

CROWN LANDS REGULATIONS*

PART I.—PRELIMINARY.

Short title.

1. These Regulations may be cited as the Crown Lands Regulations.

Parts.

Substituted by
1954, No. 5;
amended by
1956, No. 8;
and 1965,
No. 16.

2. These Regulations are divided into Parts, as follows:—

Part I.—Preliminary (Regulations 1-3).

Part II.—Leases Generally.

Division 1.—Lands Available for Leasing (Regulations 4-6).

Division 2.—Application for Leases (Regulations 7-13).

Division 3.—Meetings of the Land Board (Regulations 14-16).

Division 4.—Execution and Commencement of Leases (Regulations 17-19).

Division 5.—Payment for Improvements (Regulations 20-21).

Division 6.—Appeals (Regulations 23-27).

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Division 8.—Surrender of Leases (Regulations 32-35).

Part III.—Pastoral Leases (Regulations 36-45).

Part IIIA.—Pastoral Homestead Leases (Regulations 45A-45E).

Part IV.—Agricultural Leases (Regulations 46-50).

Part V.—Town Leases (Regulations 52-54).

Part VI.—Miscellaneous Leases (Regulations 56-62).

Part VII.—Licences.

Division 1.—Grazing Licences (Regulations 64-73).

Division 2.—Occupation Licences (Regulations 75-87).

Division 2A.—Occupation (Development) Licences (Regulations 87A-87K).

Division 3.—Miscellaneous Licences (Regulations 88-103).

Part VIII.—Grants in Fee-simple (Regulations 104-111).

Part IX.—Miscellaneous (Regulations 112-115).

* The Crown Lands Regulations, in force under the *Crown Lands Ordinance* 1931-1966, comprise the following Regulations:—

Year and Number	Date on which made	Date notified in <i>Gazette</i> (See Note below)	Date of Commencement
1931, No. —	31st August, 1931	10th September, 1931	10th September, 1931
1933, No. —	25th August, 1933	31st August, 1933	31st August, 1933
1935, No. —	14th August, 1935	15th August, 1935	15th August, 1935
1936, No. —	24th August, 1936	3rd September, 1936	3rd September, 1936
1938, No. —	18th October, 1938	27th October, 1938	27th October, 1938
1943, No. 1	5th April, 1943	15th April, 1943	15th April, 1943
1948, No. 1	18th February, 1948	11th March, 1948	11th March, 1948
1949, No. 3	4th March, 1949	17th March, 1949	17th March, 1949
1954, No. 5	5th May, 1954	12th May, 1954	12th May, 1954
1956, No. 8	12th March, 1956	29th March, 1956	29th March, 1956
1958, No. 3	13th May, 1958	22nd May, 1958	22nd May, 1958
1962, No. 7	23rd March, 1962	4th April, 1962	4th April, 1962
1962, No. 13	2nd July, 1962	11th July, 1962	11th July, 1962
1962, No. 20	2nd November, 1962	21st November, 1962	21st November, 1962
1965, No. 9	21st May, 1965	2nd June, 1965	2nd June, 1965
1965, No. 16	28th September, 1965	6th October, 1965	6th October, 1965

Note.—The date shown in the third column of the above table is date of notification in the *Commonwealth of Australia Gazette* except in the case of the following Regulations which were notified in the *Northern Territory Government Gazette*, viz.—

Regulations 1954, No. 5; 1962, Nos. 7, 13 and 20; and 1965, Nos. 9 and 16.

- 3.—(1.) In these Regulations, unless the contrary intention appears—
- “agent” means a person duly appointed in writing by a person to act as his representative;
- “applicant” means a person who has made an application under the Ordinance;
- “cattle” includes camels, horses, geldings, mares, asses, mules, bullocks, cows, bulls, and foals and calves over six months old;
- “lease” means a lease under the Ordinance;
- “licence” means a licence under the Ordinance;
- “sheep” includes rams, wethers, ewes, and lambs, and kids over six months old;
- “stock” includes cattle, sheep, goats and pigs;
- “the Ordinance” means the *Crown Lands Ordinance* 1931, as amended from time to time.

Interpretation.
Sub-reg. (1.)
amended by
1954, N. 5.

(2.) In these Regulations, a reference to a form by number is a reference to the Form so numbered in the First Schedule to these Regulations.

Added by
1954, No. 5.

PART II.—LEASES GENERALLY.

Division 1.—Lands Available for Leasing.

4. Before any land is offered for leasing, the Administrator shall fix the rental—
- (a) in the case of pastoral lands—for not more than the first ten years of the lease;
- (b) in the case of agricultural lands—for the first twenty-one years of the lease; and
- (c) in the case of town lands—for the first fourteen years of the lease.

Rental payable
in respect of
first period of
lease.

Amended by
Regs. of
18.10.1938.

5.—(1.) In notifying lands available for leasing the Administrator shall fix the closing date for receiving applications at not less than one month and not more than three months after the first publication of the notice in the *Gazette*.

Closing date of
applications.

Sub-reg. (1.)
substituted by
Regs. of
14.8.1935;
amended by
Regs. of
18.10.1938.

(2.) Any land notified in the *Gazette* as available for leasing and not allotted by the Administrator shall remain open for leasing unless withdrawn or again advertised by notice in the *Gazette* setting out any altered conditions of occupancy.

Amended by
Regs. of
18.10.1938.

6. Before any land is offered for leasing as an agricultural lease, a town lease, or a lease of garden lands, the land shall be first surveyed.

Survey, &c.,
prior to leasing
of certain
lands.

Division 2.—Applications for Leases.

7. An application for a lease, other than a lease of town lands or a miscellaneous lease, may be made in accordance with Form 1, 2 or 3, and addressed to the Administrator at the Lands Office, Darwin, within the time specified in the *Gazette* for the receipt of applications.

Form of
application.

Amended by
Regs. of
18.10.1938;
and 1954, No. 5.

8.—(1.) The Administrator shall not accept any application for a lease which is made by telegraph.

Applications
by telegraph.
Sub-reg. (1.)
amended by
Regs. of
18.10.1938.

Amended by
Regs. of
18.10.1938.

(2.) An applicant may instruct his agent by telegraph to lodge an application on his behalf, and the Administrator shall accept an application so lodged, provided the agent produces with the application the original of his telegraphed instructions, and the application is lodged within the time specified in the *Gazette* for receiving applications.

Reg. 9 repealed
by 1956, N . 8.

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Deposit payable
on application.

10. An application for a pastoral lease or an agricultural lease shall be accompanied by a deposit equal to the rental for the first year of the lease.

Medical
certificate of
fitness.

Amended by
Regs. of
18.10.1938.

11. The Administrator may require any applicant for a lease containing a residence covenant to produce a medical certificate of fitness.

Applicant may
be required to
state whether
member of the
Forces.

11A.—(1.) The Administrator may require any applicant for a lease to state whether he has been a member of the Forces.

Inserted by
1948, No. 1.

(2.) In this regulation, " member of the Forces " has the same meaning as in section 4 of the *Re-establishment and Employment Act* 1945.

Priority of
applications.
Amended by
1954, No. 5.

12. Applications for leases of lands made available for leasing and not allotted shall have priority according to the date of their receipt in the Lands Office, Darwin.

Payment of
rent.
Amended by
1954, No. 5.

13. The rental of any lease may be paid at the Lands Office, Darwin.

Division 3.—Meetings of the Land Board.

Division 3
repealed by
Regs of
18.10.1938;
inserted by
1954, No. 5.

Chairman to
notify
applicants of
time and place
of meeting of
Board.

14. The Chairman of the Board shall, not less than twenty-eight days before the day fixed for a meeting of the Board, notify each applicant, whose application is to be considered by the Board at that meeting, of the time and place at which the meeting is to be held.

Repealed by
Regs. of
18.10.1938;
inserted by
1954, No. 5.

Communica-
tions with
members of the
Board.

15. A person shall not, before or after a meeting of the Board, communicate with a member of the Board with a view to influencing a recommendation of the Board.

Repealed by
Regs. of
18.10.1938;
inserted by
1954, N . 5.

Penalty: One hundred pounds.

Interruption
of proceedings
of the Board.

16. A person shall not interrupt the proceedings of the Board or cause a disturbance in any place where the Board is meeting.

Repealed by
Regs. of
18.10.1938;
inserted by
1954, No. 5.

Penalty: Ten pounds.

Division 4.—Execution and Commencement of Leases.

17. Every lease shall be prepared in duplicate and submitted to the Surveyor-General who shall, if satisfied that the lease is correct for execution, sign a certificate thereon to that effect and cause the lease to be forwarded to the lessee for execution.

Lease to be prepared in duplicate.

18.—(1.) Every lease, after execution by the lessee, shall be executed by the Minister and registered in the manner provided by law for the registration of Crown leases.

Registration of leases.

(2.) The lessee shall pay to the Administrator before the issue of the lease, a fee of Thirty shillings for the preparation and registration of the lease.

Amended by Regs. of 18.10.1938.

19. The term of a lease shall commence on the first day of July following the date on which the application therefor is approved by the Administrator:

Commencement of lease. Amended by Regs. of 18.10.1938.

Provided that the lessee shall pay the proportional amount of rent which would be due from the date of the approval of the application to the thirtieth day of June next ensuing as if the lease had commenced on the date of approval, and may enter upon and take possession of the leased land and use it for the purpose of the lease as if the lease had commenced on the date of such approval.

19A. A lease granted under Section 6A of the Ordinance shall contain the following covenants, conditions and provisions:—

Covenants of lease under section 6A of Ordinance.

(a) a covenant for the prompt payment of the rent reserved by the lease;

Inserted by 1962, No. 13; amended by 1962, No. 20.

* * * * *

(c) a condition that the lessee will pay all rates, charges and assessments made, levied, imposed or issued in respect of the leased land whether those rates, charges or assessments are payable at law by the lessee or by the Commonwealth;

(d) a covenant for the maintenance and delivery up of the premises in good and tenantable repair, fair wear and tear and damage by fire, flood, lightning, storm, tempest and earthquake excepted;

(e) a covenant that the lessee will not assign, sublet or underlease the premises without the consent of the Administrator; and

(f) a provision for the determination of the lease on fourteen days notice.

Division 5.—Payment for Improvements.

* * * * *

Reg. 20 repealed by 1958, No. 3.

21.—(1.) Where the lessee is allowed to pay for improvements by instalments, he shall, within seven days, or such further period as the Administrator approves, after the commencement of the lease, insure, and keep insured, in the full value thereof against fire, in an insurance office approved by the Administrator, all such improvements which are liable to be destroyed or damaged by fire.

Insurance of improvements. Sub-reg. (1.) amended by Regs. of 18.10.1938; and 1958, N. 3.

Amended by
Regs. of
18.10.1938.

(2.) Any such insurance shall be in the joint names of the lessee and the Administrator, as the case requires.

Amended by
Regs. of
18.10.1938.

(3.) The lessee shall lodge the policy of every such insurance with the Administrator within one month after the issue thereof.

Amended by
Regs. of
18.10.1938.

(4.) The lessee shall forward to the Administrator the receipts for the premiums payable in respect of every such policy within seven days after they are due.

Amended by
Regs. of
18.10.1938.

(5.) If the lessee fails to comply with any of the provisions of this regulation, the Administrator may insure the improvements in accordance with the provisions of this regulation.

Amended by
Regs. of
18.10.1938.

(6.) All moneys expended by the Administrator on any such insurance with interest thereon at the rate of Ten pounds per centum per annum computed from the time of spending the moneys shall be repaid by the lessee on demand to the Administrator, and may be recovered in like manner as rent is recoverable.

(7.) All sums of money received under any such insurance shall be laid out in reinstating the premises in respect of which the insurance is received.

Division 6.—Appeals.

Appeals from
re-appraisement
of rent.

Substituted by
Regs. of
18.10.1938.

22.—(1.) An appeal to the Minister against any re-appraisement of rent made by the Administrator shall be made in writing within six months after the date on which the re-appraisement takes effect.

(2.) An appeal to the Supreme Court of the Northern Territory against any decision of the Minister with respect to any re-appraisement of rent shall be made in writing within six months after the date of the notification to the lessee of the Minister's decision.

Appeal from
decision as to
area to be
resumed or as
to compensation
for
improvements.

Amended by
Regs. of
18.10.1938.

23. An appeal to the Minister against any decision of the Administrator with respect to—

(a) the area included in any lease to be resumed by the Minister or to be subdivided by the lessee; or

(b) the improvements on any lands for which or in respect of which the lessee is entitled to receive payment or compensation,

shall be made in writing within six months after the date of the notification to the lessee of the Administrator's decision.

Appeal from
Minister's
decision under
section 36 or 57
of Ordinance.

24. An appeal from the Minister's decision to the Supreme Court of the Northern Territory in pursuance of section 36 or 57 of the Ordinance shall be made in writing within six months after the date of the notification to the lessee of the Minister's decision.

Appeal from
assessment of
compensation
for resumption.

Amended by
Regs. of
18.10.1938.

25. An appeal to the Supreme Court of the Northern Territory from any assessment of the Administrator of the compensation payable, on the resumption of any leased land in pursuance of section 103 of the Ordinance, for improvements on the land or for any depreciation in the value of the lease by reason of the resumption or for the loss of the lease, shall be made in writing.

Appeals to
Supreme
Court.

26.—(1.) Every appeal to the Supreme Court of the Northern Territory shall be dated and shall be entitled "In the Supreme Court of the Northern Territory" with the name of the matter to which it relates.

(2.) The writing by which the appeal is made shall be filed in the Court and a copy thereof served on the Minister or the Administrator by the person lodging the appeal, as the case requires.

Amended by
Regs. of
18.10.1938.

27. Every appeal to the Minister shall be dated and entitled with the name of the matter to which it relates, and a copy of the writing by which it is made shall be served on the Administrator.

Appeals to
Minister.
Amended by
Regs. of
18.10.1938.

Division 7.—Forfeiture of Leases.

* * * * *

Regs. 28, 29, 30
and 31 repealed
by 1949, No. 3.

Division 8.—Surrender of Leases.

32.—(1.) The surrender of a lease or part thereof shall be made in accordance with Form 4 and shall take effect on the date on which that form is lodged at the Lands Office, Darwin.

Surrender of
leases.
Sub-reg. (1.)
amended by
1954, No. 5.

(2.) The Administrator shall forward such surrender to the Minister for acceptance by the Minister.

Amended by
Regs. of
18.10.1938.

33.—(1.) The Minister shall notify the Registrar-General in writing of the surrender of a lease or portion of a lease, and the date from which the surrender takes effect.

Notification to
Registrar-
General of
surrender of
lease.

(2.) The receipt of that notification shall be sufficient proof to the Registrar-General that the lease has been surrendered either wholly or in part, as the case may be.

34. When a lease has been partly surrendered the Administrator shall cause to be prepared a new plan delineating the amended boundaries of the lease and shall forward a copy of the new plan to the Registrar-General for attachment to the original copy of the lease.

Amended plan
where lease
partly
surrendered.
Amended by
Regs. of
18.10.1938.

35. A fee shall not be payable in respect of the surrender of any lease or part thereof.

No fee payable
on surrender.

PART III.—PASTORAL LEASES.

36.—(1.) In addition to the matters mentioned in section 16 of the Ordinance, the Administrator shall state in the advertisement in the *Gazette* giving notice of pastoral lands available for leasing, what proportion (if any) of the leased area shall be subject to resumption, and subject to the next succeeding sub-regulation, the dates on which re-appraisal of the rentals shall be made.

Matters to be
specified in
advertisement
of pastoral
lands available
for leasing.
Sub-reg. (1.)
amended by
Regs. of
18.10.1938.

(2.) The date on which the rental payable under a pastoral lease shall be first subject to re-appraisal shall be not less than seven nor more than ten years after the commencement of the lease and the date on which the lease shall be subject to any subsequent re-appraisal shall be not less than seven years after the last preceding re-appraisal.

37. The statement showing the number of stock carried on the land required, by section 39B of the Ordinance, to be made by the lessee of pastoral lands shall be in accordance with Form 5.

Form of
statement of
number of
stock on land.
Amended by
1954, No. 5.

Permits to search for water.

Repealed by 1943, No. 1; inserted by 1954, No. 5.

38.—(1.) An application under sub-section (1.) of section 47B of the Ordinance for a permit to search for water shall be in accordance with Form 7.

(2.) A permit to search for water under section 47B of the Ordinance shall be in accordance with Form 8.

Extension of permit to search for water.

Inserted by 1954, No. 5.

38A. If a permit which is granted under section 47B of the Ordinance is extended under sub-section (3.) of that section, the Administrator shall endorse on the permit the words "Extended to" followed by the date to which it is extended.

Minimum yield of bore.

Inserted by 1954, No. 5.

38B. For the purposes of sub-section (5.) of section 47B of the Ordinance, the prescribed number is twenty thousand.

Form of application to exchange pastoral leases.

Inserted by 1954, No. 5.

38C. An application under section 48A of the Ordinance shall be in accordance with Form 9.

Form of election to accept pastoral leases.

Inserted by 1954, No. 5.

38D. An election under sub-section (2.) of section 48c of the Ordinance shall be in accordance with Form 10.

Notification of resumption to Registrar-General.

39. The Minister shall upon the resumption of any land forthwith notify the Registrar-General in writing of the resumption, the area resumed, the date from which the resumption takes effect and the amount by which the rental payable under the lease has been decreased.

Notification of decrease of rental to lessee.

Amended by Regs. of 18.10.1938.

40. The Administrator shall, within six months after the date upon which any resumption takes effect, notify the lessee in writing of the amount by which the rental under the lease is decreased.

Application for permission to subdivide in lieu of resumption.

41. A request by a lessee for permission to subdivide an area included in his lease in pursuance of section 54 of the Ordinance shall be made in writing.

Plan of subdivision.

42.—(1.) Where the Minister grants permission to subdivide an area included in a lease, the lessee shall submit for the approval of the Minister a plan of the proposed subdivision.

(2.) The Minister may approve or reject the plan or return it to the lessee for amendment and approve it in an amended form.

Costs of subdivision.

43. The lessee shall bear all the costs (including the cost of surveys) of the subdivision.

Approval of transfers of subdivided blocks.

44. Before any block in an area which has been subdivided is transferred the lessee shall submit for the approval of the Minister the name of, and such other information as the Minister thinks fit with respect to, the person to whom the lessee proposes to transfer the block.

45. For the purposes of paragraph (e) of sub-section (3.) of section 48D of the Ordinance, the prescribed reservations, covenants, conditions and provisions are those contained in the Second Schedule to these Regulations.

Prescribed reservations, covenants, conditions and provisions for leases under section 48D. Substituted by 1954, No. 5.

PART IIIA.—PASTORAL HOMESTEAD LEASES.

Part IIIA. inserted by 1954, No. 5.

45A. For the purposes of section 59A of the Ordinance, the prescribed number of stock which is sufficient to constitute, for each of the areas shown and marked with a number on the plan in the Third Schedule to these Regulations, an efficient productive unit is the number of stock specified in the table to this regulation opposite to the area marked with that number.

Number of stock sufficient for each area. Inserted by 1954, No. 5.

Area	Number of Stock
For the area marked 1 on the plan	9,000
For the area marked 2 on the plan	8,000
For the area marked 3 on the plan	8,000
For the area marked 4 on the plan	5,000
For the area marked 5 on the plan	4,000
For the area marked 6 on the plan	3,000
For the area marked 7 on the plan	3,500

45B. An application under section 59D of the Ordinance shall be in accordance with Form 10A and shall be made to the Administrator.

Application for Pastoral Homestead Lease. Inserted by 1954, No. 5.

45C. An application under section 59E of the Ordinance shall be in accordance with Form 10B.

Application to exchange pastoral lease for pastoral homestead lease. Inserted by 1954, No. 5.

45D. An election under sub-section (2.) of section 59G of the Ordinance shall be in accordance with Form 10C.

Election to accept pastoral lease. Inserted by 1954, No. 5.

45E. For the purposes of paragraph (f) of sub-section (3.) of section 59H of the Ordinance, the prescribed reservations, covenants, conditions and provisions are those contained in the Second Schedule to these Regulations.

Prescribed reservations, covenants, conditions and provisions for leases under section 59H. Inserted by 1954, No. 5.

PART IV.—AGRICULTURAL LEASES.

46. An application for exemption from the residence covenant of an agricultural lease shall be made in writing to the Administrator.

Application for exemption from residence covenant. Amended by Regs. of 18.10.1938.

47. The payment of the rent under any agricultural lease shall not be postponed for a longer period than one year and the postponement may be allowed with or without payment of any penalty as the Administrator thinks fit.

Postponement of rent. Amended by Regs. of 18.10.1938.

Stocking
covenant.
Substituted by
1962, No. 7.

48.—(1.) Subject to regulation 48A of these Regulations the lessee of lands for mixed farming and grazing shall—

- (a) within the first three years of the lease—stock the land with stock at the rate of not less than two head of cattle or ten head of sheep per square mile;
- (b) within the first seven years of the lease—stock the land with stock at the rate of not less than four head of cattle or twenty head of sheep per square mile;
- (c) within the first fourteen years of the lease—stock the land with stock at the rate of not less than six head of cattle or thirty head of sheep per square mile; and
- (d) for the remainder of the term of the lease after the fourteenth year—keep the land stocked to the extent specified in the last preceding paragraph.

(2.) For the purposes of this regulation “sheep” includes goats and pigs.

Stocking
covenant for
Tipperary
Land System.
Inserted by
1962, No. 7.

48A.—(1.) Where a lease of agricultural lands for mixed farming and grazing is granted after the commencement of this regulation, and the land comprised in the lease is part of the Tipperary Land System, the lessee shall—

- (a) within the first three years of the lease—stock the land with stock at the rate of not less than ten head of cattle or fifty head of sheep per square mile;
- (b) within the first seven years of the lease—stock the land with stock at the rate of not less than twenty head of cattle or one hundred head of sheep per square mile;
- (c) within the first fourteen years of the lease—stock the land with stock at the rate of not less than thirty head of cattle or one hundred and fifty head of sheep per square mile; and
- (d) for the remainder of the term of the lease after the fourteenth year—keep the land stocked to the extent specified in the last preceding paragraph.

(2.) For the purposes of this regulation—

- (a) “sheep” includes goats and pigs; and
- (b) “the Tipperary Land System” means the land of which the extent and location are indicated by horizontal hatching lines on Plan 2395/D lodged in the Darwin office of the Lands and Survey Branch of the Northern Territory Administration Division of the Department of Territories.

Additional
covenants in
agricultural
(cultivation)
leases.

49. Every agricultural lease of lands for cultivation shall, in addition to the covenants required to be contained in the lease by the Ordinance or any other provision of these Regulations, contain—

- (a) a covenant that the lessee will enter into personal occupation of the leased land within such period from the date of notification of allotment as is specified in the lease; and

(b) a covenant that the lessee will comply with the laws in force relating to the destruction of vermin and noxious weeds.

50.—(1.) Subject to this regulation, the lessee of lands under an agricultural lease shall, within the first four years of the lease, enclose the land comprised in the lease with a substantial fence satisfactory to the Administrator, and maintain the fence in an efficient state of repair during the currency of the lease.

Fencing.
Substituted by
1962, No. 7.

(2.) Where the Administrator is satisfied that compliance with the requirement of the last preceding sub-regulation is in the circumstances impracticable or unnecessary, he may, by notice in writing to the lessee, permit compliance with the requirement to be dispensed with subject to such conditions as he specifies in the notice.

(3.) A dispensation which has been permitted under the last preceding sub-regulation continues subject to compliance by the lessee with the conditions specified in the notice for such period as the Administrator specifies in the notice, but not exceeding twenty years from the date of the notice.

* * * * *

Reg. 51 repealed
by 1954, No. 5.

PART V.—TOWN LEASES.

52. The Administrator shall advertise in the *Gazette* public auctions for the sale of leases of town lands and the conditions under which those lands may be leased.

Advertisement
of auctions of
town lands.
Amended by
Regs. of
18.10.1938.

53. Each lot offered as a lease of town lands shall be auctioned separately.

Town lots to
be auctioned
separately.

54. An application for a lease of town lands which has been offered for sale at public auction and not sold shall be made in writing to the Administrator and shall be accompanied by the first year's rent.

Application for
lot not sold
by auction.
Amended by
Regs. of
18.10.1938.

* * * * *

Reg. 55 repealed
by 1954, No. 5.

PART VI.—MISCELLANEOUS LEASES.

56. Application for miscellaneous leases shall be made in writing to the Administrator.

Applications.
Amended by
Regs. of
18.10.1938.

57. The Minister may grant miscellaneous leases for any manufacturing, industrial, residential or business purpose.

Purposes for
which lease may
be granted.
Amended by
Regs. of
18.10.1938; and
1956, No. 8.

58. Where a miscellaneous lease is applied for, the Administrator may offer the lease for sale at public auction (which shall be duly advertised by the Administrator in the *Gazette*) at an upset annual rental fixed by the Administrator, or the Administrator may grant the application upon such terms and conditions as he thinks fit, or he may refuse the application.

Procedure
where lease
applied for.
Amended by
Regs. of
18.10.1938.

Procedure where land not surveyed.

Amended by Regs. of 18.10.1938; and 1956, No. 8.

Payment of first year's rent.

Amended by Regs. of 18.10.1938.

Powers of lessee.

Amended by R gs. of 18.10.1938.

Timber leases.

Amended by Regs. of 18.10.1938.

59. If the land applied for as a miscellaneous lease other than a lease of garden lands has not been surveyed, the Minister may grant the application, but may, if he thinks fit, refuse to issue the lease until the land included in the application has been surveyed, at the applicant's expense.

60. The first year's rent of a miscellaneous lease shall be paid within such time as the Administrator requires.

61. The Administrator shall permit the holder of a miscellaneous lease to do all things on the leased area which in the Administrator's opinion are necessary for carrying out the purpose of the lease.

62. Miscellaneous leases granted for the purpose of cutting and taking timber or wood from the land comprised therein shall, in addition to the provisions contained in the Ordinance and these Regulations, be subject to the following provisions:—

- (a) The Administrator may, if he thinks fit, impose on the lessee conditions as to replanting the land or such portion thereof as he specifies in the lease;
- (b) The Administrator may insert in the lease a provision prohibiting the cutting down or destruction of any tree of less than such minimum girth as is specified in the lease;
- (c) A royalty fixed by the Administrator shall be payable on all timber, other than timber for fuel purposes, obtained from the land;
- (d) The amount of the royalty payable shall be specified in the lease and shall not exceed the following amounts:—

Timber Obtained for Saw-mill Purposes.

	s.	d.	
Sandalwood	12	6	per ton
Hardwood of any variety	0	6	per 100 superficial feet
Cyprus Pine	0	6	per 100 superficial feet
Paper Bark (Swamp Ti-tree)	0	2	per 100 superficial feet
Other softwoods	0	6	per 100 superficial feet

Timber Obtained for Use in the Round or as Hewn.

	s.	d.	
Piles, Girders, Headstocks, Walings and Bracings	0	3	per lineal foot
Telegraph Poles, and House Stumps exceeding 18 inches in girth	0	1	per lineal foot
Telegraph Poles and House Stumps under 18 inches in girth	0	0½	per lineal foot
Railway Sleepers, Hardwood	10	0	per 100
Railway Sleepers, Cypress Pine	12	6	per 100
Transoms	12	6	per 100;

- (e) All timber cut upon any land comprised in a miscellaneous lease shall be marked by the lessee by impressing, by means of a hammer, on one end of each log into which a tree has been cut and on the stump of the tree, the brand specified in the next succeeding paragraph;
- (f) Every miscellaneous lease other than a lease to cut fuel timber shall specify the brand consisting of one or more numerals or letters and a < > to be placed by the lessee on all timber cut on the land comprised in the lease;
- (g) Timber in respect of which a royalty is payable shall not be removed from the place where it has been cut without the written consent of the Administrator or a person authorized by the Administrator;
- (h) When it is desired to remove timber from the place where it has been cut, the lessee shall give notice to the Administrator in accordance with Form 11;
- (i) Upon receipt of the notice the Administrator or a person authorized by the Administrator shall cause the timber in respect of which the notice has been given to be measured and marked with a Crown, and upon payment of the royalty due thereon, shall give written consent to its removal:

Provided that the Administrator or person authorized by the Administrator may, upon receipt of an application in accordance with Form 12, grant a permit in accordance with Form 13, authorizing the removal of the timber, prior to its measurement and the payment of the royalty, to an approved mill, mine, depot, wharf or railway;

- (j) Where timber has been removed to an approved place prior to measurement, the lessee shall, upon arrival of the timber at that place, give notice in writing thereof to the Administrator, which shall thereupon cause the timber to be measured; and
- (k) Until that measurement and the payment of the royalty, the timber shall not be further moved or otherwise dealt with.

* * * * *

Reg. 63 repealed
by 1954, N. 5.

PART VII.—LICENCES.

Division 1.—Grazing Licences.

Division 1
substituted by
1956, No. 8.

64.—(1.) An application for a grazing licence shall be made in writing to the Administrator and shall be signed by either the applicant or his agent.

Application for
grazing licences.
Substituted by
1956, No. 8.

(2.) An application shall set out—

- (a) the full name of the applicant, his occupation and his place of residence; and
- (b) the situation, description and area of land in respect of which the application is made.

(3.) An applicant shall forward with his application—

- (a) an application fee of Two pounds; and
- (b) an amount, as and for the rent payable for the licence, calculated in accordance with the succeeding provisions of this regulation.

(4.) The amount payable shall be at the rate of Two pence per square mile for each square mile or part of a square mile contained in the area of the land for which the application is made for each month from the first day of the month next succeeding the date of the application to the next succeeding thirtieth day of June.

Power of
Administrator
to grant
licences,
Substituted by
1956, No. 8.

65.—(1.) The Administrator or any person thereto authorized by the Administrator may—

- (a) grant the application;
- (b) refuse the application; or
- (c) return the application for amendment in such manner as is specified.

(2.) If the application, amended in the manner so specified, is returned to the Administrator, the Administrator shall grant the application.

(3.) The Administrator shall, as soon as practicable after he has granted the application, issue to the applicant a grazing licence.

Conditions to
be included in
grazing licence,
Substituted by
1956, No. 8.

66. A grazing licence shall be in a form approved by the Administrator, and—

- (a) shall include a condition prescribing the maximum number and type of stock which may be depastured on the land in respect of which the licence is granted;
- (b) shall, in the case of a grazing licence granted in respect of land included in an area which has been reserved for a travelling stock reserve under section 103 of the Ordinance, include a condition—

(i) that, if an inspector appointed in pursuance of the *Stock Routes and Travelling Stock Ordinance 1954-1955* gives notice to the holder of the grazing licence that it is necessary for the benefit of travelling stock that such stock should be fed, watered or held on the land in respect of which the licence has been granted, the holder of the grazing licence shall not prevent or hinder those stock from entering, feeding, watering or remaining on the land;

(ii) that, if so directed by the inspector, the holder of the licence will remove any stock belonging to him or under his control from the land in respect of which the licence has been granted and will exclude them from the land for the period specified in the notice; and

(iii) that the holder of the licence shall be entitled to a proportionate rebate of rent paid in respect of the licence for any period during which any stock belonging to him or under his control are so excluded from the land in respect of which the licence has been granted;

(c) shall include a condition that if the Administrator notifies the applicant that he has determined a rental in accordance with regulation 73 which exceeds the rental forwarded by the licensee with his application, the licensee shall pay the amount of the excess to the Administrator within one month from the date of receipt of the notification; and

(d) may include any other conditions which the Administrator may think necessary or desirable in any particular case.

67.—(1.) Where the Administrator or any person thereto authorized by the Administrator grants or refuses an application, he shall forthwith notify the applicant in writing accordingly.

Notice of conditions attached to grant of licence.

Substituted by 1956, No. 8.

(2.) The Administrator or person authorized shall, when notifying an applicant under the last preceding sub-regulation that his application for a grazing licence has been granted, specify in the notification the conditions subject to which the licence shall be granted.

(3.) Subject to sub-regulation (2.) of regulation 68 of these Regulations, an applicant may, within one month after the date of receipt of a notification under sub-regulation (1.) of this regulation that his application has been granted, inform the Administrator in writing that he is not prepared to accept a grazing licence which includes all or any of the conditions set out in the notification, and his application shall, on receipt of the notice, be deemed to have been withdrawn.

68.—(1.) The receipt of a notice under the last preceding regulation that his application has been granted entitles the applicant, subject to the conditions set out in the notice, to graze stock on the land in respect of which the application was made.

Right of applicant on receipt of notice that application granted.

Substituted by 1956, No. 8.

(2.) A person who commences to graze stock on the land in accordance with the last preceding sub-regulation shall be deemed to have accepted a licence upon the conditions set out in the notice.

69. When an application for a grazing licence is refused or withdrawn, the amount of the first year's rent lodged with the application shall be refunded to the applicant.

Refund of rent after licence refused or withdrawn.

Substituted by 1956, No. 8.

70. A grazing licence remains in force until the thirtieth day of June next following the date of the grant of the licence.

Duration of licence.

Substituted by 1956, No. 8.

71.—(1.) Where, in the opinion of the Administrator, a licensee has failed to comply with a condition of his licence, the Administrator may—

Power of Administrator to forfeit or cancel licences.

Substituted by 1956, No. 8.

(a) by notice in writing addressed to the licensee, direct him to comply with the conditions of the licence forthwith or within such time as the Administrator may specify in the notice; or

(b) by notice in the *Gazette*, forfeit the licence.

(2.) If a licensee fails to comply with a notice addressed to him under paragraph (a) of the last preceding sub-regulation, the Administrator may, by notice in the *Gazette*, forfeit the licence.

(3.) The Administrator may, on giving to the licensee three months' notice in writing of his intention so to do, cancel a grazing licence.

Renewal of
licences.
Substituted by
1956, No. 8.

72.—(1.) A grazing licence may, at the discretion of the Administrator, be renewed from time to time for a period not exceeding twelve months.

(2.) The holder of a grazing licence may make application for renewal of the licence at any time within one month before the date of the expiry of the licence.

(3.) An application for the renewal of a grazing licence shall be accompanied by a renewal fee of Two pounds and an amount, as and for the rent payable for the licence, calculated in accordance with regulation 64 of these Regulations or, if a rate of rent has been determined by the Administrator under regulation 73 of these Regulations, at the rate determined by the Administrator, for the period for which the renewal is sought.

(4.) The Administrator may grant an application for the renewal of a grazing licence upon the same conditions as those to which the original licence was subject or upon other conditions or may refuse the application.

(5.) For the purposes of regulations 67, 68, 69 and 73 of these Regulations, an application for the renewal of a grazing licence shall be deemed to be an application for a grazing licence.

(6.) An official receipt showing the amount of the renewal fee payable in pursuance of sub-regulation (3.) of this regulation and the total amount of the rent payable for the whole period of the renewal shall be sufficient proof that the licence has been renewed.

Determination
of rental by
the
Administrator.
Substituted by
1956, No. 8.

73.—(1.) The Administrator may—

- (a) determine that the rent payable for a grazing licence shall be a rent based on the carrying capacity of cattle of the land in respect of which the licence has been granted instead of a rent based on the area of the land;
- (b) determine the carrying capacity of cattle which in his opinion is the carrying capacity of the land; and
- (c) determine the rate of rent payable for the grazing licence based on that carrying capacity.

(2.) In determining a rate under paragraph (c) of the last preceding sub-regulation, the Administrator shall not determine a rate which exceeds One penny per head of cattle per square mile for each month that the licence is in force.

(3.) The Administrator shall, within one month from the date of the making of a determination under the last preceding sub-regulation, notify the licensee in writing of the determination.

(4.) The licensee shall, where by reason of a determination by the Administrator under sub-regulation (2.) of this regulation the rent payable for the period that the licence is in force exceeds the rent which the licensee forwarded with his application, pay the amount of the excess to the Administrator within one month from the date of receipt of the notification.

(5.) Where by reason of a determination by the Administrator under sub-regulation (2.) of this regulation the amount of the rent forwarded by the licensee with his application exceeds the rent payable for the period for which the licence is in force, the amount of the excess shall be refunded to the applicant.

* * * * *

Reg. 74 repealed by 1956, No. 8.

Division 2.—Occupation Licences.

75. In addition to the purposes specified in section 108 of the Ordinance an occupation licence may be granted for recreation or garden purposes.

Purposes for which occupation licences may be granted.

75A. Subject to the Ordinance and these Regulations, an occupation licence may be granted on such conditions as the Administrator considers necessary or desirable and are specified in the licence.

Conditions of occupation licence.
Inserted by 1958, No. 3.

76. An application for an occupation licence shall be made in writing to the Administrator, at the Lands Office, Darwin, shall be signed by the applicant or his duly appointed agent, and shall set out—

Applications for occupation licences.

- (a) the full name, and address of the applicant;
- (b) the occupation of the applicant;
- (c) a description of the area in respect of which the application is made; and
- (d) the purpose for which the licence is required.

Amended by Regs. of 18.10.1938; and 1954, No. 5.

77. The Administrator may grant or refuse the application or may return it for amendment and grant it in an amended form.

Procedure on application.
Amended by Regs. of 18.10.1938.

78. The land included in an occupation licence shall be used only for the purpose for which it is granted.

Land to be used for purpose specified in licence.

79. The holder of an occupation licence shall not graze stock on the land included in a licence except such a number as is, in the opinion of the Administrator, necessary to carry out the purposes of the licence.

Grazing of stock.
Amended by Regs. of 18.10.1938.

80. The area included in an occupation licence shall be fixed by the Administrator, but shall not exceed two acres:

Area included in licence.

Provided that in any case where the occasion warrants it the Administrator may grant a licence in respect of a larger area.

Amended by Regs. of 18.10.1938.

81. The rental under an occupation licence shall be fixed by the Administrator, but in any case shall not be less than Ten shillings an acre, and the first year's rent shall be paid within one month after the licensee has been notified of the granting of the licence.

Rental.
Amended by Regs. of 18.10.1938.

82.—(1.) The period of an occupation licence shall in the first instance be twelve months.

Term of licence.

(2.) The licence may be renewed annually, but so that the total period of the licence shall not exceed five years.

Forfeiture or
cancellation of
licence.

Sub-reg. (1.)
amended by
Regs. of
18.10.1938.

Amended by
Regs. of
18.10.1938.

83.—(1.) Where any licensee fails to comply with any term or condition of his licence, the Administrator may inform the licensee of such default and the licence shall thereupon be and become forfeited.

(2.) The Administrator may cancel an occupation licence on giving the licensee three months' notice.

Inspection of
licences.

Amended by
Regs. of
18.10.1938.

84. Every holder of an occupation licence shall, when requested to do so, produce his licence for inspection to the Administrator or person authorized by the Administrator in that behalf, and any licensee who refuses to produce his licence when required under this Regulation shall be liable to have his licence cancelled.

Commence-
ment of licence.

85. An occupation licence shall commence on the first day of the month following that in which the licence was granted.

Erection of
buildings or
machinery.

Sub-reg. (1.)
amended by
Regs. of
18.10.1938; and
1962, No. 7.

86.—(1.) The Administrator may grant permission to the holder of an occupation licence issued under the Ordinance to erect any building or machinery on the area included in a licence which, in the opinion of the Administrator, is necessary for carrying out the purposes of the licence.

Substituted by
1962, No. 7.

(2.) At any time before, or within three months after, the expiration of the licence or its sooner determination (whether by forfeiture, cancellation or otherwise), the Administrator may, in his absolute discretion, grant permission to the licensee to take down, remove and carry away, either before the expiration or sooner determination of the licence or before such date after that expiration or determination as the Administrator considers reasonable, any building or machinery which the licensee has erected or set up upon the land included or formerly included in the licence.

Inserted by
1962, No. 7.

(3.) If the Administrator does not, in accordance with the last preceding sub-regulation, grant permission to the licensee to take down, remove and carry away any buildings or machinery which has been erected in accordance with permission granted by the Administrator to the licensee under sub-regulation (1.) the Administrator shall, out of moneys appropriated by the Parliament and available for the purpose, pay to the licensee such amount as is determined by the Administrator to be the value of those buildings or that machinery.

Inserted by
1962, No. 7.

(4.) If the Administrator does not, in accordance with sub-regulation (2.), grant permission to the licensee to take down, remove and carry away any building or machinery which has been erected by the licensee without permission granted by the Administrator under sub-regulation (1.), the Administrator may, in his absolute discretion, out of moneys appropriated by the Parliament and available for the purpose, pay to the licensee such amount as is determined by the Administrator to be the value of those buildings or that machinery.

Inserted by
1962, N . 7.

(5.) The Administrator shall not pay to a licensee the value of any building or machinery which, in the opinion of the Administrator, is not capable of being taken down, removed and carried away.

87. An occupation licence shall be in accordance with Form 17.

Form of
occupation
licence.

Division 2A.

Division 2A,
inserted by
1965, No. 9.

87A. In this Division unless the contrary intention appears—

Inserted by
1965, No. 9.

“improvements” means buildings, machinery, fences, stock yards, paddocks, wells, tanks, bores, dams, earthworks constructed for the control of water and any cultivation of land which tends to improve the natural capability of land for the depasturing of stock.

87B. A licence to occupy Crown land under section 108 of the Ordinance may be granted in respect of land within the boundaries of the lands described in the Fourth Schedule to these Regulations.

Inserted by
1965, No. 9;
amended by
1965, No. 16.

87C. A licence to occupy land referred to in the last preceding regulation is referred to as an Occupation (Development) licence.

Inserted by
1965, No. 9.

87D. The Administrator may grant an Occupation (Development) licence to a person who has made application therefor in Form 24 in the First Schedule to these Regulations.

Inserted by
1965, No. 9.

87E. An Occupation (Development) licence—

Inserted by
1965, No. 9.

- (a) authorizes the holder to use and occupy the land the subject of the licence for the taking and shooting of buffaloes, the production of meat and hides from the carcasses of buffaloes taken or shot and for such other purposes as the Administrator approves;
- (b) may be granted for a period not exceeding five years;
- (c) is subject to the payment of an annual fee calculated at a rate not exceeding two shillings for each square mile of the land in respect of which the licence is granted;
- (d) shall be in accordance with Form 25 in the First Schedule; and
- (e) is subject to such other terms and conditions as are determined by the Administrator and specified in the licence.

87F.—(1.) The holder of an Occupation (Development) licence may apply to the Administrator for permission to construct specified improvements on the land the subject of the licence.

Inserted by
1965, No. 9.

(2.) The Administrator may, in his discretion, grant or refuse permission applied for under the last preceding sub-regulation.

(3.) Subject to the rights of any other person with respect thereto the ownership of all improvements upon the land the subject of an Occupation (Development) licence is in the holder of the licence during the term of the licence, whether or not the improvements are fixtures to or part of the land.

87G.—(1.) Where an Occupation (Development) licence expires or is cancelled the improvements on the land the subject of the former licence which have been constructed with the permission of the Administrator vest in the Commonwealth.

Inserted by
1965, No. 9.

(2.) Subject to the last preceding regulation the Commonwealth is liable to pay compensation to a former holder of an Occupation (Development) licence for improvements which vest in it under the last preceding sub-regulation.

(3.) The amount of compensation payable under the last preceding sub-regulation is such amount as is agreed upon between the Commonwealth and the former holder of the licence or, in default of agreement, as is assessed to be the value of the improvements by the Land and Valuation Tribunal established under the *Valuation of Land Ordinance* 1963.

Inserted by
1965, No. 9.

87H. The holder of an Occupation (Development) licence may, with the consent of the Administrator, sell, transfer, mortgage or otherwise deal with the licence.

Inserted by
1965, No. 9.

87J.—(1.) Subject to this regulation, any improvements upon land, in respect of which an Occupation (Development) licence is issued, vest in the holder of the licence upon the date of the issue of the licence.

(2.) A person is liable to pay for improvements which vest in him under the last preceding sub-regulation if the improvements are improvements for which the Commonwealth has paid or is liable to pay compensation to that person.

(3.) The amount which a person is liable to pay under the last preceding sub-regulation is the amount which the Commonwealth has paid or is liable to pay to that person.

(4.) Where an amount is due to a person for compensation for improvements and an equal amount is due by that person under this regulation, the amounts shall be set off the one against the other.

Inserted by
1965, No. 9.

87K.—(1.) Subject to these Regulations and to any other law in force in the Territory, an Occupation (Development) licence confers upon the holder the right to exclude other persons from the land the subject of the licence.

(2.) The last preceding sub-regulation does not authorize a holder of an Occupation (Development) licence to exclude a person from land which is a road within the meaning of the *Control of Roads Ordinance* 1953-1964.

Division 3.—Miscellaneous Licences.

Applications for
miscellaneous
licences.

Amended by
Regs. of
18.10.1938;
and
1954, No. 5.

88. An application for a miscellaneous licence shall be made in writing to the Administrator, at the Lands Office, Darwin, and shall set out—

- (a) the full name and address of the applicant;
- (b) the occupation of the applicant;
- (c) a description of the area applied for; and
- (d) the purpose for which the licence is required,

and shall be accompanied by the prescribed fee.

89. The Administrator may grant or refuse the application, or may return it for amendment and grant it in an amended form.

Procedure on application.
Amended by
Regs. of
18.10.1938.

90. The holder of a miscellaneous licence shall not locate himself on the land to which the licence relates, except for such periods as are necessary in the opinion of the Administrator to carry out the purpose of the licence.

Location of licensee on land.
Amended by
Regs. of
18.10.1938.

91. Miscellaneous licences may be granted for terms of three, six or twelve months, and shall commence on the first day of the month following that in which the licence was granted.

Period of licence.

92. The fees payable in advance for a miscellaneous licence shall be— Fees.

- (a) £1 for a licence of three months' duration;
- (b) £1 10s. for a licence of six months' duration; and
- (c) £2 for a licence of twelve months' duration.

93. Each holder of a miscellaneous licence shall exhibit his licence to the Administrator, or to any person authorized by the Administrator when required to do so, and any licensee who refuses to exhibit his licence when so required shall be liable to have his licence cancelled.

Production of licence.
Amended by
Regs. of
18.10.1938.

94. The holder of a miscellaneous licence may employ labour for the purposes of the licence provided that he issues a certificate in accordance with Form 18 to each employee, and forwards to the Administrator a duplicate of the certificate.

Employment of labour.
Amended by
Regs. of
18.10.1938.

95. Persons engaged in the construction and repair of any Government line of telegraph or telephone may cut and remove timber from any Crown lands provided they first obtain the Administrator's written permission to do so.

Timber for telegraph purposes.
Amended by
Regs. of
18.10.1938.

96. The Administrator may require a licensee to furnish a return in such form and at such times as he thinks fit setting forth the amount of material taken from the land included in the licence.

Return of material taken under licence.
Amended by
Regs. of
18.10.1938.

97. The Administrator may determine a royalty on the material removed from the land to which a licence relates, and the amount of the royalty, if any, and the time and place of payment shall be specified in the licence.

Royalties.
Amended by
Regs. of
18.10.1938.

98. If a royalty is determined under the last preceding regulation in respect of any licence, the licensee may refuse to accept the licence, and the Administrator shall thereupon refund to the licensee the licence-fee paid by him in respect of the licence.

Refusal of licence when royalty fixed.
Amended by
Regs. of
18.10.1938.

99. Where any licensee fails to comply with any term or condition of his licence, the Administrator may inform the licensee of such default and the licence shall thereupon be and become forfeited.

Forfeiture of licences.
Amended by
Regs. of
18.10.1938.

Provisions of regulations to apply to licences for taking timber.

100. Miscellaneous licences granted for the purpose of cutting and taking timber or wood shall, in addition to the other provisions contained in the Ordinance and these Regulations, be subject to regulation 62, and where in that regulation the word "lease" or "lessee" appears, the word "licence" or "licensee" shall be read for the purpose of applying that regulation to miscellaneous licences for the purpose of cutting and taking timber or wood.

Timber licence not to be granted over area covered by timber lease.

101. A miscellaneous licence for the purpose of cutting and taking timber shall not be granted over an area covered by a miscellaneous lease granted for the purpose of cutting and taking timber or wood.

Notice of timber licence to holder of lease.
Amended by Regs. of 18.10.1938.

102. Upon the granting of an application for a miscellaneous licence to cut and take timber or wood in respect of land subject to a lease containing a reservation of all timber and timber trees and of all trees producing bark, resin, or valuable substances, the Administrator shall give notice in writing to the holder of the lease setting out the particulars of the application.

Form of miscellaneous licence.

103. A miscellaneous licence shall be in accordance with Form 19.

PART VIII.—GRANTS IN FEE-SIMPLE.

Application for grant in fee-simple.
Amended by Regs. of 18.10.1938.

104. An application for a grant in fee-simple shall be made in writing to the Administrator in accordance with Form 20.

Application for grant in fee-simple of part of leased lands.
Sub-reg. (1.) amended by Regs. of 18.10.1938.

105.—(1.) An application for a grant in fee-simple of an area whose boundaries do not coincide with those of the lease may be made to the Administrator in accordance with Form 21.

(2.) In such case, no grant shall be made until such area is surveyed at the applicant's expense.

Action by Administrator on receipt of application.
Amended by Regs. of 18.10.1938.

106. On receipt of an application for a grant in fee-simple, the Administrator shall cause an inspection to be made of the area applied for and decide whether the application should be granted or refused or granted in an amended form.

Surrender of lease before issue of grant.

107. Before the issue of a grant in fee-simple of an area included in a lease or portion of a lease, the lessee shall execute a surrender of the whole of the area included in the lease in accordance with Form 4.

Payment of purchase money.
Amended by Regs. of 18.10.1938.

108.—(1.) The purchase money of garden lands and town lands shall be paid in one amount before the issue of a grant in fee-simple of such lands.

(2.) The purchase money of agricultural lands may be paid in such instalments as the Administrator determines, but the final instalment shall be paid before the grant in fee-simple of such lands is issued.

109.—(1.) A grant in fee-simple may be in accordance with Form 22, 22A or 23, as the case requires, or in such other form as the Governor-General thinks fit.

Form of grant.
Substituted by
Regs. of
25.8.1933.
Sub-reg. (1.)
amended by
Regs. of
24.8.1936.

(2.) A grant in fee-simple shall be prepared in duplicate and certified as correct by the Surveyor-General.

110.—(1.) Every grant in fee-simple, after execution by the Governor-General, shall be registered in the manner provided by law for the registration of Crown grants.

Registration
of grants.

(2.) The grantee shall pay to the Registrar-General a fee of One pound for the preparation and registration of a grant.

111. If a transfer of lands included in a grant of fee-simple under this Ordinance has been registered in accordance with the provisions of the *Real Property Act*, 1886 of the State of South Australia, or any amendment thereof in force in the Northern Territory and the Administrator notifies the Registrar-General for the Northern Territory that the transferee holds the land in excess of the maximum area allowed under the provisions of this Ordinance, the Registrar-General shall thereupon cancel the instrument of transfer.

Cancellations
of transfers.
Amended by
Regs. of
18.10.1938.

PART IX.—MISCELLANEOUS.

112. The holder of a miscellaneous licence may take and remove from the land included in his licence only that substance or material for which the licence is issued.

Only material
mentioned in
licence to be
removed.

113. The Administrator may grant to contractors for Government work permission to take and remove stone, sand, gravel and timber from Crown lands not included in any miscellaneous licence.

Stone, &c., for
Government
work.
Amended by
Regs. of
18.10.1938.

113A.—(1.) Subject to this regulation, a person who is summoned, under sub-section (1.) of section 117 of the Ordinance, by the Board as a witness shall—

Witnesses'
expenses.
Inserted by
1954, No. 5.

(a) if he is—

- (i) a legal practitioner, a medical practitioner, an architect, an engineer, a surveyor, a dentist, a veterinary surgeon, an accountant, a patent attorney or a merchant and is carrying on a practice or a business as a principal; or
- (ii) a university professor, a bank manager, a company manager or a person who is summoned to give expert evidence as to handwriting or to act as interpreter,

be paid an allowance of Three pounds three shillings for each day or part of a day for which he is absent from his home or his place of business as a result of being so summoned;

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- (b) if he is carrying on a business as a principal, or is in receipt of a salary or wages, and is not a person included in a class of persons specified in the last preceding paragraph, be paid an allowance of Two pounds for each day for which he is absent from his home or his place of business as a result of being so summoned;
- (c) if he is a male and is not a person included in a class of persons specified in paragraph (a) or (b) of this sub-regulation, be paid an allowance of One pound for each day for which he is absent from his home or his place of business as a result of being so summoned;
- (d) if that person is a female and is not a person included in a class of persons specified in paragraph (a) or (b) of this sub-regulation, be paid an allowance of Seventeen shillings and sixpence for each day for which she is absent from her home or her place of business as a result of being so summoned;
- (e) be paid—
 - (i) an amount equal to the amount expended by him in travelling by public conveyance to and from the place to which he is summoned to give evidence; or
 - (ii) if it is impracticable for him to travel by public conveyance, an amount calculated at the rate of Ninepence for each mile which he travels to and from that place; and
- (f) be paid an amount equal to the amount actually expended by him for his accommodation and sustenance while travelling to and from the place to which he is so summoned and while at that place.

(2.) Where a person, not being a person included in a class of persons specified in paragraph (a) of the last preceding sub-regulation, has been so summoned by the Board and is absent from his home or his place of business, as a result of being so summoned, for not more than half a day, the person shall be paid an amount which is half the allowance to which he would be entitled, under the last preceding sub-regulation, if he was so absent for a day, unless the Chairman of the Board is satisfied that he suffered, as a result of being so summoned, a loss greater than that amount, in which case he shall be paid the allowance to which he would be entitled, under that sub-regulation, if he had been so absent for a day.

(3.) An officer or employee of the Commonwealth Service or of the Public Service of the Northern Territory shall not be entitled to payment under this regulation, unless he is on leave of absence on the day on which he gives evidence.

Compliance
with forms.

114. Strict compliance with the forms in the Schedule to these Regulations shall not be required, and substantial compliance shall suffice for the purposes of these Regulations.

Calculation of
stock carried
on land.

115. In calculating the number of stock carried on any land, five head of sheep shall, for the purposes of these Regulations, be reckoned as one head of cattle.

THE SCHEDULES.

FIRST SCHEDULE.

Heading substituted by 1954, No. 5.

Regulation 7.

FORM 1.

Form 1 substituted by 1948, No. 1; amended by 1954, No. 5.

THE NORTHERN TERRITORY OF AUSTRALIA.

Crown Lands Ordinance 1931-1946.

APPLICATION FOR A PASTORAL LEASE.

I, †
under the above Ordinance, of the following block of land:—‡

† Here insert name in full, address, and occupation of applicant.

And I declare that the following particulars are true in every respect:—

Amount of capital applicant is prepared to invest on the land
Experience of applicant

‡ Here set out No. of Block.

I have been a member of the forces.§

§ Strike out if not applicable.

I enclose the sum of £ , comprising the amount of the first year's rent as fixed by *Gazette* notice and the amount of £1 10s., for preparation and registration of lease.

And I undertake, in the event of this application being granted, to execute a lease in duplicate of the land in accordance with the above Ordinance and the Regulations, and to perform the covenants and conditions thereof.

Dated the day of 19 .

(Signature of Applicant.)

Regulation 7.

FORM 2.

Form 2 substituted by 1948, No. 1; amended by 1954, No. 5.

THE NORTHERN TERRITORY OF AUSTRALIA.

Crown Lands Ordinance 1931-1946.

APPLICATION FOR AN AGRICULTURAL (CULTIVATION FARM) LEASE.

I, †
(Cultivation Farm) Lease under the above Ordinance of the following block of land:—‡

† Here insert name, in full, address and occupation of applicant.

I am fully aware that if a lease of the land is granted to me that I must make a home on the land within two years after the commencement of the lease, and thereafter reside on the land, as prescribed by the Ordinance.

‡ Here set out description of land and number of block.

And I declare that the following particulars are true in every respect:—

Age of applicant
Whether applicant married or single
Particulars of family of applicant
Amount of capital applicant is prepared to invest on the land
Experience of applicant
I have been a member of the Forces.§

§ Strike out if not applicable.

I enclose the sum of £ , comprising the amount of the first year's rent (if any) as fixed by *Gazette* notice and the sum of £1 10s. for preparation and registration of lease.

And I undertake, in the event of this application being granted, to execute a lease of the land in accordance with the above Ordinance and the Regulations, and to perform the covenants and conditions thereof.

Dated the day of , 19 .

(Signature of applicant.)

Crown Lands Regulations

FIRST SCHEDULE—continued.

FORM 3.

Regulation 7.

Form 3
substituted by
1948, No. 1;
amended by
1954, No. 5.

THE NORTHERN TERRITORY OF AUSTRALIA.

Crown Lands Ordinance 1931-1946.

APPLICATION FOR AN AGRICULTURAL (MIXED FARMING AND
GRAZING) LEASE.

† Here insert
name, in full,
address and
occupation of
applicant.

‡ Here set out
description of
land and
number of
block.

I,† hereby apply for an Agricultural
(Mixed Farming and Grazing) Lease under the above Ordinance of the following
block of land:—‡

I am fully aware that if a lease of the land is granted to me that I must make a
home on the land within two years after the commencement of the lease, and there-
after reside on the land, as prescribed by the Ordinance.

And I declare that the following particulars are true in every respect:—

Age of applicant
Whether applicant married or single
Particulars of family of applicant
Amount of capital applicant is prepared to invest on the land
Experience of applicant
I have been a member of the Forces.§

§ Strike out if
not applicable.

I enclose the sum of £ , comprising the amount of the first year's
rent (if any) as fixed by *Gazette* notice and the sum of £1 10s. for preparation
and registration of lease.

And I undertake, in the event of this application being granted, to execute a lease
of the land in accordance with the above Ordinance and the Regulations, and to perform
the covenants and conditions thereof.

Dated the day of , 19 .

(Signature of applicant.)

Form 4
amended by
Regs. of
18.10.1938; and
1954, No. 5.

Regulations 32 and 107.

FORM 4.

THE NORTHERN TERRITORY OF AUSTRALIA.

Crown Lands Ordinance 1931.

SURRENDER OF LEASE.

Here insert
name and
address of
lessee.

† Here insert
class of lease.

I,*
being the holder of† Lease No. issued
under the *Crown Lands Ordinance* 1931, and having paid all rent and other moneys
due by me under the said lease, hereby surrender the whole of the said lease (or if
part only surrendered the lease to the extent to which it relates to that part of the
lands contained in the said lease described in the Schedule hereto).

Dated the day of 19 .

Witness Lessee

THE SCHEDULE.

Administrator of the Northern Territory,
Darwin.

Transmitted to the Minister for

for his acceptance.

Administrator of the Northern Territory.

FIRST SCHEDULE—continued.

Regulation 37.

FORM 5. Form 5 substituted by 1954, No. 5.

THE NORTHERN TERRITORY OF AUSTRALIA.

Crown Lands Ordinance 1931-19 .

ANNUAL STOCK STATEMENT.

The number of stock depastured, during the year ended 31st December, 19 , on the land comprised in Pastoral Lease No. granted to was as follows:—

Cattle	Horses	Sheep	Goats	Swine	Asses	Mules	Camels

Signature.

To the Administrator of the Northern Territory of Australia, Darwin.

* * * * *

Form 6 mitted by 1943, No. 1.

Regulation 38.

FORM 7. Form 7 substituted by 1954, No. 5.

THE NORTHERN TERRITORY OF AUSTRALIA.

Crown Lands Ordinance 1931-19 .

APPLICATION FOR PERMIT TO SEARCH FOR WATER.

I, , of , hereby apply, under section 47B of the Crown Lands Ordinance 1931-19 , for a permit to enter upon, and search for water on, the following vacant Crown Land:—

Dated this day of , 19 .

Signature.

To the Administrator of the Northern Territory of Australia, Darwin.

Regulation 38.

FORM 8. Form 8 substituted by 1954, N . 5.

THE NORTHERN TERRITORY OF AUSTRALIA.

Crown Lands Ordinance 1931-19 .

PERMIT TO SEARCH FOR WATER ON VACANT CROWN LAND.

Permission is hereby granted under section 47B of the Crown Lands Ordinance 1931-19 to of , to enter upon and search for water on the vacant Crown Land comprising an area of , more or less, as shown on the plan on the back of this Permit, for the period of one year from the date of this Permit.

Dated this day of , 19 .

Administrator.

Crown Lands Regulations

FIRST SCHEDULE—*continued.*Form 9
substituted by
1954, No. 5.

Regulation 38C.

FORM 9.

THE NORTHERN TERRITORY OF AUSTRALIA.

*Crown Lands Ordinance 1931-19*APPLICATION FOR PERMISSION TO SURRENDER PASTORAL
LEASE IN EXCHANGE FOR NEW PASTORAL LEASE.

I , of , hereby apply, under section 48A of the *Crown Lands Ordinance 1931-19* , for permission to surrender, in exchange for a pastoral lease to be granted under section 48D of that Ordinance, the following pastoral lease(s):—

The following are all the pastoral leases held by me:—

The following are all the pastoral leases held by my spouse:—

The following is a description of, and the area of, the land of which I desire to be granted a pastoral lease in exchange for the pastoral lease(s) to be surrendered by me:—

Dated this day of , 19 .

Signature.

To the Administrator of the
Northern Territory of Australia,
Darwin.

Form 10
substituted by
1954, No. 5.

Regulation 38D.

FORM 10.

THE NORTHERN TERRITORY OF AUSTRALIA.

Crown Lands Ordinance 1931-19

ELECTION TO ACCEPT A NEW PASTORAL LEASE.

I , of , hereby elect, under sub-section (2.) of section 48c of the *Crown Lands Ordinance 1931-19* , to surrender Pastoral Lease(s) No.(s)

and to accept in exchange for ^{that} those lease(s) a new pastoral lease, to be granted in the name(s) of

of the land described in, and upon the terms and conditions set out in, the notice under section 48c of the Ordinance addressed to me by the Administrator of the Northern Territory and dated

Signature.

To the Administrator,
The Northern Territory of Australia,
Darwin.

Form 10A
inserted by
1954, No. 5.

Regulation 45B.

FORM 10A.

THE NORTHERN TERRITORY OF AUSTRALIA.

Crown Lands Ordinance 1931-19

APPLICATION FOR PASTORAL HOMESTEAD LEASE.

I , of , a qualified person within the meaning of Division 2A of Part III. of the *Crown Lands Ordinance 1931-19* , hereby apply, under section 59D of that Ordinance, for the grant, under that Division, of a pastoral homestead lease of the following land:—

In support of my application, I furnish the following particulars:—

(a) Amount of capital I am prepared to invest on the land. £ .

(b) I ^{have} been a member of the Defence Forces of the Commonwealth.

(c) My experience in the pastoral industry is .

Dated this day of , 19 .

To the Administrator of the
Northern Territory of Australia,
Darwin.

FIRST SCHEDULE—continued.

Regulation 45c.

FORM 10B. Form 10b inserted by 1954, No. 5.

THE NORTHERN TERRITORY OF AUSTRALIA.

Crown Lands Ordinance 1931-19 .

APPLICATION FOR PERMISSION TO SURRENDER PASTORAL LEASE IN EXCHANGE FOR PASTORAL HOMESTEAD LEASE.

1. I, , of , being a qualified person who is a lessee under Pastoral Lease No. hereby apply, under section 59E of the Crown Lands Ordinance 1931-19 , for permission to surrender that lease in exchange for a pastoral homestead lease of the whole of the land comprised in that pastoral lease.

2. The following pastoral leases are held by me:—

The following pastoral leases are held by my spouse:—

The following statement describes the position of, and specifies the area of, the land which I desire to be included in the pastoral homestead lease:—

Dated this day of , 19 .

Signature.

To the Administrator,
The Northern Territory of Australia,
Darwin.

Regulation 45d.

FORM 10C. Form 10c inserted by 1954, No. 5.

THE NORTHERN TERRITORY OF AUSTRALIA.

Crown Lands Ordinance 1931-19 .

ELECTION TO ACCEPT A PASTORAL HOMESTEAD LEASE.

I, , of , hereby elect, under sub-section (2.) of section 59G of the Crown Lands Ordinance 1931-19 , to surrender Pastoral Lease No. and to accept in exchange for that lease a pastoral homestead lease, to be granted in the name(s) of

of the land described in, and upon the terms and conditions set out in, the notice under section 59g of the Ordinance addressed to me by the Administrator of the Northern Territory and dated

Dated this day of , 19 .

Signature.

To the Administrator of the
Northern Territory of Australia,
Darwin.

Regulations 62 and 100.

FORM 11. Form 11 amended by Regs. of 18.10.1938.

THE NORTHERN TERRITORY OF AUSTRALIA.

Crown Lands Ordinance 1931.

NOTICE OF DESIRE TO REMOVE TIMBER.

To the Administrator of the Northern Territory.

I, (Christian and surname in full), of (postal address), being the holder of Miscellaneous (Timber) Lease No. , under the Crown Lands Ordinance 1931, hereby give notice of my desire to remove (state nature of timber) timber cut by me on the lands comprised in the said lease (or the lands to which the said licence relates).

Dated the day of , 19 .

.....
(Signature of Applicant.)

Crown Lands Regulations

FIRST SCHEDULE—continued.

Form 12 amended by Regs. of 18.10.1938.

Regulations 62 and 100.

FORM 12.

THE NORTHERN TERRITORY OF AUSTRALIA.

Crown Lands Ordinance 1931.

APPLICATION FOR PERMISSION TO REMOVE TIMBER PRIOR TO MEASUREMENT.

To the Administrator of the Northern Territory.

I, (Christian and surname in full), of (postal address), being the holder of Miscellaneous (Timber) Lease No. , under the Crown Lands Ordinance 1931, hereby make application for permission to remove from (state place) to (state place) prior to measurement and payment of royalty (state number) logs of (state nature of timber) cut by me in pursuance of the said Lease Licence dated the day of 19

Dated the day of , 19

(Signature of Applicant.)

Form 13 amended by Regs. of 18.10.1938.

Regulations 62 and 100.

FORM 13.

THE NORTHERN TERRITORY OF AUSTRALIA.

Crown Lands Ordinance 1931.

PERMIT TO REMOVE TIMBER.

The Administrator of the Northern Territory (or I, being a person authorized by the Administrator of the Northern Territory to grant permits to remove timber prior to measurement and payment of royalty) hereby authorize to remove from to the timber particularized hereunder, cut by (on Miscellaneous (Timber) Lease No. or in pursuance of Miscellaneous Licence No.), dated the day of 19

The timber referred to is to be left at the place last mentioned, and not to be further moved or otherwise dealt with until measured and the royalty thereon has been duly paid.

Given under my hand the day of 19

(a) Seal of Administrator + signature of person authorized by Administrator, as case requires.

Description of timber:

(a)

Forms 14 and 15 omitted by 1954, N . 5.

* * * * *

Form 16 omitted by 1956, N . 8.

* * * * *

Form 17 amended by Regs. of 18.10.1938; and 1958, No. 3.

Regulation 87.

FORM 17.

THE NORTHERN TERRITORY OF AUSTRALIA.

Crown Lands Ordinance 1931.

OCCUPATION LICENCE No.

Licence to occupy Crown lands for the purpose of

Whereas of applied for a licence to occupy Crown lands for the purpose of :

Now, therefore, in pursuance of the Crown Lands Ordinance 1931, the said is hereby licensed to occupy for the said purpose for a period of one year commencing on the day of 19 the Crown lands situate comprising an area of subject to the provisions of the said Ordinance, the Regulations thereunder and the conditions (if any) specified hereunder.

FIRST SCHEDULE—continued.

Dated the _____ day of _____ 19 .

The Public Seal of the Northern Territory was hereto affixed in the presence of—

(L.S.)

£ : :

Regulation 94.

FORM 18.

THE NORTHERN TERRITORY OF AUSTRALIA.

Crown Lands Ordinance 1931.

EMPLOYEE'S CERTIFICATE.

This is to certify that (Christian and surname in full), of (postal address), is employed by _____ to _____ in pursuance of Miscellaneous Licence No. _____ dated the _____ day of _____ 19 , under the provisions of the Crown Lands Regulations.

.....
Employer.

Regulation 103.

FORM 19. Form 19 amended by Regs. of 18.10.1938.

THE NORTHERN TERRITORY OF AUSTRALIA.

Crown Lands Ordinance 1931.

MISCELLANEOUS LICENCE No.

Licence to go upon Crown lands and take therefrom

Whereas _____ of _____ applied for a licence to go upon Crown lands (and/or dedicated and/or reserved lands) and to take therefrom _____. Now, therefore, in pursuance of the *Crown Lands Ordinance* 1931, the said _____ is hereby licensed to go upon the Crown lands (and/or dedicated and/or reserved lands) situate comprising an area of _____ and to take therefrom the abovementioned substance or article during the period from the first day of _____ 19 to the _____ day of _____ 19 , subject to the provisions of the said Ordinance and the Regulations thereunder.

Dated the _____ day of _____ 19 .

The Public Seal of the Northern Territory was hereto affixed in the presence of—

(L.S.)

£ : :

Crown Lands Regulations

FIRST SCHEDULE—*continued.*

Form 20
amended by
Regs. of
18.10.1938.

Regulation 104.

FORM 20.

THE NORTHERN TERRITORY OF AUSTRALIA.

Crown Lands Ordinance 1931.

APPLICATION FOR GRANT IN FEE-SIMPLE OF THE WHOLE OF
A LEASE.

Insert name,
occupation and
address of
lessee.

† Insert
description of
lease.

I,*
the holder of†

Volume Folio , granted under Register Book
having observed and performed all the covenants and conditions contained in the said
recited lease do hereby in pursuance of the provisions of the *Crown Lands Ordinance*
1931 apply for a grant in fee-simple of the whole of the lands included in the above
recited lease.

Dated at this day of 19 .

Witness

Signature of Lessee.

The Administrator of the Northern Territory,
Darwin

ADMINISTRATOR'S DECISION UNDER REGULATION 106.

Form 21
amended by
Regs. of
18.10.1938.

Regulation 105.

FORM 21.

THE NORTHERN TERRITORY OF AUSTRALIA.

Crown Lands Ordinance 1931.

APPLICATION FOR GRANT IN FEE-SIMPLE OF PART OF A
LEASE.

Insert name,
address and
occupation of
applicant.

† Insert
description of
lease.

‡ A description
of the area
required in fee-
simple should
be attached to
this application.

I,*
the holder of†

Register Book Volume Folio granted under
having observed and performed all the covenants and conditions contained in the said
recited lease do hereby in pursuance of the provisions of the *Crown Lands Ordinance*
1931 apply for a grant in fee-simple of that part of the said recited lease described
in Schedule attached hereto.‡

Dated at this day of 19 .

Witness.

Signature of Lessee.

The Administrator of the Northern Territory,
Darwin

ADMINISTRATOR'S DECISION UNDER REGULATION 106.

Crown Lands Regulations

FIRST SCHEDULE—continued.

Regulation 109.

FORM 22.

Register Book.

Volume Folio

Registrar-General.

THE NORTHERN TERRITORY OF AUSTRALIA.

(Coat of Arms.)

GRANT IN FEE SIMPLE.

(In Duplicate.)

WHEREAS

.....the lessee of the lands herein mentioned under

Lease No. issued under the provisions of

AND WHEREAS the said

has observed all the covenants and conditions contained in the said recited lease to my satisfaction and has paid the sum of

to the Minister for the time being controlling the Northern Territory and may in pursuance thereof be granted the fee-simple of the land Now THEREFORE I

the Governor-General of the Commonwealth of Australia in pursuance of the laws of the Northern Territory and of all enabling powers and in consideration of the observance and performance of the covenants and conditions of the said recited lease and the payment of the sum of

to the Minister for the time being controlling the Northern Territory by the said

Do HEREBY in the name and on behalf of His Majesty the King GRANT to the said

all that of land numbered

situated containing

or thereabouts and delineated in the public maps deposited in the Lands Titles Office for the Northern Territory, Department of Home Affairs, Canberra, in the Federal Capital Territory, and in the plan in the margin hereof. Except and reserved unto His Majesty His Heirs and Successors all minerals and mineral substances including gold silver copper tin metals ores and substances containing metals gems precious stones coal shale mineral oils and valuable earths and substances in or upon the land and all incidental powers as provided for in the *Crown Lands Ordinance 1931*.

To HOLD unto and to the use of the said

and heirs for ever.

IN TESTIMONY WHEREOF we have caused this Our Grant to be sealed with the Seal of the Commonwealth of Australia.

Witness [here follows Governor-General's designation].

Governor-General.

By His Excellency's Command,

Minister of State for Home Affairs.

I certify that this grant has been examined by me and that it is correct for execution. Surveyor-General.

Crown Lands Regulations

FIRST SCHEDULE—continued.

Regulation 109.

FORM 22A.

Form 22A
inserted by
Reg. of
24.8.1936.Register Book.
Volume Folio
Registrar-General.

THE NORTHERN TERRITORY OF AUSTRALIA.

(Coat of Arms.)

GRANT IN FEE SIMPLE.

(In Duplicate.)

Whereas _____ is the lessee of the lands herein mentioned (being lands leased for church religious purposes) under Lease No. _____ granted under the provisions of _____ :

And whereas the said _____ has applied to the Minister of State for the Interior for the grant to him in fee simple of the said lands:

And whereas the said Minister of State for the Interior is satisfied that the said _____ has complied with all the reservations, covenants, conditions and provisions of the said lease, has fenced securely the whole of the said land, and has erected on the said land, within the time fixed by the said Minister of State for the Interior, a building for church religious purposes to the value specified by the said Minister of State for the Interior:

Now therefore I, _____ the Governor-General in and over the Commonwealth of Australia, in pursuance of the laws of the Northern Territory and of all enabling powers do hereby in the name and on behalf of His Majesty the King grant to the said _____

all that _____ of land numbered _____ situated _____ containing an area of _____ or thereabouts and delineated in the public maps deposited in the Lands Titles Office for the Northern Territory, Department of the Interior, Canberra, in the Territory for the Seat of Government, and in the plan in the margin hereof, and therein coloured green. Except and reserved unto His Majesty, His Heirs and Successors all minerals and mineral substances including gold silver copper tin metals ores and substances containing metals gems precious stones coal shale mineral oils and valuable earths and substances in or upon the land and all incidental powers as provided for in the *Crown Lands Ordinance* 1931- .

To HOLD unto and to the use of the said _____ for ever.

IN TESTIMONY WHEREOF we have caused this Our Grant to be sealed with the Seal of the Commonwealth of Australia.

Witness [here follows Governor-General's designation].

Governor-General.

By His Excellency's Command,

Minister of State for the Interior.

I certify that this grant has been examined by me and that it is correct for execution. Surveyor-General.

Crown Lands Regulations

FIRST SCHEDULE—continued.

Regulation 109.

FORM 23.

Register Book.
Volume Folio
Registrar-General.

THE NORTHERN TERRITORY OF AUSTRALIA.
(Coat of Arms.)

GRANT IN FEE SIMPLE.

WHEREAS by an Agreement made on the _____ day of _____
One thousand nine hundred and _____ between
the Minister for the time being controlling the Northern Territory of the
one part and
a Company incorporated (or registered) in the Northern Territory of the other
part, the said Company held used occupied and enjoyed all that land described
in the said recited Agreement.

AND WHEREAS the said Company has observed all the conditions and
fulfilled all the provisions in the said recited Agreement to my satisfaction and
has paid to the said Minister the sum of _____
and in pursuance thereof is entitled to a grant of the fee simple of the
land _____

NOW THEREFORE I _____ the Governor-General of
the Commonwealth of Australia in pursuance of the laws of the Northern
Territory and of all enabling powers in consideration of the observance
and fulfilment of the conditions and provisions contained in the said recited
agreement and the payment of _____
to the said Minister by the said _____

Do HEREBY in the name and on behalf of His Majesty the King GRANT to
the said _____

whose registered office is situated at _____
all that _____ of land numbered _____
situated _____
containing _____

or thereabouts and delineated in the public maps deposited in the Lands
Titles Office for the Northern Territory, Department of Home Affairs, Canberra,
in the Federal Capital Territory, and in the plan in the margin hereof. Except
and reserved unto His Majesty His Heirs and Successors all minerals and
mineral substances including gold silver copper tin metals ores and
substances containing metals gems precious stones coal shale mineral oils and
valuable earths and substances in or upon the land and all incidental powers as
provided for in the *Crown Lands Ordinance 1931*.

To HOLD unto and to the use of the said _____
for ever.

IN TESTIMONY WHEREOF we have caused this Our Grant to be sealed with
the Seal of the Commonwealth of Australia.

Witness [*here follows Governor-General's designation*].

Governor-General.

By His Excellency's Command,

Minister of State for Home Affairs.

I certify that this grant has been examined by me and that it is correct for execution.
Surveyor-General.

Crown Lands Regulations

FIRST SCHEDULE—continued.

Form 24
added by
1965, No. 9.

Regulation 87D.

FORM 24.

THE NORTHERN TERRITORY OF AUSTRALIA

APPLICATION FOR OCCUPATION (DEVELOPMENT) LICENCE

Name of Applicant:
 Area of land applied for:
 Description of land applied for:
 Purposes for which land is proposed to be used or occupied:
 Period of licence applied for:
 Finance available to applicant:

Dated this day of , 19 .

.....
(Signature of Applicant)Form 25
added by
1965, No. 9.

Regulation 87E.

FORM 25.

THE NORTHERN TERRITORY OF AUSTRALIA

OCCUPATION (DEVELOPMENT) LICENCE

In pursuance of section one hundred and eight of the *Crown Lands Ordinance* 1931-1964 and the regulations made thereunder I, Administrator of the Northern Territory hereby grant to of an Occupation (Development) licence commencing on the day of 196 to use and occupy for a period of years the land described in the Schedule to this licence for the purposes authorized by Division 2A of the regulations made under the *Crown Lands Ordinance* 1931-1964 and also for the following purposes:—

This licence is granted upon the following terms and conditions.

- (1) That the holder shall pay in respect hereof an annual fee of £ .
- (2) That the holder will use and occupy the land only for the purposes specified herein or for purposes ancillary to those purposes or for other purposes approved by the Administrator.
- (3) That the holder will occupy and make reasonable use of the land for the purposes specified.
- (4) That the holder will comply with the provisions of the Ordinance and the *Wildlife Conservation and Control Ordinance* 1962-1964.
- (5) That the holder will at all times permit access, ingress, egress and regress to, from and over the land the subject of this licence to servants and agents of the Commonwealth who are engaged on their duties.
- (6) That the holder will at all times permit and will not obstruct the use by members of the public of any public roads over or on the land in respect of which this licence is granted.

Dated this day of , 19 .

Administrator.

Second Schedule
added by
1954, No. 5.

SECOND SCHEDULE.

Regulations 45 and 45E.

PRESCRIBED RESERVATIONS, COVENANTS, CONDITIONS AND PROVISIONS OF LEASES GRANTED UNDER SECTIONS 48D AND 59H OF THE ORDINANCE.

PART I.—RESERVATIONS.

1. A reservation of a right of entry and inspection.
2. A reservation of all minerals.

SECOND SCHEDULE—*continued.*

3. A reservation of a power of resumption.
4. A reservation of all timber and timber trees and of all trees producing bark, resin or valuable substances.
5. A reservation in favour of the aboriginal inhabitants of the Northern Territory.

PART II.—COVENANTS.

1. A covenant to pay the rent reserved by the lease annually in advance.
2. A covenant by the lessee that he will use the land only for the purpose for which it is leased.
3. A covenant by the lessee that he will stock the land and keep the land stocked in accordance with the provisions of the lease but that, if a notice is served on him under this Ordinance requiring him to reduce the number of stock on the land, he will comply with the requirements of the notice.
4. A covenant by the lessee that he will comply with the laws in force in the Territory relating to the destruction of vermin and noxious weeds.
5. A covenant by the lessee that he will not, without the consent of the Administrator, cut any timber trees on the land except for use on or in connexion with the land.
6. A covenant by the lessee that he will not, in clearing the land, destroy any timber or timber trees or trees producing any valuable bark, resin or other valuable substance except as allowed by these Regulations.
7. A covenant by the lessee that he will not obstruct any public roads, paths or ways passing through the leased land or interfere with the use by any person of any public roads, paths or ways passing through the leased land.
8. A covenant by the lessee that he will not interfere with stock passing through the leased land by a recognized stock route.
9. A covenant by the lessee that he will not pollute, divert or obstruct any water flowing in a defined natural channel except with the consent of the Administrator.
10. A covenant by the lessee that he will observe and comply with the provisions of the Ordinance, and of the Regulations, for the time being in force.
11. A covenant by the lessee that he will comply with the requirements of the lease as to developmental work and improvements, and, during the continuance of the lease, maintain developmental work and improvements on the land comprised in the lease to the satisfaction of the Administrator.

PART III.—PROVISIONS.

1. A provision that, if any rent reserved under the lease is not paid on or before the expiration of a period of three months after the date on which it becomes due, an additional amount calculated at the rate of five per centum per annum shall be payable on the rent which has not been so paid.
2. A provision that the lessee, having paid all rent due by him, may at any time surrender, in the manner provided by these Regulations, the lease.
3. A provision that the lease shall be liable to forfeiture if any rent remains unpaid for a period of not less than six months.
4. A provision that the lease shall be liable to forfeiture if the lessee fails to comply with a covenant or provision of the lease.
5. A provision specifying the period for which the lease is granted and the date from which that period so commences.

THIRD SCHEDULE.

PLAN* OF AREAS FOR THE PURPOSES OF REGULATION 45A.

Third Schedule
added by
1954, No. 5.

* See plan following page 238.

Fourth Schedule
added by
1965, No. 9;
amended by
1965, No. 16.

FOURTH SCHEDULE.

PART I.

All that piece or parcel of land in the Northern Territory of Australia containing an area of 6,680 square miles: Commencing at a point on high water mark of Van Diemen Gulf, due north of Point Farewell at the mouth of the East Alligator River, and bounded thence south-easterly by the left bank of the said East Alligator River to its point of intersection with the western boundary of the Reserve for the use and benefit of the Aboriginal Native inhabitants of North Australia proclaimed by notification in the *Commonwealth of Australia Gazette* No. 33 of 16 April, 1931, thence southerly by that boundary to the north-eastern corner of Pastoral Lease 668 (Cimbat); thence westerly by the north boundary of the said Pastoral Lease 668 to the north-western corner thereof, being a point on an eastern boundary of Pastoral Lease 612 (Goodparla); thence north-westerly, north, west, north and again west by boundaries of the said Pastoral Lease 612 to its most northerly north-western corner being a north-eastern corner of Pastoral Lease 561 (Mount Bunday); thence west to the south-western corner of Pastoral Lease 106 (Annaburroo); thence north by part of the western boundary of the said Pastoral Lease 106 to a north-eastern corner of the aforesaid Pastoral Lease 561; thence west, south and again west by boundaries of the said Pastoral Lease 561 to the right bank of the Adelaide River; thence generally northerly by the said right bank of the Adelaide River to its junction with high water mark of Adam Bay, thence generally northerly, south-easterly and easterly by the said high water mark of Adam Bay and the high water marks of Chambers Bay and Van Diemen Gulf to the point of commencement.

PART II.

All that piece or parcel of land in the Northern Territory of Australia containing an area of 5,200 square miles more or less commencing at a point being the intersection of a northern boundary of Pastoral Lease 597 (Coolibah) with an eastern boundary of Daly River Reserve No. 1111, thence north by an east boundary of Daly River Reserve No. 1111 to a south boundary of Pastoral Lease 562 (Tipperary), thence east and north, again east, and generally northerly by a south, an east, a south and an eastern boundary of Pastoral Lease 562 to the south-western corner of Pastoral Lease 103 (Ooloo) thence east by the south boundary of Pastoral Lease 103 to a south-west corner of Pastoral Lease 575 (Douglas), thence east and south by a south and a west boundary of Pastoral Lease 575 to a north-west corner of Pastoral Lease 633 (Jindare), thence south, east, north, and again east, by a west, a south, an east and a south boundary of Pastoral Lease 633 to a point on the west boundary of Pastoral Lease 643 (Bonrook), thence south, east and north by part of the west, the south and east boundaries of Pastoral Lease 643 to a point on the south boundary of Pastoral Lease 638 (Esmeralda), thence east by part of the south boundary of Pastoral Lease 638 to a north-west corner of Pastoral Lease 705 (Eva Valley), thence south, east, again south, west and again south by a west, a south, a west, a north and part of a west boundary of Pastoral Lease 705 to the north-eastern corner of Katherine Gorge National Park Reserve, No. 1090, thence westerly, southerly, south-easterly, easterly and northerly by the northern, western, south-western, southern and part of the eastern boundary of Katherine Gorge National Park Reserve No. 1090 to a south-west corner of Pastoral Lease 705, thence east by a south boundary of Pastoral Lease 705 to a point on a west boundary of Beswick Aboriginal Reserve No. 946, thence south, west and again south by part of a west, a north and a west boundary of Beswick Aboriginal Reserve No. 946 to the north-east corner of Maranboy Commonage Reserve thence west and south by the north and part of the west boundary of Maranboy Commonage Reserve to a north-east corner of Pastoral Lease 635 (Mataranka), thence west by a north boundary of Pastoral Lease 635 and its prolongation west to a point on the north-eastern boundary of Northern Territory Portion 864 (Tinda Airstrip) thence north-westerly and south-westerly by parts of the north-eastern and north-western boundaries of Northern Territory Portion 864 to a north-east corner of Pastoral Lease 525 Manbulloo, thence west and north by a north and a west boundary of Pastoral Lease 525 and its prolongation north to the north-western bank of the Katherine River, thence generally south-westerly by the north-western bank of the Katherine River to a point on an east boundary of Pastoral Lease 56 (Willeroo), thence north by part of the said east boundary of Pastoral Lease 56 to a north-east corner thereof, thence west by the north boundaries of Pastoral Lease 566, Pastoral Lease 710 (Innesvale), and Pastoral Lease 597 to the point of commencement, but excluding therefrom the Town of Katherine and all Agricultural Leases.

THIRD SCHEDULE.

Regulation 45A

PLAN OF AREAS FOR THE PURPOSES OF REGULATION 45A.

