

Third
schedule.

3 The third schedule to the Principal Act is amended by inserting after form IIIA the following forms:—

“ FORM IIIB.

Section 183.

FORM OF BALLOT-PAPER UNDER SECTION 183.

- (name of political party)
 (name of political party)
 (name of political party)
 (name of political party)

FORM IIIc.

“ NOTICE BY CANDIDATE(S) UNDER SECTION 183.

To the Chief Electoral Officer.

Take notice that * I am a member/*We are members of the (name of political party to which candidate belongs, or candidates belong).

The name by which the said party should be designated in the ballot-papers issued for the purposes of section 183 of the *Electoral Act 1907* is as follows:—

..... (here insert correct name of political party).

Dated this day of 19

(Signature(s).)”.

* Strike out whichever is inapplicable.

LAND VALUATION.

No. 77 of 1953.

AN ACT to amend the *Land Valuation Act 1950*.
 [9 December, 1953.]

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:—

Short title and
citation.

1—(1) This Act may be cited as the *Land Valuation Act 1953*.

(2) The *Land Valuation Act 1950* is in this Act referred to as the Principal Act.

2 Section three of the Principal Act is amended by inserting after paragraph (a) of subsection (3) the following paragraph:—

Interpretation.

“(aa) In the case of land used solely for growing trees to cut and sell the improved value shall be the total of the following sums, namely:—

- (i) The unimproved value of the land;
- (ii) The cost of establishing and maintaining the improvements on the land up to and as at the date of valuation; and
- (iii) The value of the average annual growth after the trees thereon have become merchantable.”.

3 Section nine of the Principal Act is amended by omitting subsection (2) and substituting therefor the following subsection:—

Certificates of competency.

“(2) The Board, in its absolute discretion, may grant a certificate of competency under this section without examination to any person who satisfies the Board that—

- (a) he has qualified by examination for admission to the body known as the Commonwealth Institute of Valuers; or
- (b) he has had not less than ten years’ practical experience in the valuation of land.”.

4 Section thirty of the Principal Act is amended—

Consideration of objections by Chief Valuer.

(a) by omitting subsection (3) and substituting therefor the following subsection:—

“(3) Within one month after the receipt by him of a notice under subsection (2) of this section, the person by whom the objection was made may, by notice in writing served on the Chief Valuer, require the Chief Valuer to refer the objection—

- (a) to the court; or
- (b) if the valuation objected to exceeds—
 - (i) in the case of improved value, ten thousand pounds;
 - (ii) in the case of unimproved value, five thousand pounds; or
 - (iii) in the case of assessed annual value, five hundred pounds,
 to the Supreme Court.”; and

(b) by adding at the end thereof the following subsections:—

“(4) Subject to subsections (5) and (6) of this section, failure to require the Chief Valuer

to refer an objection to a court within the time prescribed in subsection (3) of this section shall be deemed to be acceptance of the Chief Valuer's decision thereon.

“(5) The court may extend the time within which the Chief Valuer may be required to refer an objection to a court either before or after the expiration thereof on such terms, if any, as the court may think fit to impose.

“(6) In cases in which the court may extend time under subsection (5) of this section the Chief Valuer may at his discretion extend time unconditionally.”.

Court lists to be prepared: Hearing of objections.

5 Section thirty-six of the Principal Act is amended by omitting from subsection (1) the words “have not been withdrawn or settled” and substituting therefor the words “he has been required to refer to the court under section thirty”.

New Part VIA.

6 After section thirty-eight of the Principal Act the following heading is inserted:—

“ PART VIA.

POWERS OF THE SUPREME COURT.”.

7 After section thirty-nine of the Principal Act the following sections are inserted:—

References to the Supreme Court.

“ 39A—(1) The Chief Valuer shall, at the same time as he prepares a court list under section thirty-six, or would prepare such a list if there were relevant objections to be referred, prepare in like manner a Supreme Court list of objections which he has been required under section thirty to refer to the Supreme Court and shall forward the Supreme Court list to the Principal Registrar of the Supreme Court for hearing and determination by the Supreme Court.

(2) The Chief Valuer may omit from a court list and include in a Supreme Court list any objection which the person by whom it was made might have required him to refer to the Supreme Court.

(3) In respect of objections in a Supreme Court list—

(a) subsections (2) and (4) of section thirty-two;

(b) section thirty-three;

(c) subsections (2) and (3) of section thirty-six;

(d) section thirty-seven; and

(e) section thirty-eight,

shall have effect as if “court” and “President” meant the Supreme Court, “court list” meant a Supreme Court list, and “registrar” meant the Principal Registrar of the Supreme Court.

"39B—(1) An objection standing in a court list under section thirty-six may be summarily removed into the Supreme Court by order of the Supreme Court or a judge, if it appears to the Supreme Court or judge that the objection raises some point of principle of general importance.

Removal of appeals into the Supreme Court.
Cf. 60 Vict., No. 48, s. 115.

(2) An order under this section shall have the force and effect of a writ of *certiorari* and may be made upon such terms as to costs or otherwise as the Supreme Court or judge thinks fit.

(3) When an objection is removed into the Supreme Court under this section it shall be dealt with in all respects as if it were included in a Supreme Court list under section thirty-nine A."

8 Section fifty of the Principal Act is amended by omitting from subsection (1) the words " purchaser or person to whom the land is sold or disposed of " and substituting therefor the words " vendor or person by whom the land is sold or disposed of " .

Notice of sale, &c., of land.

9 After section fifty-three of the Principal Act the following section is inserted: —

" 53A—(1) The Chief Valuer, or any other officer appointed for the purposes of this Act, or the court, may at all times during the day enter on any land for the purposes of this Act.

Entry on land.
N.S.W., ss. 74, 75.

(2) A person who obstructs or hinders the Chief Valuer or an officer in the exercise of his functions under this Act shall be liable to a penalty of twenty pounds."

ST. LEONARDS WATER.

No. 78 of 1953.

AN ACT to authorize the council of the municipality of St. Leonards to borrow an amount not exceeding sixty thousand pounds, to make provision for the supply of water to that municipality and the inhabitants thereof, and to confer on the council powers needed for the construction and maintenance of necessary works therefor. [9 December, 1953.]

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:—

PART I.

PRELIMINARY.

1—(1) This Act may be cited as the *St. Leonards Water Act* 1953.

Short title and incorporation.