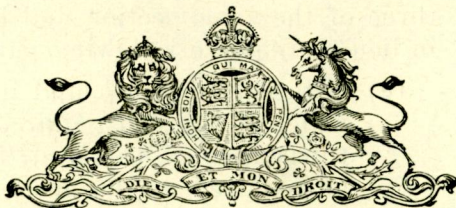


New South Wales.



ANNO QUINTO DECIMO

GEORGII VI REGIS.

Act No. 39, 1951.

An Act to amend the Pastures Protection Act, 1934, and certain other Acts, in certain respects; and for purposes connected therewith. [Assented to, 7th December, 1951.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Pastures Protection (Amendment) Act, 1951".

Short title
and
citation.

Pastures Protection (Amendment).

(2) The Pastures Protection Act, 1934, as amended by subsequent Acts and by this Act, may be cited as the Pastures Protection Act, 1934-1951.

**Amendment
of Act No.
35, 1934.**

2. The Pastures Protection Act, 1934-1949, is amended—

Sec. 12.
(Qualifica-
tion
for enrol-
ment, voting
and
elections.)

(a) (i) by omitting subparagraph (ii) of paragraph (b) of subsection two of section twelve;

(ii) by omitting paragraph (c) of subsection three of the same section and by inserting in lieu thereof the following paragraphs:—

(c) is the occupier of land in respect of which the return required by section thirty-nine of this Act, if any such is required to be made, has been made;

(d) is not otherwise ineligible.

**New sec.
12A.**

(b) by inserting next after the same section the following new section:—

**Disqualifica-
tion from
office where
certain
offences
committed.**

12A. Where a person has, either before or after the commencement of the Pastures Protection (Amendment) Act, 1951, been convicted of an offence under section eighty-one or eighty-two of this Act and is subsequently convicted of an offence under either of such sections, he shall—

(a) if he is a chairman, deputy-chairman or director cease to hold office as such chairman, deputy-chairman or director as from the date of such lastmentioned conviction;

(b) be ineligible for election as a director for a period of three years from the date of such lastmentioned conviction.

Sec. 30.
(Amount of
rate.)

(c) (i) by omitting from subsection four of section thirty the word “sixpence” and by inserting in lieu thereof the word “eightpence”;

(ii)

Pastures Protection (Amendment).

- (ii) by omitting from the same subsection the words "three farthings" and by inserting in lieu thereof the words "one penny";
- (d) by omitting subsection one of section forty-two and by inserting in lieu thereof the following subsection:—

Sec. 42.
(Withdrawal of lands from reserves.)

(1) The Minister for Lands may upon the recommendation of the Minister withdraw any reserve or part thereof from the control of a board.

Any such recommendation may be made by the Minister of his own motion or after reference to the local land board of such matters relating to the withdrawal of any reserve or part thereof from the control of a board as the Minister may think necessary.

The local land board to which any such reference is made shall hear such reference and report thereon to the Minister.

The provisions of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, regulating proceedings before local land boards in the matter of references to such boards under that Act, as so amended, shall, as far as practicable, be applied to proceedings before such boards in the matter of references to such boards under this subsection.

The Minister shall not be bound to adopt such report and such report shall not be the subject of an appeal or reference to the Land and Valuation Court.

- (e) (i) by omitting from subsection two of section forty-three the word "tenpence" and by inserting in lieu thereof the words "one shilling";
- (ii) by omitting from the same subsection the words "one shilling" and by inserting in lieu thereof the words "one shilling and sixpence";

Sec. 43.
(Rate on travelling stock.)

(iii)

Pastures Protection (Amendment).

- (iii) by inserting in subsection seven of the same section after the word "shall" the words "or where such district is situated in the Western Division may";
- Sec. 49.**
(Stock starting from previous destination to pay travelling charge.)
- (f) by inserting in subsection two of section forty-nine after the word "are" the words "or a permit officer for such district authorised in that behalf by the Minister";
- Sec. 50.**
(Persons in charge of travelling stock to produce permit or statement.)
- (g) by omitting from section fifty all the words after the word "proceeding" and by inserting in lieu thereof the words—
produce for inspection—
- (a) in the case where a permit or renewed permit is required for the journey on which the stock are travelling—a permit or renewed permit for such journey;
- (b) in the case where a travelling statement is required for the journey on which the stock are travelling—a travelling statement for such journey;
- (c) in the case where a license is required for working large stock—a working large stock license in respect of such stock;
- (d) any other document under this or any other Act, the issue of which or the possession of which by the person in charge of the stock is prescribed as a condition necessary for travelling such stock;
- Sec. 61.**
(Carcases to be destroyed or buried.)
- (h) by omitting from section sixty-one the words "one pound" and by inserting in lieu thereof the words "three pounds";
- Sec. 81.**
(Duty of occupiers to destroy noxious animals.)
- (i) by omitting from section eighty-one all words after the words "summary conviction" and by inserting in lieu thereof the words "for the first offence"

Pastures Protection (Amendment).

offence to a penalty not exceeding fifty pounds and for any subsequent offence to a penalty not exceeding one hundred pounds”;

- (j) (i) by inserting at the end of subsection two of section eighty-two the words “An order may specify that any prescribed method specified in the order may be used as alternative to any other prescribed method specified in the order”;
- (ii) by omitting from subsection three of the same section the words “and the work may be carried out at his expense”;
- (iii) by omitting from subsection four of the same section the words “and of carrying out the work if it has not been carried out by the occupier or owner”;
- (iv) by omitting subsection five of the same section and by inserting in lieu thereof the following subsections:—

Sec. 82.
(Power to order destruction.)

(5) The board may, upon not less than seven days' notice of its intention so to do being given to the occupier or owner of any land, by its officers, servants, agents or contractors enter upon such land and take such measures and carry out such work as the board deems necessary for or with respect to the suppression and destruction of noxious animals thereon and the destruction and removal of harbour of noxious animals thereon.

(6) Any costs or expenses reasonably incurred by the board in the exercise of its powers under subsection five of this section may be recovered in any court of competent jurisdiction by the board from the occupier or owner for the time being of the land in respect of which such powers were exercised as a debt due and owing by him to the board. The amount of any judgment recovered

Pastures Protection (Amendment).

recovered by the board under this subsection and of any costs awarded to the board in respect of its claim shall, notwithstanding the provisions of section one hundred and eighty-nine of the Conveyancing Act, 1919, as amended by subsequent Acts, be a charge on the said land and such charge shall be a charge upon land within the meaning of section one hundred and eighty-seven of the said Act, as so amended, and may be registered accordingly.

Sec. 91.
(Special
rate.)

- (k) (i) by omitting from subsection two of section ninety-one the word "farthing" and by inserting in lieu thereof the word "penny";
- (ii) by omitting from the same subsection the word "twopence" and by inserting in lieu thereof the word "fourpence";

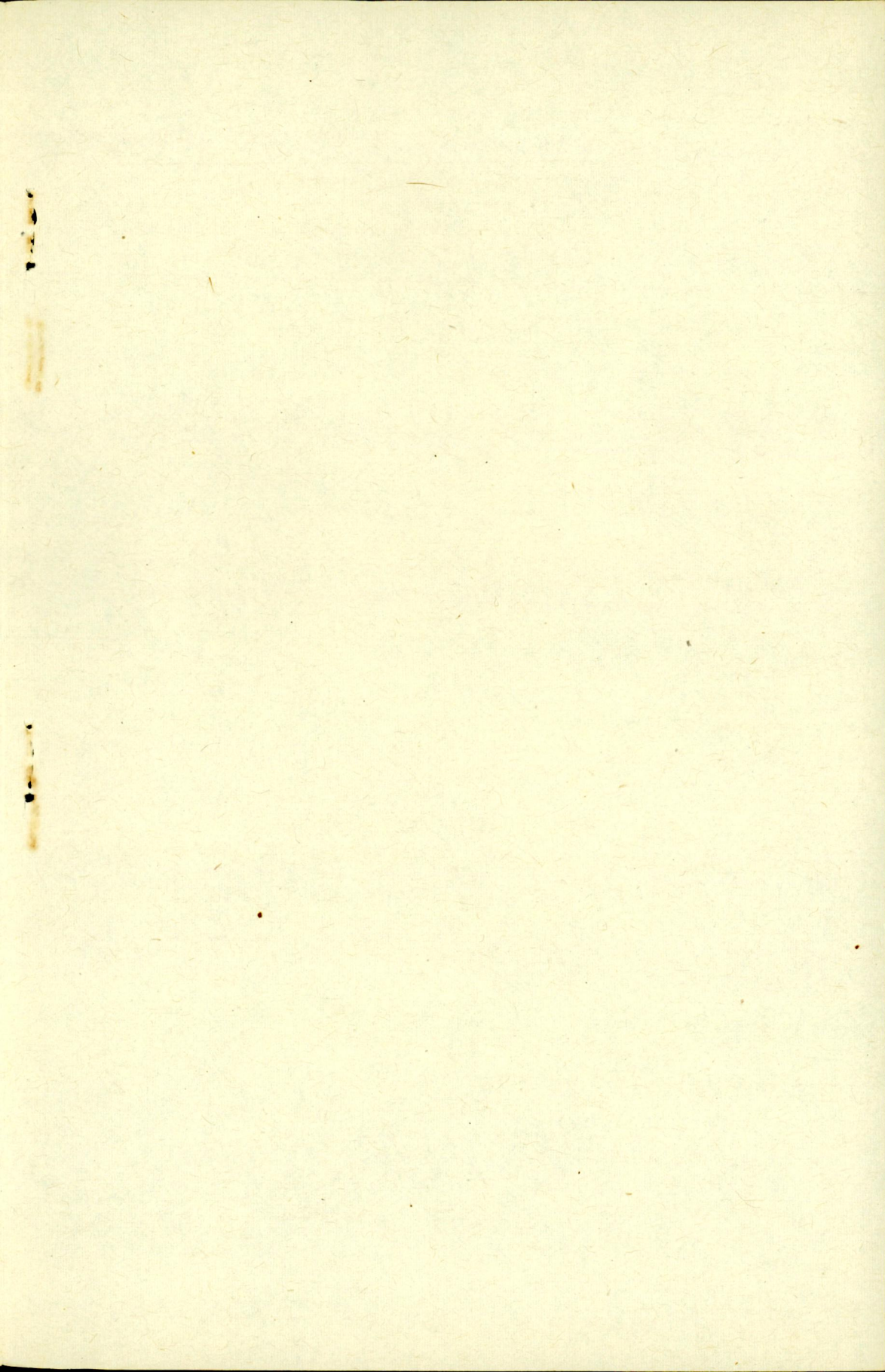
Sec. 92.
(Application
of Division
re Alsatian
dogs.)

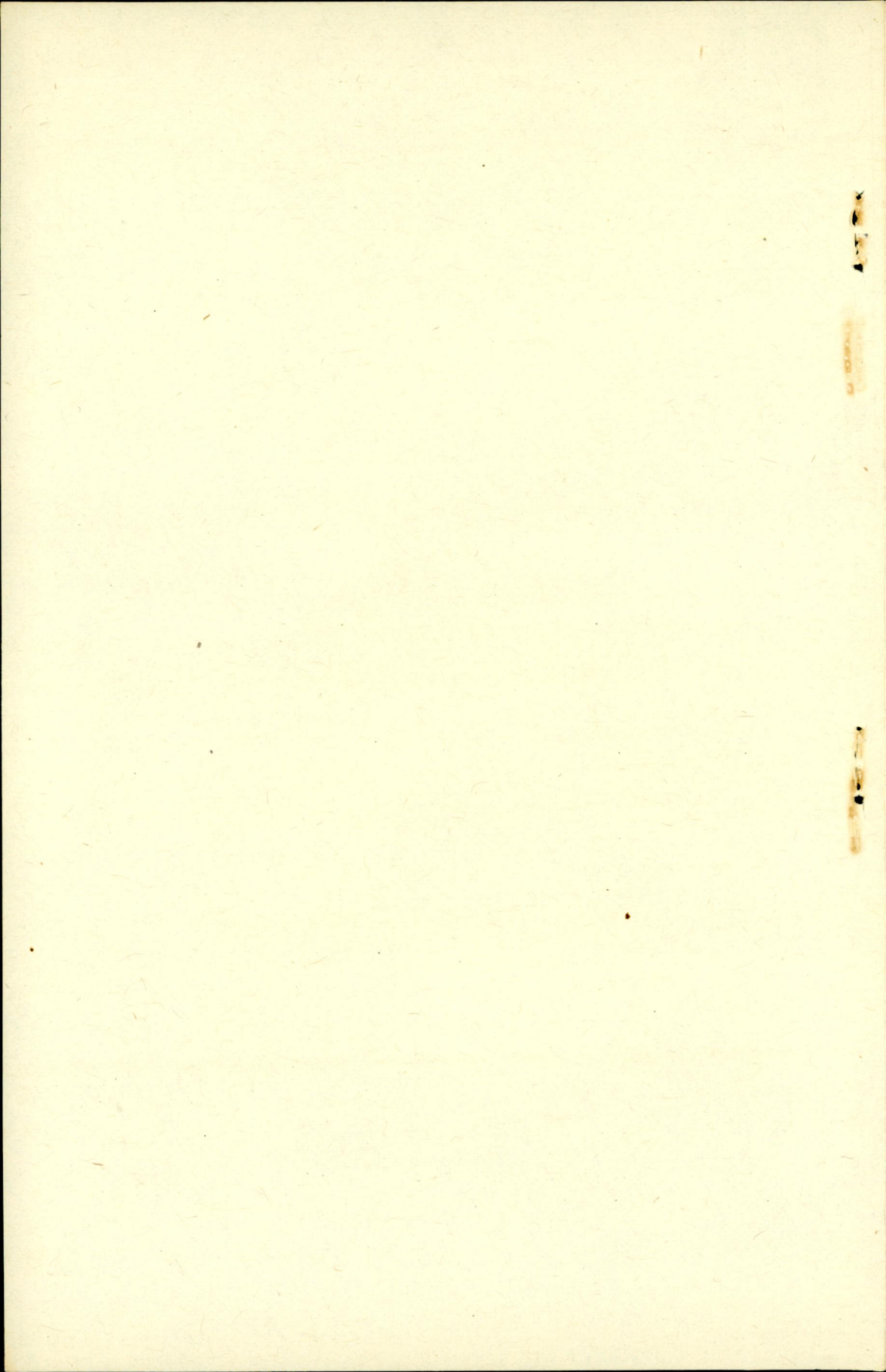
- (l) by omitting from section ninety-two the words "and he may on the application of a board in like manner exclude the pastures protection district for which such board is constituted from the application of this Division" and by inserting in lieu thereof the words "or to such parts of other pastures protection districts as may be specified therein and he may in like manner exclude any pastures protection district or part of any pastures protection district from the application of this Division".

By Authority:

A. H. PETTIFER, Government Printer, Sydney, 1952.

[4d.]





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 November, 1951

New South Wales.



ANNO QUINTO DECIMO

GEORGII VI REGIS.

Act No. 39, 1951.

An Act to amend the Pastures Protection Act, 1934, and certain other Acts, in certain respects; and for purposes connected therewith. [Assented to, 7th December, 1951.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Pastures Protection (Amendment) Act, 1951".

Short title
and
citation.

(2)

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.

Pastures Protection (Amendment).

(2) The Pastures Protection Act, 1934, as amended by subsequent Acts and by this Act, may be cited as the Pastures Protection Act, 1934-1951.

Amendment
of Act No.
35, 1934.

2. The Pastures Protection Act, 1934-1949, is amended—

Sec. 12.
(Qualifica-
tion
for enrol-
ment, voting
and
elections.)

- (a) (i) by omitting subparagraph (ii) of paragraph (b) of subsection two of section twelve;
(ii) by omitting paragraph (c) of subsection three of the same section and by inserting in lieu thereof the following paragraphs:—

(c) is the occupier of land in respect of which the return required by section thirty-nine of this Act, if any such is required to be made, has been made;

(d) is not otherwise ineligible.

New sec.
12A.

- (b) by inserting next after the same section the following new section:—

12A. Where a person has, either before or after the commencement of the Pastures Protection (Amendment) Act, 1951, been convicted of an offence under section eighty-one or eighty-two of this Act and is subsequently convicted of an offence under either of such sections, he shall—

- (a) if he is a chairman, deputy-chairman or director cease to hold office as such chairman, deputy-chairman or director as from the date of such lastmentioned conviction;
(b) be ineligible for election as a director for a period of three years from the date of such lastmentioned conviction.

Sec. 30.
(Amount of
rate.)

- (c) (i) by omitting from subsection four of section thirty the word "sixpence" and by inserting in lieu thereof the word "eightpence";
(ii)

Pastures Protection (Amendment).

- (ii) by omitting from the same subsection the words "three farthings" and by inserting in lieu thereof the words "one penny";
- (d) by omitting subsection one of section forty-two and by inserting in lieu thereof the following subsection:—
- Sec. 42.**
(Withdrawal of lands from reserves.)
- (1) The Minister for Lands may upon the recommendation of the Minister withdraw any reserve or part thereof from the control of a board.
- Any such recommendation may be made by the Minister of his own motion or after reference to the local land board of such matters relating to the withdrawal of any reserve or part thereof from the control of a board as the Minister may think necessary.
- The local land board to which any such reference is made shall hear such reference and report thereon to the Minister.
- The provisions of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, regulating proceedings before local land boards in the matter of references to such boards under that Act, as so amended, shall, as far as practicable, be applied to proceedings before such boards in the matter of references to such boards under this subsection.
- The Minister shall not be bound to adopt such report and such report shall not be the subject of an appeal or reference to the Land and Valuation Court.
- (e) (i) by omitting from subsection two of section forty-three the word "tenpence" and by inserting in lieu thereof the words "one shilling";
- Sec. 43.**
(Rate on travelling stock.)
- (ii) by omitting from the same subsection the words "one shilling" and by inserting in lieu thereof the words "one shilling and sixpence";

(iii)

Pastures Protection (Amendment).

- (iii) by inserting in subsection seven of the same section after the word "shall" the words "or where such district is situated in the Western Division may";
- Sec. 49.
(Stock starting from previous destination to pay travelling charge.)
- (f) by inserting in subsection two of section forty-nine after the word "are" the words "or a permit officer for such district authorised in that behalf by the Minister";
- Sec. 50.
(Persons in charge of travelling stock to produce permit or statement.)
- (g) by omitting from section fifty all the words after the word "proceeding" and by inserting in lieu thereof the words—
produce for inspection—
- (a) in the case where a permit or renewed permit is required for the journey on which the stock are travelling—a permit or renewed permit for such journey;
- (b) in the case where a travelling statement is required for the journey on which the stock are travelling—a travelling statement for such journey;
- (c) in the case where a license is required for working large stock—a working large stock license in respect of such stock;
- (d) any other document under this or any other Act, the issue of which or the possession of which by the person in charge of the stock is prescribed as a condition necessary for travelling such stock;
- Sec. 61.
(Carcases to be destroyed or buried.)
- (h) by omitting from section sixty-one the words "one pound" and by inserting in lieu thereof the words "three pounds";
- Sec. 81.
(Duty of occupiers to destroy noxious animals.)
- (i) by omitting from section eighty-one all words after the words "summary conviction" and by inserting in lieu thereof the words "for the first offence"

Pastures Protection (Amendment).

offence to a penalty not exceeding fifty pounds and for any subsequent offence to a penalty not exceeding one hundred pounds”;

- (j) (i) by inserting at the end of subsection two of section eighty-two the words “An order may specify that any prescribed method specified in the order may be used as alternative to any other prescribed method specified in the order”;
- (ii) by omitting from subsection three of the same section the words “and the work may be carried out at his expense”;
- (iii) by omitting from subsection four of the same section the words “and of carrying out the work if it has not been carried out by the occupier or owner”;
- (iv) by omitting subsection five of the same section and by inserting in lieu thereof the following subsections:—

Sec. 82.
(Power to order destruction.)

(5) The board may, upon not less than seven days' notice of its intention so to do being given to the occupier or owner of any land, by its officers, servants, agents or contractors enter upon such land and take such measures and carry out such work as the board deems necessary for or with respect to the suppression and destruction of noxious animals thereon and the destruction and removal of harbour of noxious animals thereon.

(6) Any costs or expenses reasonably incurred by the board in the exercise of its powers under subsection five of this section may be recovered in any court of competent jurisdiction by the board from the occupier or owner for the time being of the land in respect of which such powers were exercised as a debt due and owing by him to the board. The amount of any judgment recovered

Pastures Protection (Amendment).

recovered by the board under this subsection and of any costs awarded to the board in respect of its claim shall, notwithstanding the provisions of section one hundred and eighty-nine of the Conveyancing Act, 1919, as amended by subsequent Acts, be a charge on the said land and such charge shall be a charge upon land within the meaning of section one hundred and eighty-seven of the said Act, as so amended, and may be registered accordingly.

Sec. 91.
(Special
rate.)

- (k) (i) by omitting from subsection two of section ninety-one the word "farthing" and by inserting in lieu thereof the word "penny";
- (ii) by omitting from the same subsection the word "twopence" and by inserting in lieu thereof the word "fourpence";

Sec. 92.
(Application
of Division
re Alsatian
dogs.)

- (l) by omitting from section ninety-two the words "and he may on the application of a board in like manner exclude the pastures protection district for which such board is constituted from the application of this Division" and by inserting in lieu thereof the words "or to such parts of other pastures protection districts as may be specified therein and he may in like manner exclude any pastures protection district or part of any pastures protection district from the application of this Division".

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

K. W. STREET,
Lieutenant-Governor.

*Government House,
Sydney, 7th December, 1951.*

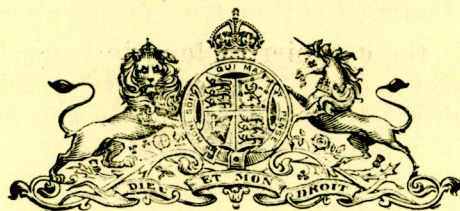
This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

H. ROBBINS,

Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 27 November, 1951.*

New South Wales.



ANNO QUINTO DECIMO

GEORGI VI REGIS.

Act No. , 1951.

An Act to amend the Pastures Protection Act, 1934, and certain other Acts, in certain respects; and for purposes connected therewith.

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

1. (1) This Act may be cited as the "Pastures Protection (Amendment) Act, 1951".

Short title
and
citation.

92111 195—

(2)

Pastures Protection (Amendment).

(2) The Pastures Protection Act, 1934, as amended by subsequent Acts and by this Act, may be cited as the Pastures Protection Act, 1934-1951.

2. The Pastures Protection Act, 1934-1949, is **Amendment of Act No. 35, 1934.**
5 amended—

(a) (i) by omitting subparagraph (ii) of paragraph **Sec. 12.**
(b) of subsection two of section twelve; **(Qualification for enrolment, voting and elections.)**
(ii) by omitting paragraph (c) of subsection three of the same section and by inserting in lieu thereof the following paragraphs:—

10

(c) is the occupier of land in respect of which the return required by section thirty-nine of this Act, if any such is required to be made, has been made;

15

(d) is not otherwise ineligible.

(b) by inserting next after the same section the following new section:— **New sec. 12A.**

20

12A. Where a person has, either before or after the commencement of the Pastures Protection (Amendment) Act, 1951, been convicted of an offence under section eighty-one or eighty-two of this Act and is subsequently convicted of an offence under either of such sections, he shall— **Disqualification from office where certain offences committed.**

25

(a) if he is a chairman, deputy-chairman or director cease to hold office as such chairman, deputy-chairman or director as from the date of such lastmentioned conviction;

30

(b) be ineligible for election as a director for a period of three years from the date of such lastmentioned conviction.

35

(c) (i) by omitting from subsection four of section thirty the word "sixpence" and by inserting in lieu thereof the word "eightpence"; **Sec. 30. (Amount of rate.)**

(ii)

Pastures Protection (Amendment).

(ii) by omitting from the same subsection the words "three farthings" and by inserting in lieu thereof the words "one penny";

5 (d) by omitting subsection one of section forty-two and by inserting in lieu thereof the following subsection:—

Sec. 42.
(Withdrawal
of lands
from
reserves.)

10 (1) The Minister for Lands may upon the recommendation of the Minister withdraw any reserve or part thereof from the control of a board.

15 Any such recommendation may be made by the Minister of his own motion or after reference to the local land board of such matters relating to the withdrawal of any reserve or part thereof from the control of a board as the Minister may think necessary.

The local land board to which any such reference is made shall hear such reference and report thereon to the Minister.

20 The provisions of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, regulating proceedings before local land boards in the matter of references to such boards under that Act, as so amended, shall, as far as practicable, be applied to proceedings before such boards in the matter of references to such boards under this subsection.

30 The Minister shall not be bound to adopt such report and such report shall not be the subject of an appeal or reference to the Land and Valuation Court.

35 (e) (i) by omitting from subsection two of section forty-three the word "tenpence" and by inserting in lieu thereof the words "one shilling";

Sec. 43.
(Rate on
travelling
stock.)

(ii) by omitting from the same subsection the words "one shilling" and by inserting in lieu thereof the words "one shilling and sixpence";

(iii)

Pastures Protection (Amendment).

- (iii) by inserting in subsection seven of the same section after the word "shall" the words "or where such district is situated in the Western Division may";
- 5 (f) by inserting in subsection two of section forty-nine after the word "are" the words "or a permit officer for such district authorised in that behalf by the Minister"; Sec. 49.
(Stock starting from previous destination to pay travelling charge.)
- 10 (g) by omitting from section fifty all the words after the word "proceeding" and by inserting in lieu thereof the words— Sec. 50.
(Persons in charge of travelling stock to produce permit or statement.)
produce for inspection—
- 15 (a) in the case where a permit or renewed permit is required for the journey on which the stock are travelling—a permit or renewed permit for such journey;
- 20 (b) in the case where a travelling statement is required for the journey on which the stock are travelling—a travelling statement for such journey;
- 25 (c) in the case where a license is required for working large stock—a working large stock license in respect of such stock;
- 30 (d) any other document under this or any other Act, the issue of which or the possession of which by the person in charge of the stock is prescribed as a condition necessary for travelling such stock;
- (h) by omitting from section sixty-one the words "one pound" and by inserting in lieu thereof the words "three pounds"; Sec. 61.
(Carcases to be destroyed or buried.)
- 35 (i) by omitting from section eighty-one all words after the words "summary conviction" and by inserting in lieu thereof the words "for the first offence" Sec. 81.
(Duty of occupiers to destroy noxious animals.)

Pastures Protection (Amendment).

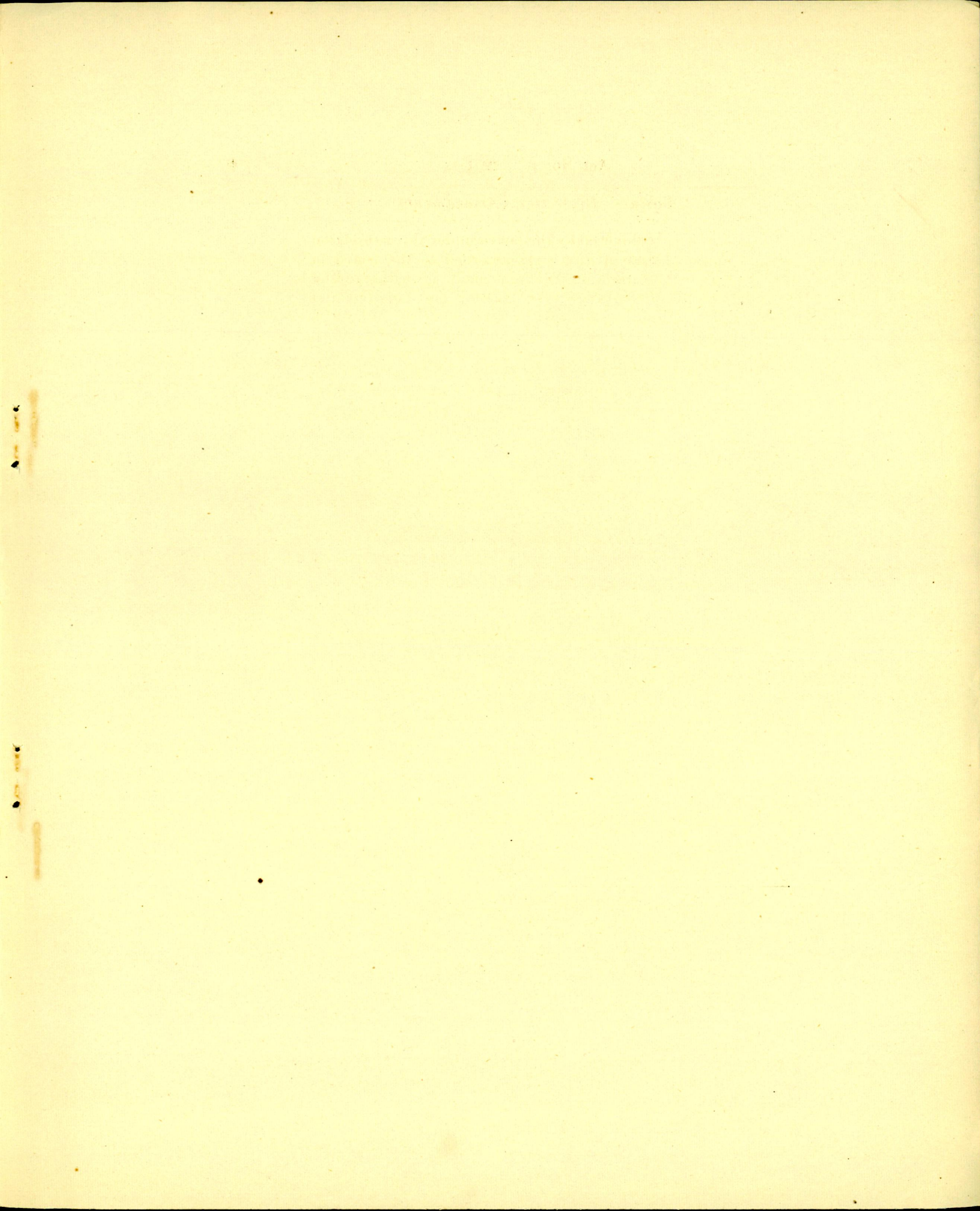
offence to a penalty not exceeding fifty pounds and for any subsequent offence to a penalty not exceeding one hundred pounds”;

- 5 (j) (i) by inserting at the end of subsection two of section eighty-two the words “An order may specify that any prescribed method specified in the order may be used as alternative to any other prescribed method specified in the order”;
- 10 (ii) by omitting from subsection three of the same section the words “and the work may be carried out at his expense”;
- 15 (iii) by omitting from subsection four of the same section the words “and of carrying out the work if it has not been carried out by the occupier or owner”;
- (iv) by omitting subsection five of the same section and by inserting in lieu thereof the following subsections:—
- 20 (5) The board may, upon not less than seven days’ notice of its intention so to do being given to the occupier or owner of any land, by its officers, servants, agents or contractors enter upon such land and take such measures and carry out such work as the board deems necessary for or with respect to the suppression and destruction of noxious animals thereon and the destruction and removal of harbour of noxious animals thereon.
- 25 (6) Any costs or expenses reasonably incurred by the board in the exercise of its powers under subsection five of this section may be recovered in any court of competent jurisdiction by the board from the occupier or owner for the time being of the land in respect of which such powers were exercised as a debt due and owing by him to the board. The amount of any judgment recovered
- 35

Sec. 82.
(Power to
order
destruction.)

Pastures Protection (Amendment).

- 5 recovered by the board under this subsection
and of any costs awarded to the board in
respect of its claim shall, notwithstanding
the provisions of section one hundred and
80 eighty-nine of the Conveyancing Act, 1919,
as amended by subsequent Acts, be a
charge on the said land and such charge
shall be a charge upon land within the
10 meaning of section one hundred and eighty-
seven of the said Act, as so amended, and
may be registered accordingly.
- (k) (i) by omitting from subsection two of section **Sec. 91.**
ninety-one the word "farthing" and by (Special
inserting in lieu thereof the word "penny"; **rate.**)
- 15 (ii) by omitting from the same subsection the
word "twopence" and by inserting in lieu
thereof the word "fourpence";
- (l) by omitting from section ninety-two the words **Sec. 92.**
"and he may on the application of a board in (Application
20 like manner exclude the pastures protection of Division
district for which such board is constituted from re Alsatian
the application of this Division" and by **dogs.)**
inserting in lieu thereof the words "or to such
parts of other pastures protection districts as
25 may be specified therein and he may in like
manner exclude any pastures protection district
or part of any pastures protection district from
the application of this Division".



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PASTURES PROTECTION (AMENDMENT) BILL, 1951.

EXPLANATORY NOTE.

THE objects of this Bill are—

- (a) to vary the provisions of the Pastures Protection Act, 1934-1949, dealing with the powers of pastures protection boards to enter upon lands and to carry out work for the destruction of noxious animals thereon, to provide for the recovery of the cost of such work and to provide also that such cost shall be a charge on the lands;
- (b) to increase the maximum pastures protection rate payable under that Act from 6d. to 8d. per head for large stock and from $\frac{1}{2}$ d. to 1d. per head for sheep; to increase the maximum noxious animal rate payable under that Act from 2d. to 4d. per head for large stock and from $\frac{1}{2}$ d. to 1d. for sheep; and to increase the maximum travelling stock rate payable under that Act from 1s. to 1s. 6d. per 25 head of large stock and from 10d. to 1s. per 100 head of sheep;
- (c) to make uniform the penalties for offences against that Act relating to the destruction of noxious animals;
- (d) to enable travelling stock reserves or parts thereof to be withdrawn from the control of pastures protection boards by the Minister for Lands on the recommendation of the Minister;
- (e) to provide that where a person is convicted twice under that Act of the offence of failing to destroy noxious animals he shall be disqualified from office as a director of a board for three years thereafter;
- (f) to increase the penalty under that Act for failing to destroy the carcass of an animal which dies on a road or travelling stock reserve;
- (g) to enable the provisions of that Act relating to Alsatian dogs to be extended to parts of pastures protection districts as well as to pastures protection districts and to enable such extensions to be revoked by the Governor;
- (h) to make other minor amendments of a machinery character to that Act.

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PROOF

No. , 1951.

A BILL

To amend the Pastures Protection Act, 1934, and certain other Acts, in certain respects; and for purposes connected therewith.

[MR. GRAHAM;—15 November, 1951.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Pastures Protection (Amendment) Act, 1951".

Short title
and
citation.

92111 195—

(2)

Pastures Protection (Amendment).

(2) The Pastures Protection Act, 1934, as amended by subsequent Acts and by this Act, may be cited as the Pastures Protection Act, 1934-1951.

2. The Pastures Protection Act, 1934-1949, is **Amendment**
5 amended— **of Act No.**
35, 1934.

- (a) (i) by omitting subparagraph (ii) of paragraph **Sec. 12.**
 (b) of subsection two of section twelve; **(Qualifica-**
tion
 (ii) by omitting paragraph (c) of subsection **for enrol-**
 three of the same section and by inserting **ment, voting**
 in lieu thereof the following paragraphs:— **and**
elections.)

10

(c) is the occupier of land in respect of
 which the return required by section
 thirty-nine of this Act, if any such
 is required to be made, has been
 made;

15

(d) is not otherwise ineligible.

- (b) by inserting next after the same section the **New sec.**
 following new section:— **12A.**

20

12A. Where a person has, either before or **Disqualifica-**
 after the commencement of the Pastures Protec- **tion from**
 tion (Amendment) Act, 1951, been convicted of **office where**
 an offence under section eighty-one or eighty- **certain**
 two of this Act and is subsequently convicted **offences**
 of an offence under either of such sections, he **committed.**
 shall—

25

(a) if he is a chairman, deputy-chairman
 or director cease to hold office as such
 chairman, deputy-chairman or director
 as from the date of such lastmentioned
 conviction;

30

(b) be ineligible for election as a director
 for a period of three years from the
 date of such lastmentioned conviction.

35

- (c) (i) by omitting from subsection four of section **Sec. 30.**
 thirty the word "sixpence" and by inserting **(Amount of**
 in lieu thereof the word "eightpence"; **rate.)**

(ii)

Pastures Protection (Amendment).

(ii) by omitting from the same subsection the words "three farthings" and by inserting in lieu thereof the words "one penny";

5 (d) by omitting subsection one of section forty-two and by inserting in lieu thereof the following subsection:—

Sec. 42.
(Withdrawal
of lands
from
reserves).

10 (1) The Minister for Lands may upon the recommendation of the Minister withdraw any reserve or part thereof from the control of a board.

15 Any such recommendation may be made by the Minister of his own motion or after reference to the local land board of such matters relating to the withdrawal of any reserve or part thereof from the control of a board as the Minister may think necessary.

The local land board to which any such reference is made shall hear such reference and report thereon to the Minister.

20 The provisions of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, regulating proceedings before local land boards in the matter of references to such boards under that Act, as so amended, shall, as far as practicable, be applied to proceedings before such boards in the matter of references to such boards under this subsection.

25 The Minister shall not be bound to adopt such report and such report shall not be the subject of an appeal or reference to the Land and Valuation Court.

30 (e) (i) by omitting from subsection two of section forty-three the word "tenpence" and by inserting in lieu thereof the words "one shilling";

Sec. 43.
(Rate on
travelling
stock.)

35 (ii) by omitting from the same subsection the words "one shilling" and by inserting in lieu thereof the words "one shilling and sixpence";

(iii)

Pastures Protection (Amendment).

- (iii) by inserting in subsection seven of the same section after the word "shall" the words "or where such district is situated in the Western Division may";
- 5 (f) by inserting in subsection two of section forty-nine after the word "are" the words "or a permit officer for such district authorised in that behalf by the Minister"; Sec. 49. (Stock starting from previous destination to pay travelling charge.)
- 10 (g) by omitting from section fifty all the words after the word "proceeding" and by inserting in lieu thereof the words— Sec. 50. (Persons in charge of travelling stock to produce permit or statement.)
produce for inspection—
- 15 (a) in the case where a permit or renewed permit is required for the journey on which the stock are travelling—a permit or renewed permit for such journey;
- 20 (b) in the case where a travelling statement is required for the journey on which the stock are travelling—a travelling statement for such journey;
- 25 (c) in the case where a license is required for working large stock—a working large stock license in respect of such stock;
- 30 (d) any other document under this or any other Act, the issue of which or the possession of which by the person in charge of the stock is prescribed as a condition necessary for travelling such stock;
- (h) by omitting from section sixty-one the words "one pound" and by inserting in lieu thereof the words "three pounds"; Sec. 61. (Carcases to be destroyed or buried.)
- 35 (i) by omitting from section eighty-one all words after the words "summary conviction" and by inserting in lieu thereof the words "for the first offence" Sec. 81. (Duty of occupiers to destroy noxious animals.)

Pastures Protection (Amendment).

offence to a penalty not exceeding fifty pounds
and for any subsequent offence to a penalty not
exceeding one hundred pounds”;

- 5 (j) (i) by inserting at the end of subsection two of section eighty-two the words “An order may specify that any prescribed method specified in the order may be used as alternative to any other prescribed method specified in the order”;
- 10 (ii) by omitting from subsection three of the same section the words “and the work may be carried out at his expense”;
- 15 (iii) by omitting from subsection four of the same section the words “and of carrying out the work if it has not been carried out by the occupier or owner”;
- (iv) by omitting subsection five of the same section and by inserting in lieu thereof the following subsections:—
- 20 (5) The board may, upon not less than seven days’ notice of its intention so to do being given to the occupier or owner of any land, by its officers, servants, agents or contractors enter upon such land and take such measures and carry out such work as the board deems necessary for or with respect to the suppression and destruction of noxious animals thereon and the destruction and removal of harbour of noxious animals thereon.
- 25 (6) Any costs or expenses reasonably incurred by the board in the exercise of its powers under subsection five of this section may be recovered in any court of competent jurisdiction by the board from the occupier or owner for the time being of the land in respect of which such powers were exercised as a debt due and owing by him to the board. The amount of any judgment recovered
- 35

Sec. 82.
(Power to
order
destruction.)

Pastures Protection (Amendment).

recovered by the board under this subsection and of any costs awarded to the board in respect of its claim shall, notwithstanding the provisions of section one hundred and eighty-nine of the Conveyancing Act, 1919, as amended by subsequent Acts, be a charge on the said land and such charge shall be a charge upon land within the meaning of section one hundred and eighty-seven of the said Act, as so amended, and may be registered accordingly.

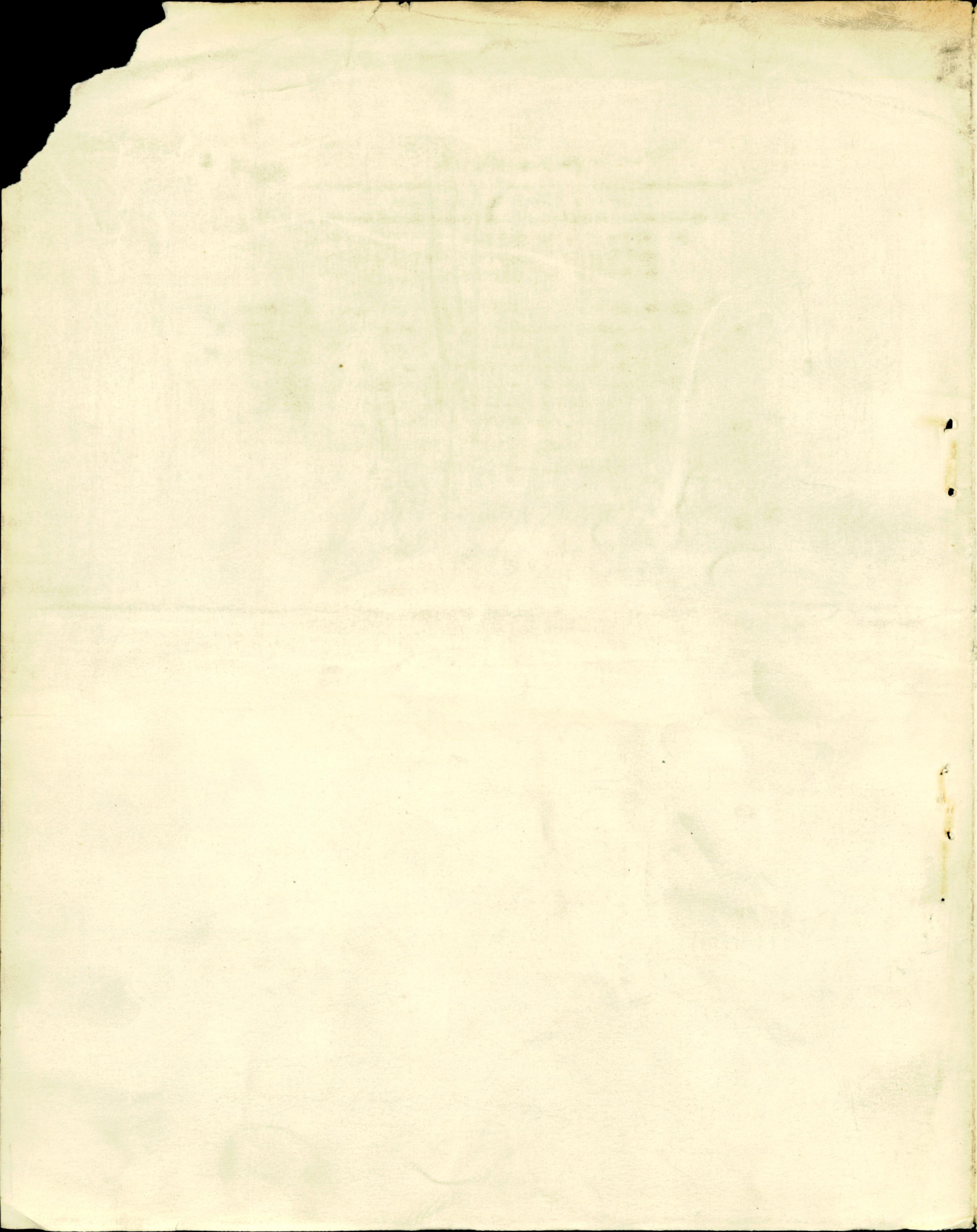
(k) (i) by omitting from subsection two of section ninety-one the word "farthing" and by inserting in lieu thereof the word "penny";

Sec. 91.
(Special
rate.)

(ii) by omitting from the same subsection the word "twopence" and by inserting in lieu thereof the word "fourpence";

(l) by omitting from section ninety-two the words "and he may on the application of a board in like manner exclude the pastures protection district for which such board is constituted from the application of this Division" and by inserting in lieu thereof the words "or to such parts of other pastures protection districts as may be specified therein and he may in like manner exclude any pastures protection district or part of any pastures protection district from the application of this Division".

Sec. 92.
(Application
of Division
re Alsatian
dogs.)



No. , 1951.

A BILL

To amend the Pastures Protection Act, 1934, and certain other Acts, in certain respects; and for purposes connected therewith.

[MR. GRAHAM;—15 November, 1951.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Pastures Protection (Amendment) Act, 1951".

Short title
and
citation.

92111 195—

(2)

Pastures Protection (Amendment).

(2) The Pastures Protection Act, 1934, as amended by subsequent Acts and by this Act, may be cited as the Pastures Protection Act, 1934-1951.

2. The Pastures Protection Act, 1934-1949, is **Amendment of Act No. 35, 1934.**
5 amended—

(a) (i) by omitting subparagraph (ii) of paragraph **Sec. 12.**
(b) of subsection two of section twelve; **(Qualifica-**
tion
(ii) by omitting paragraph (c) of subsection **for enrol-**
three of the same section and by inserting **ment, voting**
in lieu thereof the following paragraphs:— **and**
elections.)

10 (c) is the occupier of land in respect of
which the return required by section
thirty-nine of this Act, if any such
is required to be made, has been
15 made;

(d) is not otherwise ineligible.

(b) by inserting next after the same section the **New sec.**
following new section:— **12A.**

20 12A. Where a person has, either before or
after the commencement of the Pastures Protec-
tion (Amendment) Act, 1951, been convicted of
an offence under section eighty-one or eighty-
two of this Act and is subsequently convicted
of an offence under either of such sections, he
25 shall—

(a) if he is a chairman, deputy-chairman
or director cease to hold office as such
chairman, deputy-chairman or director
as from the date of such lastmentioned
30 conviction;

(b) be ineligible for election as a director
for a period of three years from the
date of such lastmentioned conviction.

(c) (i) by omitting from subsection four of section **Sec. 30.**
thirty the word "sixpence" and by inserting **(Amount of**
in lieu thereof the word "eightpence"; **rate.)**

(ii)

Pastures Protection (Amendment).

- (ii) by omitting from the same subsection the words "three farthings" and by inserting in lieu thereof the words "one penny";
- 5 (d) by omitting subsection one of section forty-two and by inserting in lieu thereof the following subsection:—
- Sec. 42.
(Withdrawal
of lands
from
reserves).
- (1) The Minister for Lands may upon the recommendation of the Minister withdraw any reserve or part thereof from the control of a board.
- 10 Any such recommendation may be made by the Minister of his own motion or after reference to the local land board of such matters relating to the withdrawal of any reserve or part thereof from the control of a board as the Minister may think necessary.
- 15 The local land board to which any such reference is made shall hear such reference and report thereon to the Minister.
- 20 The provisions of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, regulating proceedings before local land boards in the matter of references to such boards under that Act, as so amended, shall, as far as practicable, be applied to proceedings before such boards in the matter of references to such boards under this subsection.
- 25 The Minister shall not be bound to adopt such report and such report shall not be the subject of an appeal or reference to the Land and Valuation Court.
- 30 (e) (i) by omitting from subsection two of section forty-three the word "tenpence" and by inserting in lieu thereof the words "one shilling";
- Sec. 43.
(Rate on
travelling
stock.)
- 35 (ii) by omitting from the same subsection the words "one shilling" and by inserting in lieu thereof the words "one shilling and sixpence";

(iii)

Pastures Protection (Amendment).

- (iii) by inserting in subsection seven of the same section after the word "shall" the words "or where such district is situated in the Western Division may";
- 5 (f) by inserting in subsection two of section forty-nine after the word "are" the words "or a permit officer for such district authorised in that behalf by the Minister";
- 10 (g) by omitting from section fifty all the words after the word "proceeding" and by inserting in lieu thereof the words—
- produce for inspection—
- (a) in the case where a permit or renewed permit is required for the journey on which the stock are travelling—a permit or renewed permit for such journey;
- (b) in the case where a travelling statement is required for the journey on which the stock are travelling—a travelling statement for such journey;
- (c) in the case where a license is required for working large stock—a working large stock license in respect of such stock;
- (d) any other document under this or any other Act, the issue of which or the possession of which by the person in charge of the stock is prescribed as a condition necessary for travelling such stock;
- (h) by omitting from section sixty-one the words "one pound" and by inserting in lieu thereof the words "three pounds";
- 35 (i) by omitting from section eighty-one all words after the words "summary conviction" and by inserting in lieu thereof the words "for the first offence

Sec. 49.
(Stock starting from previous destination to pay travelling charge.)

Sec. 50.
(Persons in charge of travelling stock to produce permit or statement.)

Sec. 61.
(Carcases to be destroyed or buried.)

Sec. 81.
(Duty of occupiers to destroy noxious animals.)

Pastures Protection (Amendment).

offence to a penalty not exceeding fifty pounds
and for any subsequent offence to a penalty not
exceeding one hundred pounds”;

- 5 (j) (i) by inserting at the end of subsection two of section eighty-two the words “An order may specify that any prescribed method specified in the order may be used as alternative to any other prescribed method specified in the order”;
- 10 (ii) by omitting from subsection three of the same section the words “and the work may be carried out at his expense”;
- 15 (iii) by omitting from subsection four of the same section the words “and of carrying out the work if it has not been carried out by the occupier or owner”;
- (iv) by omitting subsection five of the same section and by inserting in lieu thereof the following subsections:—
- 20 (5) The board may, upon not less than seven days’ notice of its intention so to do being given to the occupier or owner of any land, by its officers, servants, agents or contractors enter upon such land and take such measures and carry out such work as the board deems necessary for or with respect to the suppression and destruction of noxious animals thereon and the destruction and removal of harbour of noxious animals thereon.
- 25 (6) Any costs or expenses reasonably incurred by the board in the exercise of its powers under subsection five of this section may be recovered in any court of competent jurisdiction by the board from the occupier or owner for the time being of the land in respect of which such powers were exercised as a debt due and owing by him to the board. The amount of any judgment recovered
- 30
- 35

Sec. 82.
(Power to
order
destruction.)

Pastures Protection (Amendment).

5 recovered by the board under this subsection
and of any costs awarded to the board in
respect of its claim shall, notwithstanding
the provisions of section one hundred and
eighty-nine of the Conveyancing Act, 1919,
as amended by subsequent Acts, be a
charge on the said land and such charge
shall be a charge upon land within the
10 meaning of section one hundred and eighty-
seven of the said Act, as so amended, and
may be registered accordingly.

(k) (i) by omitting from subsection two of section Sec. 91.
ninety-one the word "farthing" and by (Special
inserting in lieu thereof the word "penny"; rate.)

15 (ii) by omitting from the same subsection the
word "twopence" and by inserting in lieu
thereof the word "fourpence";

(l) by omitting from section ninety-two the words Sec. 92.
"and he may on the application of a board in (Application
like manner exclude the pastures protection of Division
district for which such board is constituted from re Alsatian
the application of this Division" and by dogs.)
inserting in lieu thereof the words "or to such
parts of other pastures protection districts as
25 may be specified therein and he may in like
manner exclude any pastures protection district
or part of any pastures protection district from
the application of this Division".

