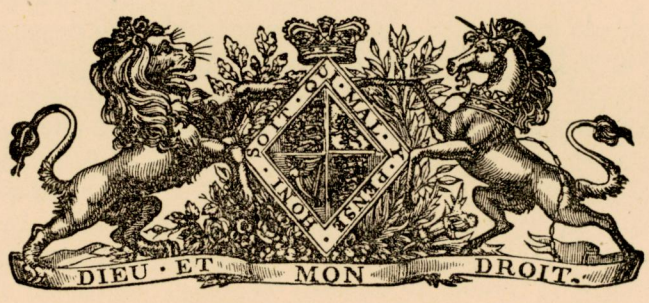


This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

Legislative Assembly Chamber, }
Sydney, 28 August, 1867. }

CHA. TOMPSON,
Clerk of Legislative Assembly.

New South Wales.



ANNO TRICESIMO PRIMO

VICTORIÆ REGINÆ.

No. .

An Act to enable Gates to be erected across Roads in certain cases.

WHEREAS it is sometimes necessary to open roads through Preamble.
 enclosed lands in cases where the erection of fencing on both
 sides of such roads would injuriously affect the value of such lands or
 where the convenience of such roads to the public is not sufficient to
 5 warrant the expense of erecting such fences Be it therefore 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 :—

10 1. The following terms in inverted commas shall unless the Interpretation.
 context otherwise indicate bear for the purposes of this Act the
 meanings set against them respectively—

15 "Owner"—The person in possession of land as being the
 owner thereof or in receipt of the rents and profits of
 the land as being entitled thereto

"Occupier"—Any person in possession of land otherwise than
 as owner thereof within the meaning of this Act

"Minister"—The Minister for the time being charged with
 the execution of this Act

20 "Cultivated Land"—Land which is being tilled for the pur-
 pose of raising any cereal esculent root or lucerne.

2. Where any road heretofore or hereafter dedicated to the Minister may erect
 gates in certain
 cases.
 public by the Governor with the advice of the Executive Council
 shall pass through any enclosed land and the traffic on such road
 25 shall not be sufficient in the opinion of the Minister to justify
 the

Gates on Public Roads.

the fencing of the same at the public expense it shall be lawful for the Minister to erect a gate or gates across such road at its entrance to and exit from such land at the public cost And no owner of land on which such gates shall be so erected shall have any right to require
5 such road to be fenced at the public expense excepting as to such portion of such road as at the time of its proclamation passed through cultivated land.

3. It shall be lawful for the owner or occupier of any enclosed land through which any unfenced road heretofore or hereafter dedi-
10 cated to the public by the Governor with the advice of the Executive Council may pass to erect a gate or gates across such road where the same passes through his land upon obtaining permission to do so from the Minister Provided that notice of the granting of such permission shall be published in the *Gazette* and that the nature and construction
15 of such gates shall be approved by the Minister before the same shall be erected.

Gates may be erected across roads in certain cases.

4. The Minister at the expiration of twelve months after notification in the *Gazette* of his intention so to do may by notice in the
20 *Gazette* revoke the permission given to erect any gates as aforesaid and such gates shall after such revocation be illegal and the same shall be forthwith removed and the road between such gates so removed shall be fenced on both sides at the public cost or the estimated value of such fencing may at the option of the Minister be paid to the owner or occupier of such land to be expended by him
25 in the erection of such fence.

Permission to erect gates may be revoked.

5. Every such gate as aforesaid shall have painted thereon on both sides in letters not less than three inches long the words "Public Gate" and no gate on which such words shall not be so painted shall be
30 deemed to have been or to be erected under the provisions of this Act.

Gates to have words Public Gate painted thereon.

6. All gates erected by the Minister under the provisions of
30 this Act shall be repaired maintained and kept in good order and preservation at the public expense.

Maintenance and repair of gates.

7. If any person having opened any gate erected under the provisions of this Act shall omit to close the same immediately after
35 he shall have passed through the gateway with such vehicles or animals as he may have with him he shall for every such offence forfeit and pay any sum not exceeding twenty pounds.

Penalty for opening and passing through gates and neglecting to close them.

8. If any person having opened any gate erected under the provisions of this Act without passing through the same shall
40 omit immediately after he shall have so opened such gate to close the same he shall for every such offence forfeit and pay any sum not exceeding twenty pounds.

Penalty for opening gates and neglecting to close them.

9. If any person shall unlawfully and maliciously cut break
45 throw down or in anywise destroy any gate erected under the provisions of this Act he shall for every such offence forfeit and pay any sum not exceeding fifty pounds.

Penalty for breaking or destroying gates.

10. Any person who may be found by any owner or occupier of land on or at the entrance to or exit from which any gate shall be erected under the provisions of this Act or by any constable committing
50 any offence against any of the four last preceding sections hereof and who shall refuse being thereunto required by such owner occupier or constable to give his name and place of abode may be thereupon apprehended by such owner occupier or constable and taken to and detained at the nearest lock-up until he can be taken before a Justice
55 of the Peace to be dealt with as hereinafter mentioned Provided that it shall be lawful for any Justice of the Peace Sub-Inspector or Senior Sergeant of Police to liberate such person so apprehended on his giving reasonable bail for his attendance before the Justice to answer for the offence for which he was apprehended.

Offenders may be apprehended unless they give their name and abode.

Gates on Public Roads.

11. If any person being required as in the last preceding section of this Act is provided to give his name and place of abode shall give a false or fictitious name or place of abode he shall for every such offence forfeit and pay any sum not exceeding ten pounds. Penalty for giving false or fictitious name or place of abode.
- 5 12. All forfeitures imposed by this Act shall be sued for by the owner or occupier of the land on or at the entrance to or exit from which the gates in respect of which such forfeitures may have been incurred shall have been erected and by no other person. Owners or occupiers only to sue for penalties.
- 10 13. All informations for offences against this Act may be heard and determined and all forfeitures under this Act may be imposed by any two or more Justices of the Peace in a summary way. Informations may be heard and forfeitures imposed in a summary way.
- 15 14. If any penalty or forfeiture imposed or adjudged by any two or more Justices of the Peace under this Act shall not be paid either immediately or within such time as such Justices may appoint for such payment not exceeding fourteen days after conviction then the person so convicted shall by warrant under the hand of the convicting Justices or of any other Justices of the Peace be committed to the nearest gaol for any period not exceeding three calendar months. Imprisonment not exceeding three months if penalty not paid.
- 20 15. It shall be lawful for the convicting Justices to order the whole of any forfeiture that may be adjudged for any offence under this Act to be paid to the person suing for the same but in the event of no such order being made such forfeiture shall be paid one-half to the person suing for the same and the other half to the Colonial Treasurer to form part of the Consolidated Revenue Fund. Appropriation of penalties.
- 25 16. The cost of all gates erected by the Minister and the cost of maintaining the same and the estimated value of any fencing to be paid for by the Minister in lieu of fencing shall be defrayed out of such funds as Parliament may appropriate for such purposes respectively and not otherwise. Costs of gates and fences to be defrayed out of Parliamentary Votes.
- 30 17. This Act may be cited as the "Public Gates Act of 1867." Short title.

1861

the

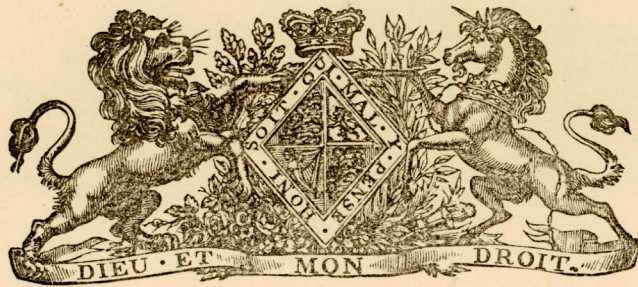
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This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

*Legislative Assembly Chamber,
Sydney, 28 August, 1867.* }

CHA. TOMPSON,
Clerk of Legislative Assembly.

New South Wales.



ANNO TRICESIMO PRIMO

VICTORIÆ REGINÆ.

No. .

(As amended in Committee of the Whole Council.)

An Act to enable Gates to be erected across Roads in certain cases.

WHEREAS it is sometimes necessary to open roads through Preamble.
enclosed lands in cases where the erection of fencing on both
sides of such roads would injuriously affect the value of such lands or
where the convenience of such roads to the public is not sufficient to
5 warrant the expense of erecting such fences Be it therefore 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 :—

10 1. The following terms in inverted commas shall unless the Interpretation.
context otherwise indicate bear for the purposes of this Act the
meanings set against them respectively—

15 "Owner"—The person in possession of land as being the
owner thereof or in receipt of the rents and profits of
the land as being entitled thereto

"Occupier"—Any person in possession of land otherwise than
as owner thereof within the meaning of this Act

"Minister"—The Minister for the time being charged with
the execution of this Act

20 "~~Cultivated Land~~"—~~Land which is being tilled for the purpose
of raising any cereal esulent root or lucerne.~~

15—

2.

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

Gates on Public Roads.

2. Where any road heretofore or hereafter dedicated to the public by the Governor with the advice of the Executive Council shall pass through any enclosed land and the traffic on such road shall not be sufficient in the opinion of the Minister to justify render
 5 the fencing of the same at the public expense necessary for the public convenience it shall be lawful for the Minister with the consent of the owner of such lands to erect a gate or gates across such road at its entrance to and exit from such land at the public cost
 10 ~~And no owner of land on which such gates shall be so erected shall have any right to require such road to be fenced at the public expense excepting as to such portion of such road as at the time of its proclamation passed through cultivated land~~ Provided that nothing herein contained shall prejudice the right of the Crown to fence off any such road whenever the Minister shall think such fencing necessary or
 15 proper nor that of the owner or occupier of the land through which such road shall pass or be intended to pass to require the same to be fenced off pursuant to the Act of Council passed in the fourth year of the reign of His late Majesty King William the Fourth number eleven.

Minister may erect gates in certain cases.

3. It shall be lawful for the owner or occupier of any enclosed
 20 land through which any unfenced road heretofore or hereafter dedicated to the public by the Governor with the advice of the Executive Council may pass to erect a gate or gates across such road where the same passes through his land upon obtaining permission to do so from the Minister Provided that notice of the granting of such permission
 25 shall be published in the *Gazette* and that the nature and construction of such gates shall be approved by the Minister before the same shall be erected.

Gates may be erected across roads in certain cases.

4. The Minister at the expiration of twelve months after notification in the *Gazette* of his intention so to do may by notice in the
 30 *Gazette* ~~revoke the permission given to erect any gates as aforesaid signify the intention of the Government to remove any gate erected as aforesaid whether so erected by his own direction or under any such permission as aforesaid and such gates shall after such revocation be illegal and the same shall be forthwith notice be removed and~~
 35 the road between such gates ~~so~~ the gates to be removed shall be fenced on both sides at the public cost or the estimated value of such fencing may at the option of the Minister be paid to the owner or occupier of such land to be expended by him in the erection of such fence Provided always that before the removal of such gates the
 40 fencing of the said road shall either have been completed or that in case the Minister shall have elected to pay the estimated value thereof a reasonably sufficient period shall have elapsed after payment for enabling the owner or occupier to complete the same.

Permission to erect gates may be revoked.

5. Every such gate as aforesaid shall have painted thereon on
 45 both sides in letters not less than three inches long the words "Public Gate" and no gate on which such words shall not be so painted shall be deemed to have been or to be erected under the provisions of this Act.

Gates to have words "Public Gate" painted thereon.

6. All gates erected by the Minister under the provisions of this Act shall be repaired maintained and kept in good order and
 50 preservation at the public expense.

Maintenance and repair of gates.

7. If any person ~~having opened shall omit to close any gate erected under the provisions of this Act shall omit to close the same immediately after he shall have passed through the gateway with such vehicles or animals as he may have with him~~ he shall for every such
 55 offence forfeit and pay any sum not exceeding twenty pounds.

Penalty for opening gates and neglecting to close them.

8. If any person having opened any gate erected under the provisions of this Act without passing through the same shall omit immediately after he shall have so opened such gate to close the same he shall for every such offence forfeit and pay any sum not
 60 exceeding twenty pounds.

Penalty for opening gates and neglecting to close them.

Gates on Public Roads.

9. If any person shall unlawfully and maliciously cut break
throw down or in anywise destroy any gate erected under the pro-
visions of this Act he shall for every such offence forfeit and pay any
sum not exceeding fifty pounds. Penalty for breaking
or destroying gates.
- 5 10. Any person who may be found by any owner or occupier
of land on or at the entrance to or exit from which any gate shall be
erected under the provisions of this Act or by any constable committing
or having then recently committed any offence against any of the four
three last preceding sections hereof and who shall refuse being there-
10 unto required by such owner occupier or constable to give his name
and place of abode or shall give a false or fictitious name or place of
abode may be thereupon apprehended by such owner occupier or
constable and taken to and detained at the nearest lock-up until he
can be taken before a Justice of the Peace to be dealt with as herein-
15 after mentioned Provided that it shall be lawful for any Justice of
the Peace Sub-Inspector or Senior Sergeant of Police to liberate such
person so apprehended on his giving reasonable bail for his attendance
before the Justice to answer for the offence for which he was appre-
hended.
- 20 11. If any person being required as in the last preceding section
of this Act is provided to give his name and place of abode shall give
a false or fictitious name or place of abode he shall for every such
offence forfeit and pay any sum not exceeding ten pounds. Penalty for giving
false or fictitious
name or place of
abode.
- 25 12. All forfeitures imposed by this Act shall be sued for by
the an owner or occupier of the land on or at the entrance to or exit
from which the gates in respect of which such forfeitures may have
been incurred shall have been erected and by no other person. Owners or occupiers
only to sue for
penalties.
- 30 13. All informations for offences against this Act may be heard
and determined and all forfeitures under this Act may be imposed
by any two or more Justices of the Peace in a summary way. Informations may
be heard and for-
feitures imposed in
a summary way.
- 35 14. If any penalty or forfeiture imposed or adjudged by any two
or more Justices of the Peace under this Act shall not be paid either
immediately or within such time as such Justices may appoint for
such payment not exceeding fourteen days after conviction then the
person so convicted shall by warrant under the hand of the convic-
ting Justices or of any other Justices of the Peace be committed to the
nearest gaol for any period not exceeding three calendar months.
- 40 15. It shall be lawful for the convicting Justices to order the
whole of any forfeiture that may be adjudged for any offence under
this Act to be paid to the person suing for the same but in the event
of no such order being made such forfeiture shall be paid one-half to
the person suing for the same and the other half to the Colonial
Treasurer to form part of the Consolidated Revenue Fund. Appropriation of
penalties.
- 45 16. The cost of all gates erected by the Minister and the cost
of maintaining the same and the estimated value of any fencing to be
paid for by the Minister in lieu of fencing shall be defrayed out of such
funds as Parliament may appropriate for such purposes respectively
and not otherwise. Costs of gates and
fences to be defrayed
out of Parliamentary
Votes.
17. This Act may be cited as the "Public Gates Act of 1867." Short title.

GATES ON PUBLIC ROADS BILL.

*SCHEDULE of the Amendments made by the Legislative Council in the Bill intituled,
"An Act to enable Gates to be erected across Roads in certain cases," returned to
the Legislative Assembly with Message of 9th October, 1867.*

R. O'CONNOR,
Clerk of the Parliaments.

- Page 1, clause 1, lines 20 and 21. Omit "'Cultivated Land'—Land which is being
"tilled for the purpose of raising any cereal esculent root or lucerne."
- Page 2, clause 2, line 4. Omit "justify" insert "render"
- " " line 5. Omit "at the public expense" insert "necessary for the
"public convenience"
- " " line 6. After "Minister" insert "with the consent of the owner of
"such lands"
- " " lines 9 to 12. After "cost" omit remainder of clause substitute "Pro-
"vided that nothing herein contained shall prejudice the right of the
"Crown to fence off any such road whenever the Minister shall think
"such fencing necessary or proper nor that of the owner or occupier of
"the land through which such road shall pass or be intended to pass
"to require the same to be fenced off pursuant to the Act of Council
"passed in the fourth year of the reign of His late Majesty William
"the Fourth number eleven."
- " clause 4, line 29. Omit "his" insert "the"
- " " " After "intention" insert "of the Government"
- " " lines 30 and 31. Omit "by notice in the Gazette revoke the permission
"given to erect any gates as aforesaid" insert "remove any gate erected
"as aforesaid whether so erected by his own direction or under any such
"permission as aforesaid"
- " " line 33. Omit "revocation be illegal and the same shall be forthwith"
insert "notice be"
- " " line 34. Omit "such gates so" insert "the gates to be"
- " " line 39. After "fence" add "Provided always that before the
"removal of such gates the fencing of the said road shall either have
"been completed or that in case the Minister shall have elected to pay
"the estimated value thereof a reasonably sufficient period shall have
"elapsed after payment for enabling the owner or occupier to complete
"the same."
- " clause 7, line 51. Omit "having opened" insert "shall omit to close"
- " " line 52. Omit "shall omit to close the same"
- " " lines 53 and 54. Omit "with such vehicles or animals as he may have
"with him"
- Page 3, clause 10, line 7. After "committing" insert "or having then recently com-
"mitted"
- " " line 8. Omit "four" insert "three"
- " " line 11. After "abode" insert "or shall give a false or fictitious.
"name or place of abode"
- " clause 12, line 25. Omit "the" before "owner" insert "an"
-

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.

*Legislative Assembly Chamber,
Sydney, 28 August, 1867. }*

CHA. TOMPSON,
Clerk of Legislative Assembly.

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

*Legislative Council Chamber,
Sydney, 9th October, 1867. }*

R. O'CONNOR,
Clerk of the Parliaments.

New South Wales.



ANNO TRICESIMO PRIMO

VICTORIÆ REGINÆ.

No. .

An Act to enable Gates to be erected across Roads in certain cases.

WHEREAS it is sometimes necessary to open roads through Preamble.
enclosed lands in cases where the erection of fencing on both
sides of such roads would injuriously affect the value of such lands or
where the convenience of such roads to the public is not sufficient to
warrant the expense of erecting such fences Be it therefore 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 :—

10 1. The following terms in inverted commas shall unless the Interpretation.
context otherwise indicate bear for the purposes of this Act the
meanings set against them respectively—

15 “Owner”—The person in possession of land as being the
owner thereof or in receipt of the rents and profits of
the land as being entitled thereto

“Occupier”—Any person in possession of land otherwise than
as owner thereof within the meaning of this Act

“Minister”—The Minister for the time being charged with
the execution of this Act

20 “Cultivated Land”—Land which is being tilled for the purpose
of raising any cereal esculent root or lucerne.

15—

2.

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

Gates on Public Roads.

2. Where any road heretofore or hereafter dedicated to the public by the Governor with the advice of the Executive Council shall pass through any enclosed land and the traffic on such road shall not be sufficient in the opinion of the Minister to justify render
 5 the fencing of the same at the public expense necessary for the public convenience it shall be lawful for the Minister with the consent of the owner of such lands to erect a gate or gates across such road at its entrance to and exit from such land at the public cost
~~And no owner of land on which such gates shall be so erected~~
 10 shall have any right to require such road to be fenced at the public expense excepting as to such portion of such road as at the time of its proclamation passed through cultivated land Provided that nothing herein contained shall prejudice the right of the Crown to fence off any such road whenever the Minister shall think such fencing necessary or
 15 proper nor that of the owner or occupier of the land through which such road shall pass or be intended to pass to require the same to be fenced off pursuant to the Act of Council passed in the fourth year of the reign of His late Majesty King William the Fourth number eleven.
3. It shall be lawful for the owner or occupier of any enclosed
 20 land through which any unfenced road heretofore or hereafter dedicated to the public by the Governor with the advice of the Executive Council may pass to erect a gate or gates across such road where the same passes through his land upon obtaining permission to do so from the Minister Provided that notice of the granting of such permission
 25 shall be published in the *Gazette* and that the nature and construction of such gates shall be approved by the Minister before the same shall be erected.
4. The Minister at the expiration of twelve months after notification in the *Gazette* of his the intention of the Government so to do
 30 may by notice in the *Gazette* revoke the permission given to erect any gates as aforesaid remove any gate erected as aforesaid whether so erected by his own direction or under any such permission as aforesaid and such gates shall after such revocation be illegal and the same shall be forthwith
 notice be removed and the road between such gates so the gates to be
 35 removed shall be fenced on both sides at the public cost or the estimated value of such fencing may at the option of the Minister be paid to the owner or occupier of such land to be expended by him in the erection of such fence Provided always that before the removal of such gates the fencing of the said road shall either have been completed or that in
 40 case the Minister shall have elected to pay the estimated value thereof a reasonably sufficient period shall have elapsed after payment for enabling the owner or occupier to complete the same.
5. Every such gate as aforesaid shall have painted thereon on
 both sides in letters not less than three inches long the words "Public
 45 Gate" and no gate on which such words shall not be so painted shall be deemed to have been or to be erected under the provisions of this Act.
6. All gates erected by the Minister under the provisions of
 this Act shall be repaired maintained and kept in good order and
 preservation at the public expense.
- 50 7. If any person having opened shall omit to close any gate erected under the provisions of this Act shall omit to close the same immediately after he shall have passed through the gateway with such
~~vehicles or animals as he may have with him~~ he shall for every such offence forfeit and pay any sum not exceeding twenty pounds.
- 55 8. If any person having opened any gate erected under the provisions of this Act without passing through the same shall omit immediately after he shall have so opened such gate to close the same he shall for every such offence forfeit and pay any sum not exceeding twenty pounds.

Minister may erect gates in certain cases.

Gates may be erected across roads in certain cases.

Permission to erect gates may be revoked.

Gates to have words "Public Gate" painted thereon.

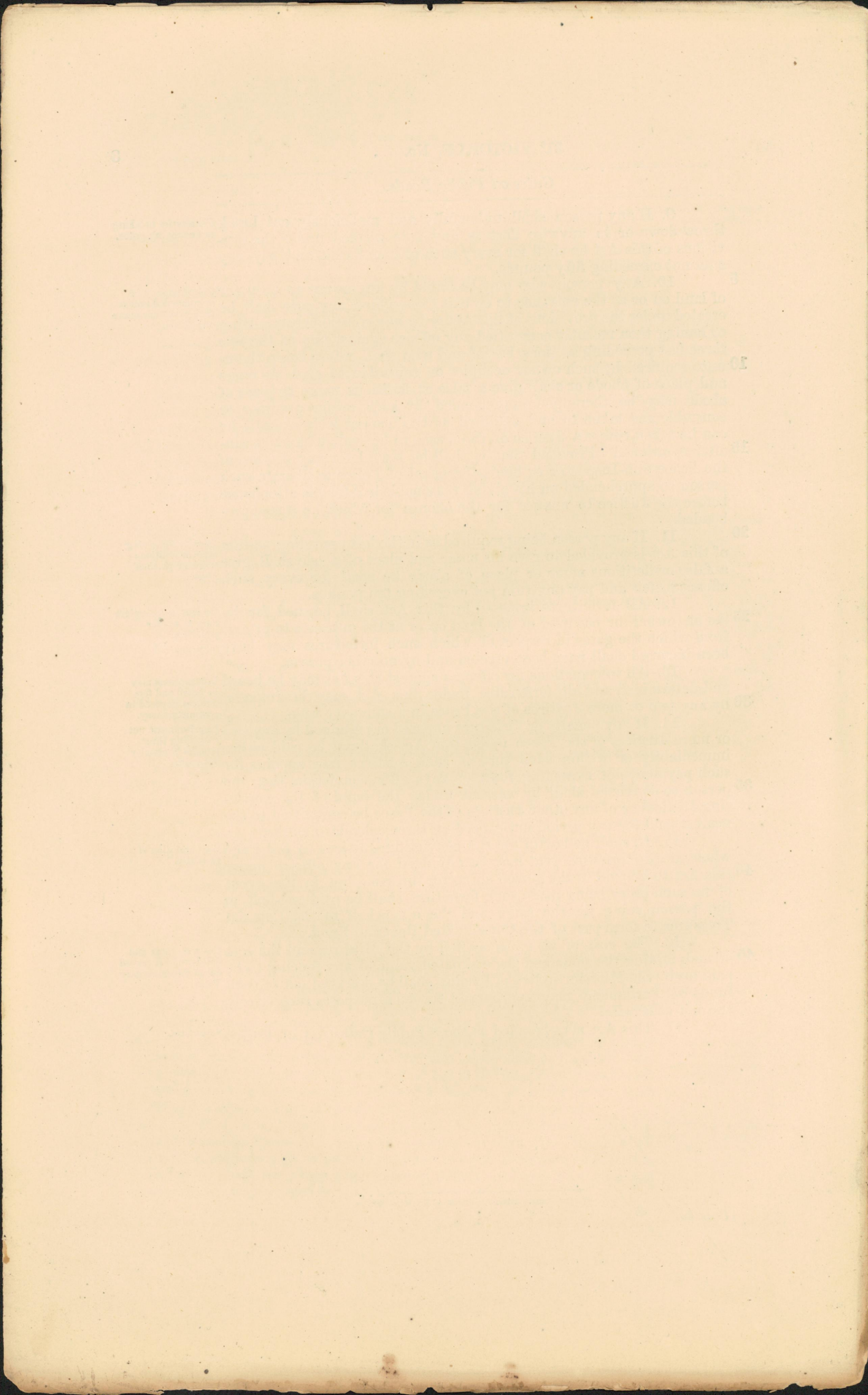
Maintenance and repair of gates.

Penalty for opening and passing through gates and neglecting to close them.

Penalty for opening gates and neglecting to close them.

Gates on Public Roads.

9. If any person shall unlawfully and maliciously cut break Penalty for breaking or destroying gates.
throw down or in anywise destroy any gate erected under the provisions of this Act he shall for every such offence forfeit and pay any sum not exceeding fifty pounds.
- 5 10. Any person who may be found by any owner or occupier Offenders may be apprehended unless they give their name and abode.
of land on or at the entrance to or exit from which any gate shall be erected under the provisions of this Act or by any constable committing **or having then recently committed** any offence against any of the ~~four~~
three last preceding sections hereof and who shall refuse being there-
10 unto required by such owner occupier or constable to give his name and place of abode **or shall give a false or fictitious name or place of abode** may be thereupon apprehended by such owner occupier or constable and taken to and detained at the nearest lock-up until he can be taken before a Justice of the Peace to be dealt with as herein-
15 after mentioned. Provided that it shall be lawful for any Justice of the Peace Sub-Inspector or Senior Sergeant of Police to liberate such person so apprehended on his giving reasonable bail for his attendance before the Justice to answer for the offence for which he was apprehended.
- 20 11. If any person being required as in the last preceding section of this Act is provided to give his name and place of abode shall give Penalty for giving false or fictitious name or place of abode.
a false or fictitious name or place of abode he shall for every such offence forfeit and pay any sum not exceeding ten pounds.
- 25 12. All forfeitures imposed by this Act shall be sued for by Owners or occupiers only to sue for penalties.
the an owner or occupier of the land on or at the entrance to or exit from which the gates in respect of which such forfeitures may have been incurred shall have been erected and by no other person.
- 30 13. All informations for offences against this Act may be heard and determined and all forfeitures under this Act may be imposed Informations may be heard and forfeitures imposed in a summary way.
by any two or more Justices of the Peace in a summary way.
- 35 14. If any penalty or forfeiture imposed or adjudged by any two or more Justices of the Peace under this Act shall not be paid either immediately or within such time as such Justices may appoint for such payment not exceeding fourteen days after conviction then the Imprisonment not exceeding three months if penalty not paid.
person so convicted shall by warrant under the hand of the convicting Justices or of any other Justices of the Peace be committed to the nearest gaol for any period not exceeding three calendar months.
- 40 15. It shall be lawful for the convicting Justices to order the Appropriation of penalties.
whole of any forfeiture that may be adjudged for any offence under this Act to be paid to the person suing for the same but in the event of no such order being made such forfeiture shall be paid one-half to the person suing for the same and the other half to the Colonial Treasurer to form part of the Consolidated Revenue Fund.
- 45 16. The cost of all gates erected by the Minister and the cost Costs of gates and fences to be defrayed out of Parliamentary Votes.
of maintaining the same and the estimated value of any fencing to be paid for by the Minister in lieu of fencing shall be defrayed out of such funds as Parliament may appropriate for such purposes respectively and not otherwise.
17. This Act may be cited as the "Public Gates Act of 1867." Short title.



GATES ON PUBLIC ROADS BILL.

SCHEDULE shewing the Legislative Assembly's Agreements to, Disagreements from, and Amendments upon the Legislative Council's Amendments in this Bill.

- Page 1, clause 1, lines 20 and 21. *Re-insert* " 'Cultivated land'—Land which is being tilled for the purpose of raising any cereal esculent root or lucerne."
- Page 2, clause 2, line 4. *Re-insert* "justify"; *omit* "render"
- " " line 5. *Re-insert* "at the public expense"; *omit* "necessary for the public convenience"
- " " line 6. *After* "Minister" *omit* "with the consent of the owner of such lands"
- " " " *Re-insert* lines 9 to 12. "And no owner of land on which such gates shall be so erected shall have any right to require such road to be fenced at the public expense excepting as to such portion of such road as at the time of its proclamation passed through cultivated land"
- Page 2, clause 2, line 13. *After* "the" *insert* "now existing"
- " " " *Add* the letter "s" to the word "right"
- " " " *After* "right" *omit* "of the Crown to fence off any such road whenever the Minister shall think such fencing necessary or proper nor that"
- " " line 16. *After* "pass" *omit* "or be intended to pass to require the same to be fenced off pursuant to"
- " " line 17. *Before* "the" *insert* "under"
- " clause 4, line 29. *Re-insert* "his"; *omit* "the"
- " " " *After* "intention" *omit* "of the Government"
- " " lines 30 and 31. *Re-insert* "by notice in the Gazette revoke the permission given to erect any gates as aforesaid"; *omit* "remove any gate erected as aforesaid whether so erected by his own direction or under any such permission as aforesaid"
- " " line 33. *Re-insert* "revocation be illegal and the same shall be forthwith"; *omit* "notice be"
- " clause 4, line 35. *Re-insert* "such gates so"; *omit* "the gates to be"
- " " line 39. *After* "fence" *omit* "Provided always that before the removal of such gates the fencing of the said road shall either have been completed or that in case the Minister shall have elected to pay the estimated value thereof a reasonably sufficient period shall have elapsed after payment for enabling the owner or occupier to complete the same."

NOTE.—These references are to the Council's reprint of the Assembly's Bill.

