

**FORESTRY (CLEARING LICENCES) AMENDMENT BILL
1985**

EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

This Bill is cognate with the Western Lands (Amendment) Bill 1985.

The object of this Bill is to amend the Forestry Act 1916 in consequence of the enactment of the proposed Western Lands (Amendment) Act 1985 which confers authority on the Western Lands Commissioner to issue clearing licences in respect of western lands leases (not being leases of land in a State forest or timber reserve).

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides that the proposed Act will (with minor exceptions) commence on the day that Schedule 1 (2) to the Western Lands (Amendment) Bill 1985 commences.

Clause 3 is a formal provision that gives effect to the Schedule of amendments to the Principal Act.

Schedule 1 (1) is a consequential amendment which ensures that a person is not guilty of an offence under the Forestry Act 1916 for anything done in pursuance of a clearing licence issued in respect of a western lands lease under the Western Lands Act 1901.

Schedule 1 (2) prevents the Forestry Commission from issuing clearing licences in respect of western lands leases (not being leases of land in a State forest or timber reserve).

**FORESTRY (CLEARING LICENCES) AMENDMENT BILL
1985**

No. , 1985

A BILL FOR

**An Act to amend the Forestry Act 1916 as a consequence of and in
connection with the Western Lands (Amendment) Act 1985.**

Forestry (Clearing Licences) Amendment 1985

BE it enacted by the Queen'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:

5 Short title

1. This Act may be cited as the "Forestry (Clearing Licences) Amendment Act 1985".

Commencement

2. (1) Sections 1 and 2 shall commence on the date of assent to this
10 Act.

(2) Except as provided by subsection (1), this Act shall commence on the day on which Schedule 1 (2) to the Western Lands (Amendment) Act 1985 commences.

Amendment of Act No. 55, 1916

15 3. The Forestry Act 1916 is amended in the manner set forth in Schedule 1.

SCHEDULE 1

(Sec. 3)

AMENDMENTS TO THE FORESTRY ACT 1916

20 (1) Section 27 (3) (a) (ia)—

After section 27 (3) (a) (i), insert:

25 (ia) in pursuance of a clearing licence under section 18DB of the Western Lands Act 1901 or if it is the doing of a thing for which a clearing licence is not required under that Act by reason of section 18DB (4) of that Act;

Forestry (Clearing Licences) Amendment 1985

SCHEDULE 1—*continued*

AMENDMENTS TO THE FORESTRY ACT 1916—*continued*

(2) Section 27H (b1)—

After section 27H (b), insert:

- (b1) in respect of Crown-timber lands which are the subject of a lease under the Western Lands Act 1901 and are not within a State forest or timber reserve;

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BY AUTHORITY

D. WEST. GOVERNMENT PRINTER, NEW SOUTH WALES—1985

FORESTRY (CLEARING LICENCES) AMENDMENT ACT 1985
No. 134

New South Wales



ANNO TRICESIMO QUARTO

ELIZABETHÆ II REGINÆ

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Act No. 134, 1985

An Act to amend the Forestry Act 1916 as a consequence of and in connection with the Western Lands (Amendment) Act 1985. [Assented to, 25th November, 1985.]

Forestry (Clearing Licences) Amendment 1985

BE it enacted by the Queen'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

1. This Act may be cited as the "Forestry (Clearing Licences) Amendment Act 1985".

Commencement

2. (1) Sections 1 and 2 shall commence on the date of assent to this Act.

(2) Except as provided by subsection (1), this Act shall commence on the day on which Schedule 1 (2) to the Western Lands (Amendment) Act 1985 commences.

Amendment of Act No. 55, 1916

3. The Forestry Act 1916 is amended in the manner set forth in Schedule 1.

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Forestry (Clearing Licences) Amendment 1985

SCHEDULE 1—*continued*

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D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1985

