

No. 9 of 1964.

An Ordinance to amend the *Freehold Titles Ordinance* 1962, and for purposes connected therewith.

[Reserved 19th December, 1963.]

[Assented to 12th March, 1964.]*

BE it ordained by the Legislative Council for the Northern Territory of Australia, in pursuance of the powers conferred by the *Northern Territory (Administration) Act* 1910-1962, as follows:—

- 1.—(1.) This Ordinance may be cited as the *Freehold Titles Ordinance* 1963. Short title and citation.
- (2.) The *Freehold Titles Ordinance* 1962 is in this Ordinance referred to as the Principal Ordinance.
- (3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Freehold Titles Ordinance* 1962-1963.
2. This Ordinance shall come into operation on the day on which the *Valuation of Land Ordinance* 1963 comes into operation. Commencement.
3. Section three of the Principal Ordinance is amended— Definitions.
 - (a) by omitting the definition of “improvements” and inserting in its stead the following definition:—

“ ‘improvements’ has the same meaning as in the *Valuation of Land Ordinance* 1963;”;
 - (b) by inserting after the definition of “State Act” the following definitions:—

“ ‘the Land and Valuation Review Tribunal’ or ‘the Tribunal’ means the Land and Valuation Review Tribunal established by the *Valuation of Land Ordinance* 1963;

“ ‘the Valuer-General’ means the person for the time being holding, or performing the duties of, the office of Valuer-General under the *Valuation of Land Ordinance* 1963;”;
 - (c) by omitting the definition of “unimproved capital value” and inserting in its stead the following definition:—

“ ‘unimproved capital value’ has the same meaning as in the *Valuation of Land Ordinance* 1963.”.

* Assent notified in the *Government Gazette* of the Northern Territory on 8th April, 1964 (see *Gazette* No. 14, 1964, p. 54).

Purchase price.

4. Section fourteen of the Principal Ordinance is amended by omitting sub-section (1.) and inserting in its stead the following sub-section:—

“(1.) The purchase price of land of which a grant of an estate in fee simple is made under this Ordinance is the amount determined by the Valuer-General under the *Valuation of Land Ordinance 1963* to be the unimproved capital value of the land at the date on which the application for the grant is made or, if that amount is varied on review under that Ordinance by the Land and Valuation Review Tribunal, that amount as so varied.”.

Applicant to advise within the prescribed time if he is prepared to accept proposed grant.

5. Section fifteen of the Principal Ordinance is amended by omitting sub-section (2.) and inserting in its stead the following sub-section:—

“(2.) For the purposes of the last preceding sub-section, the prescribed time is—

- (a) if the applicant does not object under the *Valuation of Land Ordinance 1963* to the determination by the Valuer-General of the unimproved capital value of the land at the date on which the application for the grant is made—the period of sixty days next succeeding the date on which the applicant receives the notification under section seven of this Ordinance;
- (b) if the applicant so objects to the determination but does not request the Valuer-General in accordance with that Ordinance to refer his decision on the objection to the Land and Valuation Review Tribunal for review—the period of sixty days next succeeding the date of the decision of the Valuer-General on the objection; or
- (c) if the applicant so requests the Valuer-General to refer his decision to the Tribunal for review—the period of sixty days next succeeding the date of the decision of the Tribunal on the review.”.

Appeal in respect of purchase price.

6. Section sixteen of the Principal Ordinance is repealed.

Transitional.

7. Where, before the commencement of this Ordinance, the Administrator has, under section seven of the Principal Ordinance, notified an applicant for the grant of an estate in fee simple in any land included in a lease that the Minister is prepared to make such a grant, the amendments made by this Ordinance do not apply in relation to the determination of the purchase price of the land for the purposes of the grant and the Principal Ordinance continues to apply in relation to the determination of that purchase price as if this Ordinance had not been made.