

(c) the State shall ensure that any necessary adjustment in respect of hospital fees paid or payable by that person shall be made.¹

4. After clause 6 of the principal agreement the following clause is inserted:—

'6A. Where an agreement is entered into between the Government of the Commonwealth and the Government of another part of His Majesty's dominions or of any foreign country providing for reciprocity in matters relating to hospital benefits, the Treasurer of the Commonwealth, on behalf of the Commonwealth, may enter into arrangements with the Treasurer of the State, on behalf of the State, providing for hospital benefits to be made available in accordance with the terms of that agreement to residents of that part of His Majesty's dominions or of that foreign country who are for the time being in Australia.'

5. As from the first day of July, 1948, clauses 8 and 9 of the principal agreement (dealing with amounts to be set aside by the State for capital expenditure on public hospitals and further payments to the State) shall be deemed to have ceased to have effect, but the State shall not use any amount (or interest) which has been set aside or should have been set aside in pursuance of the said clauses otherwise than for capital expenditure on public hospitals as approved by the Commonwealth.

6. In all other respects the principal agreement is confirmed.

IN WITNESS whereof the Prime Minister of the Commonwealth and the Premier of the State have signed this amending agreement the day and year first above written.

SIGNED by the Prime Minister of the
Commonwealth for and on behalf
of the Commonwealth in the
presence of—

SIGNED by the Premier of the State
for and on behalf of the State
in the presence of—

LAND SALES CONTROL (No. 2).

No. 71 of 1948.

AN ACT to amend the *Land Sales Control Act*
1948. [15 December, 1948.]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1—(1) This Act may be cited as the *Land Sales Control Act* (No. 2) 1948.

(2) The *Land Sales Control Act* 1948* is in this Act referred to as the Principal Act.

* No 34 of 1948.

2 Section two of the Principal Act is amended—Interpre-
tation.

(a) by inserting after the definition of “approved valuer” the following definition:—

“‘commercial land’ means land (other than country land) used solely for a factory, workshop, licensed hotel, public house, office, garage, or shop or solely for any other industrial or commercial purpose: Provided that—

(a) land shall be deemed to be used solely for any such purpose notwithstanding that there is on it a dwelling for some person employed thereat; and

(b) keeping a boarding house or a lodging house shall not be deemed to be a commercial purpose;”;

(b) by inserting after the definition of “country land” the following definition:—

“‘residential land’ means land used solely for a dwelling house, block of flats, apartment house, boarding house, or lodging house, or for any of these purposes together with a shop or eating place only, other than country land or land on which stands a licensed hotel or public house;”;

(c) by inserting after the definition of “the Commonwealth Regulations” the following definition:—

“‘vacant land’ means land in any city or any town within the meaning of the *Towns Act 1934** on which stands no building other than an outbuilding or a ruin.”.

3 After section two of the Principal Act the following section is inserted:—Appoint-
ment, &c., of
officers and
employees.
Cf. No. 33 of
1948, s. 8.

“2A.—(1) The Governor may appoint such officers and employees as he considers necessary for the purposes of this Act.

(2) The Minister may arrange with the appropriate Minister for State for the Commonwealth for the employment by the State of Commonwealth officers and employees for the purposes of this Act.

(3) Any arrangement under subsection (2) of this section may make provision for any matter necessary or expedient to be provided in relation to the administration of this Act and the employment of such officers and employees.

* 25 Geo. V. No. 47. For this Act, as amended to 1936, see Reprint of Statutes, Vol. V., p. 170. Subsequently amended by 5 Geo. VI. No. 41, 8 Geo. VI. No. 15, 8 & 9 Geo. VI. No. 46, 9 Geo. VI. No. 9, 10 Geo. VI. No. 53, and 11 Geo. VI. No. 56.

(4) No officer or employee appointed or employed under the authority of this section shall, while holding office under this Act, be subject to the provisions of the *Public Service Act 1923**, but if any officer appointed by the Governor under subsection (1) of this section is, at the time of his employment, an officer of the Public Service, he shall retain all his existing and accruing rights as if his service under this Act were service as an officer of the Public Service.

(5) Every officer and employee appointed or employed under the authority of this section shall be entitled to such leave of absence as may be prescribed.”.

4 After section four of the Principal Act the following section is inserted:—

“4A.—(1) The provisions of section three shall not apply to commercial land and vacant land.

(2) When any person does any of the things which but for this section would require the consent of the Minister under section three he shall, in the prescribed manner and within the prescribed time, inform the Minister of the nature and particulars of the transaction including the consideration therefor.

(3) Where in any contract made before and within ten days after the commencement of this section and to which this section applies it is provided that the consent of the Minister shall be a condition of the contract the Minister's consent in writing shall be deemed to have been given thereto.

5 Section five of the Principal Act is amended by inserting after subsection (3) the following subsection:—

“(3A) In making a valuation as at any particular date the valuer shall consider the land in its then present physical state with all its existing advantages and disadvantages and with all its possibilities and shall say what, in his opinion, would have been the value of the land had it been in such a state upon the particular date.”.

6 Section six of the Principal Act is amended by adding at the end of subsection (2) the following proviso:—

“Provided that—

(a) in the case of residential land, the policy shall be to allow a general increase of twenty per cent upon the general level of values on the tenth day of February, 1942;

* 13 Geo. V. No. 25. For this Act, as amended to 1936, see Reprint of Statutes, Vol. VI., p. 263. Subsequently amended by 2 Geo. VI. No. 29, 4 Geo. VI. No. 18, 5 Geo. VI. Nos. 6 and 64, 6 Geo. VI. Nos. 9 and 54, 7 Geo. VI. No. 18, 7 & 8 Geo. VI. No. 104, 8 & 9 Geo. VI. No. 30, 9 & 10 Geo. VI. No. 60, 11 Geo. VI. No. 22, and 11 & 12 Geo. VI. No. 84.

- (b) in the case of country land, the policy shall be to allow a general increase of fifteen per cent upon the general level of values on that day; and
- (c) in every case the Minister shall have regard to the special circumstances of the buyer and of the seller."

7 Section eighteen of the Principal Act is amended by omitting the figures "1948" and substituting therefor the figures "1949". Expiry of Act.

COMMONWEALTH AND STATE WAR SERVICE LAND SETTLEMENT AGREEMENT.

No. 72 of 1948.

AN ACT to amend the *Commonwealth and State War Service Land Settlement Agreement Act 1945*.
[15 December, 1948.]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1—(1) This Act may be cited as the *Commonwealth and State War Service Land Settlement Agreement Act 1948*. Short title and citation.

(2) The *Commonwealth and State War Service Land Settlement Agreement Act 1945** is in this Act referred to as the Principal Act.

2 Section five of the Principal Act is amended by inserting in subsection (1) after the word "years" the words "and six months". Power to reserve area for soldier land settlement.

3 Section six of the Principal Act is amended by omitting subsection (4). Power to purchase or acquire land in reserved areas.