		124					
		254	25	0	0		
		(ex. road).					
	102	40	0	0			
	72	27	0	20			

SECOND

## War Service Land Settlement and Closer Settlement Validation.

## SECOND SCHEDULE—continued.

## SCHEDULE "B"—continued.

County.	Parish.	Portion Number.	Area.			Title.	
Gough— <i>contd.</i> ...	Swanbrook— <i>contd.</i>	125	a.	r.	p.	} Vol.	Fol.
		113	320	0	0		
		78	280	0	0		
		32	112	0	0		
		130	128	1	0		
		57	80	0	0		
			40	0	0		
			(ex. road).				
		114	40	0	0		
		70	117	0	0		
		67	70	0	0		
		68	76	0	0		
		69	87	1	0		
		153	42	2	34		
		49	63	0	0		
	48	81	0	0			
	25	256	0	0			
		(ex. road).					
	88	400	0	0			
		(ex. road).					
	Campbell ...	Pt. 29	} 425	0	0	} (Contd.)	Pt. C.T. 4390-235 Pt. C.T. 5425-246 Pt. C.T. 5425-248
		Pt. 155					
		Pt. 156					
		512	70	2	0		
		157	80	0	0		
		76	80	0	0		
		77	70	0	0		
		158	78	2	0		
			(ex. road).				
		153	200	0	0		
			(ex. road).				
		62	49	0	0		
		81	70	0	0		
		Closed roads.	0	3	16		
		Swanbrook ...	Closed roads.	4	1		
	Closed roads.		17	2	17		
Closed roads.	13		0	13			

## War Service Land Settlement and Closer Settlement Validation.

## SECOND SCHEDULE—continued.

## SCHEDULE "B"—continued.

County.	Parish.	Portion Number.	Area.	Title.
			a. r. p.	Vol. Fol.
Gough— <i>contd.</i> ...	Swanbrook— <i>contd.</i>	75	128 0 0	Pt. C.T. 5425-246 Pt. C.T. 5425-248 C.T. 5659-22
		79	353 1 0	
		255		
		128	50 0 0	
			(ex. road).	
		127	40 0 0	
			(ex. road).	
		133	80 0 0	
		171	(ex. road).	
		164	40 0 0	
		126	100 0 0	
		132	320 0 0	
			(ex. roads).	
		TOTAL ...	7,956 2 21	

## SCHEDULE "C."

Gough ...	Swanbrook ...	Closed road.	13 0 0	C.G. 2379-227
		159	215 2 0	C.G. 997-102
		174	100 0 0	C.G. 997-104
		172	92 2 0	C.G. 997-103
		142	200 0 0	C.G. 997-100
		63	200 0 0	C.G. 997-92
		71	120 0 0	C.G. 997-93
		135	200 0 0	C.G. 997-99
		6	79 3 11	C.T. 3462-243
		7	(ex. road).	
		8	46 1 17	
		11	42 0 22	
		12	40 0 16	
		Closed road.	8 1 10	C.T. 2094-99
		5	75 2 5	
		14	(ex. road).	
		13	41 3 35	
		122	50 0 0	C.G. 220-223
		138	14 2 32	C.G. 367-184
			(ex. road).	
		Pt. 136	36 0 0	C.T. 2682-49
		156	33 0 37	C.G. 606-151

SECOND

## War Service Land Settlement and Closer Settlement Validation.

## SECOND SCHEDULE—continued.

## SCHEDULE "C."—continued.

County.	Parish.	Portion Number.	Area.	Title.
Gough— <i>contd.</i>	... Swanbrook— <i>contd.</i>	141	a. r. p. 50 0 0	Vol. Fol. C.G. 436-94
		158	40 0 0	C.G. 1653-121
		137	320 0 0	C.G. 1886-154
		84	100 0 0	C.G. 1886-153
		157	80 0 0	C.G. 1666-168
		Pt. 15	74 0 3	} C.T. 4584-202
		Pt. 92	48 2 1½	
		155	50 0 0	C.G. 499-43
		17	165 0 0	C.G. 114-139
		18	179 0 0	C.G. 54-45
			(ex. road).	
		19	180 0 0	C.G. 54-46
			(ex. road).	
		20	152 0 0	C.G. 54-47
			(ex. road).	
		21	162 0 0	C.G. 54-48
			(ex. road).	
		22	159 0 0	C.G. 54-49
			(ex. road).	
		23	138 0 0	C.G. 54-50
			(ex. road).	
139	41 0 0	C.T. 1869-183		
	(ex. road).			
16	183 0 0	C.G. 117-118		
24	93 0 0	C.G. 136-179		
95	82 3 0	C.G. 4626-176		
	(ex. road).			
Closed roads.	8 0 30	C.G. 2338-79		
	(ex. road).			
		3,914 2 19½		
Less areas excepted for Public Road (R6. 984-1603R) from portion 16, Parish Swanbrook, C.G. Vol. 117, fol. 118—2 acres 3 roods 4 perches; and from portion 17, parish Swanbrook, C.G. Vol. 114, fol. 139—2 acres 2 roods 10 perches			5 1 14	
TOTAL ...			3,909 1 5½	

SECOND

*War Service Land Settlement and Closer Settlement Validation.*

## SECOND SCHEDULE—continued.

## SCHEDULE "D."

County.	Parish.	Portion Number.	Area.	Title.
			a. r. p.	Vol. Fol.
Gough ... ..	Campbell ...	59	479 3 19 $\frac{1}{4}$ (ex. road.)	Pt. C.T. 3281-130*
		Pt. 60		
		61		
		63		
		Pt. 64		
		Pt. 65		
		50		
		Pt. 115		
		227		
		Closed roads		
		16a. 1r.	22 2 0	C.G. 4678-240
		182		
TOTAL ...		502 1 19 $\frac{1}{4}$		

\* Comprises whole of C.T., Vol. 3,281, fol. 130, exclusive of area of 1 acre 0 roods 0 $\frac{1}{4}$  perches shown by red tint on Plan Ms. 2,049 Ae., in the Department of Lands.

## THIRD SCHEDULE.

Sec. 5 (4).

Name of Estate to which Notification relates.	Notifications referred to in subsection four of section five of this Act.		
	No. of Gazette.	Date of Gazette.	Pages of Gazette.
Yarrowitch ... ..	5	16th January, 1948 ...	101
Tintaldra ... ..	147	19th November, 1948 ...	3130
Havilah ... ..	150	26th November, 1948 ...	3198
Inverell ... ..	153	3rd December, 1948 ...	3257
Belmore and Possum Plain ...	63	11th June, 1948 ...	1411
Merriginnie ... ..	219	2nd December, 1949 ...	3615

FOURTH

*War Service Land Settlement and Closer Settlement Validation.*

## FOURTH SCHEDULE.

Sec. 6.

Name of Estate to which Notification relates.	Notifications referred to in subsection one of section six of this Act.		
	No. of Gazette.	Date of Gazette.	Pages of Gazette.
Burrumbuttock ... ..	152	12th August, 1949 ...	2335
Merriginnie ... ..	214	18th November, 1949 ...	3436
Geraki ... ..	214	18th November, 1949 ...	3436-3437

## FIFTH SCHEDULE.

Sec. 7.

Name of Estate to which Notification relates.	Notification referred to in subsection one of section seven of this Act.		
	No. of Gazette.	Date of Gazette.	Page of Gazette.
Murphy's ... ..	141	12th December, 1947 ...	2896

## SIXTH SCHEDULE.

Sec. 8.

Name of Estate to which Notification relates.	Notification referred to in subsection one of section eight of this Act.		
	No. of Gazette.	Date of Gazette.	Page of Gazette.
Blink Bonnie ... ..	163	26th August, 1949 ...	2540

SEVENTH

## War Service Land Settlement and Closer Settlement Validation.

## SEVENTH SCHEDULE.

Sec. 9.

## FIRST PART.

## Panuara Estate.

Land District—Blayney. Shire—Lyndhurst.

Reputed owner—Goldsbrough Mort and Company Limited.

County.	Parish.	Portion No.	Area.	Title.	
			a. r. p.	Vol.	Fol.
Bathurst	Carlton	9, 10, 15	194 2 0	1999	22
		11,12,17,18,19.	427 1 0	1997	238
		16	40 0 0	3798	25
		28	40 0 0	2149	204
		32	150 0 0	1575	26
		33	40 0 0	1575	27
		34	160 0 0	1575	28
		Pt. 35 } Pt. 118 }	(a) 14 2 37	Pt. 4837	77
		37	80 0 0	1593	195
		38	52 1 0	1593	196
		39	204 1 0	1625	174
		40	50 0 0	1640	199
		41	353 2 0	1647	63
		42	22 0 0	1284	169
		52	120 0 0	1627	115
		58	40 0 0	1784	67
		60	40 0 0	1900	248
		66	40 0 0	1930	10
		67	40 0 0	1894	205
		68	40 0 0	1784	68
		69	125 2 0	1900	249
		71	98 2 0	1902	75
		106	77 1 0	1929	35
		120	39 0 0	1327	82
		121	646 0 17	2208	98
		122, 123, 125, } 126, 127, 128, } 129.	5,321 0 0	2208	99
		Closed roads } (part of 110 } acres 3 } roads).	(b) 50 0 0	Pt. 5014	19
			8,505 3 14		
		Less ...	(c) 0 1 12		
		TOTAL ...	8,505 2 2		

(a) The part shown on plan catalogued Ms. 2,946 Oe.

(b) The part shown on plan catalogued Ms. 2,947 Oe.R.

(c) Area resumed on 2nd August, 1893, for public road R. 4,514-1,603 from portion 122 (16 p.) and from portion 123 (16 p.); also area resumed on 6th August, 1902, for public road R. 6,995-1,603 from portion 42 (20 p.)—in all 1 road 12 perches.

The plans referred to are those in the Department of Lands, Sydney.

*War Service Land Settlement and Closer Settlement Validation.*

## SECOND PART.

## SCHEDULE No. 1.

*Derangibal Estate.*

County—Gipps; Land District—Forbes; Shire—Jemalong.

Reputed Owner: Frederick Walter Morgan.

Parish.	Portion No.	Area.	Title.	
Warroo ... ..	77	a. r. p. 640 0 0	Pt. 3799	Fol. 15
	78	1,571 0 0	5222	204
	131	90 3 0	4626	188
	TOTAL...	2,301 3 0		

## SCHEDULE No. 2.

*Geeron Estate.*

County—Gipps; Land District—Forbes; Shires—Jemalong and Lachlan.

Reputed Owner: Estate Charles Henry Morgan, deceased.

Parish.	Portion No.	Area.	Title.	
Ina ... ..	35, 36, 23	a. r. p. 772 3 0	Vol. 3799	Fol. 12
	26, 50, 57, 58	1,389 1 0	5246	186
	27	398 0 0	5246	39
	29	40 0 0	4868	222
Cadow ... ..	72, 89	640 0 0	3799	11
	Pt. 99	(a) 14 3 30	Pt. 3799	14
	Pt. 90	(b) 338 0 10	Pt. 5085	118
Ina ... ..	22	105 2 0	Tenure C.P. 27/35	
	TOTAL ...	3,698 2 0		

(a) and (b): The part shown on plan catalogued Ms. 1696 Fs. in the Department of Lands, Sydney.

SCHEDULE

*War Service Land Settlement and Closer Settlement Validation.*

## SCHEDULE No. 3.

*Horseshoe Estate.*

County—Gipps; Land District—Forbes; Shire—Lachlan.

Reputed Owner: Charles Frederick Eric Morgan.

Parish.	Portion No.	Area.	Title.	
		a. r. p.	Vol.	Fol.
Ina ...	1, 2, 59	3,382 1 17	4152	89
Cadow ...	35, 36, Pt. 37,			
	38, 39, 40,			
	41, 42, Pt.			
	43, 44, Pt.			
	45, Pt. 46,			
	47, 48, 49.			

## THIRD PART.

*Maryvale Estate.*

County—King; Land Districts—Gunning and Boorowa; Shires—Gunning and Boorowa.

Reputed Owner—Clarence Raymond Smith.

Parish.	Portion No.	Area.	Title or Tenure.	Land District.
		a. r. p.		
Rabnor ...	84, 132	138 0 0	C.P. 23/17	Gunning.
	40	100 0 0	C.P. 30/16	"
	27	930 0 0	C.P. 30/17	"
	87	360 0 0	C.P. 30/18	"
	25	175 2 0	C.P. 31/7	"
Rugby ...	182	758 0 0	C.P. 28/19	Boorowa.
	199	234 2 32	C.P. 30/13	"
	247	992 0 0	C.L. 09/20	"
			Vol. Fol.	
Rabnor ...	21	40 0 0	2128 169	.....
	23	40 0 0	1409 99	.....
	24	50 0 0	2040 223	.....
	38	40 0 0	3092 135	.....
	26	310 0 0	2128 170	.....

THIRD

*War Service Land Settlement and Closer Settlement Validation.***THIRD PART—continued.**

Parish.	Portion No.	Area.	Title or Tenure.	Land District.
		a. r. p.	Vol. Fol.	
Rabnor ... ..	39	40 0 0	3099 229	.....
	86	120 0 0	3099 230	.....
	50	40 0 0	3092 136	.....
	77	60 0 0	3210 117	.....
	22	40 0 0	5624 40	.....
Rugby ... ..	27	40 0 0	5624 39	.....
	20	40 0 0	3059 170	.....
	91	50 0 0	3320 64	.....
	120	40 0 0	3088 78	.....
	121	40 0 0	3088 79	.....
	122	159 0 0	4611 245	.....
	171	80 0 0	3311 20	.....
	181	40 0 0	5464 163	.....
	192	80 0 0	3210 118	.....
	206	80 0 0	5080 172	.....
	240	100 0 0	4733 2	.....
	241	298 0 0	5007 132	.....
	270	411 3 0	5455 114	.....
	46	40 0 0	3119 219	.....
	180	40 0 0	3370 64	.....
	172	60 3 16	5514 224	.....
	160	146 2 0	3112 96	.....
Rabnor ... ..	1	30 0 0	Old System.	.....
Rugby ... ..	7	40 0 0	Old System.	.....
	8	57 0 0	Old System.	.....
	9	53 0 0	Old System.	.....
Rugby and Rabnor ...	Closed roads.	(a) 15 1 0	Crown land contracted to be granted.	
		6,409 2 8		
	Less ...	(b) 22 3 12		
	TOTAL ...	6,386 2 36		

(a) The closed roads comprise—Part of reserved road within portion 160, Parish Rugby, north-east of public road R. 23101-1603; part of reserved road within portion 171, Parish Rugby, south of public road R. 23101-1603; part of boundary road south of portion 86, Parish Rabnor, west of public road R. 23101-1603; boundary roads Parish of Rabnor west of portion 26, and south of portion 22, and reserved road within portion 26 west of public road R. 23101-1603—in all 15 acres 1 rood 0 perches—as shown on plan R. 23101-1603-R in the Department of Lands, Sydney.

(b) Area resumed on 29th September, 1944 for public road R. 23101-1,603 from portions 23 (20 perches) 26 (8 acres 0 roods 16 perches) and 86 (2 roods 16 perches), Parish Rabnor, and from portions 122 (7 acres 2 roods 16 perches) 160 (3 acres 3 roods 8 perches), 171 (1 acre), 192 (3 roods 24 perches) and 240 (3 roods 32 perches), Parish Rugby—in all 22 acres 3 roods 12 perches.