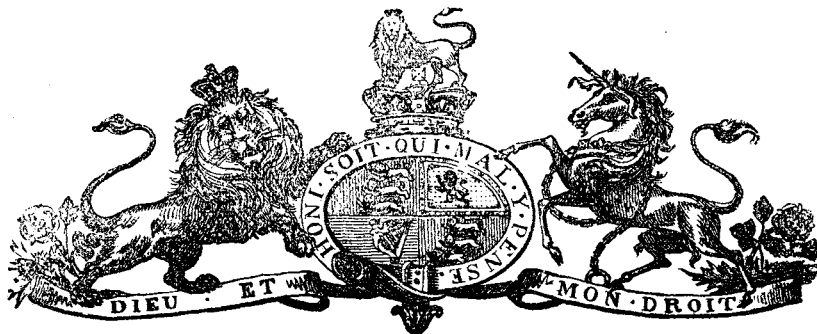


TASMANIA.



1894.

ANNO QUINQUAGESIMO-OCTAVO

VICTORIÆ REGINÆ,

No. 13.

*Amend. Statute No. 31, v. 11 n. 13  
Repealed 62 7*

\*\*\*\*\*

AN ACT to further amend "The Crown A.D. 1894.  
Lands Act, 1890." [8 August, 1894.]

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:—

*54 Vic. No. 8*

1 This Act may be cited as "The Crown Lands Amendment Act, Short title.  
1894."

2 Sections Eleven, Twelve, Thirteen, Fifteen, Sixty-five, and Repeal.  
Sixty-six of "The Crown Lands Act, 1890," shall be and are hereby 54 Vic. No. 8  
repealed.

3—(1.) The Governor in Council is hereby empowered from time Surveyor-General  
to time to appoint a Surveyor-General, who shall have the direction may be appointed.  
and conduct of all surveys for any public purposes, whether under this  
Act or any other Act, and shall perform such duties as may be assigned  
to him by the Commissioner of Crown Lands; and the Governor in  
Council may from time to time suspend or remove from office any  
person appointed Surveyor-General under this Act.

(2.) The Governor in Council is hereby empowered from time Secretary for  
time to appoint a Secretary for Lands, who shall perform such duties as Lands may be  
may be assigned to him by the Commissioner of Crown Lands; and appointed.

*Crown Lands Amendment.*

A.D. 1894.

the Governor in Council may from time to time suspend or remove from office any person appointed Secretary for Lands under this Act.

(3.) The person holding the office of Deputy Surveyor-General under the appointment of the Governor in Council on the date of the passing of this Act shall be deemed to have been appointed Surveyor-General and Secretary for Lands by the Governor in Council under this Act, and shall be subject to its provisions.

Surveyors may be appointed.

**4** The Commissioner of Crown Lands, with the approval of the Governor in Council, may from time to time appoint duly qualified Surveyors, who shall be authorised to make surveys for any public purpose in such manner as may be prescribed.

Postponement of payment of instalments.

**5** Whenever any purchaser of land has become liable to have his land forfeited on account of his failure to pay any instalment or any part of the purchase money as provided by the Crown Lands Acts, 1870 and 1890, it shall be lawful for the Governor in Council to postpone the payment of such instalment for any period not exceeding Five years, upon being satisfied that such purchaser has become unable to pay such instalment or part thereof, or upon it being shown to the Governor in Council that the enforcement of the payment of such instalment or part thereof would inflict hardship upon the purchaser: Provided that such purchaser shall have in all other respects fulfilled the conditions contained in the contract for the purchase of such land.

Interest on instalments.

**6** In every case in which payment of any instalment or part thereof is postponed by the Governor in Council as hereinbefore provided, such instalment or part thereof shall bear interest at the rate of Five Pounds per centum per annum, payable annually, commencing from the date on which such instalment or part thereof first became payable; and failure to pay such interest or any part thereof shall have the same operation upon the rights and privileges of the purchaser as failure to pay any instalment or part thereof of the purchase-money of the Lot selected by him.

Substitution for Section 5 of 57 Vict. No. 12.

**7** Section Five of "The Crown Lands Amendment Act, 1893," is hereby repealed, and in lieu thereof the following shall be and be deemed to be and may be cited as Section Five thereof; and any application made or certificate issued in accordance with the provisions of the said Section shall be deemed to have been made or issued under this Section, and shall have the like force and effect; that is to say:—

Selector to make application.  
Effect of application.

"Every person applying for Agricultural Land shall make application for the same in the form prescribed; and upon leaving with or forwarding to the Commissioner or his agent such application, such person shall, so soon as his application is approved by the Commissioner, and upon paying the prescribed expense of surveying such land, receive a certificate in the form prescribed, and such certificate shall, subject to the provisions of this Act, authorise the person obtaining it, hereinafter called 'the Selector,' to enter upon and take possession of the Land described therein, and to hold possession of, occupy, and improve such Land to the exclusion of any other person or persons whomsoever, and to bring and maintain actions for trespass committed thereon. The title to the Land shall remain in the Crown until the issue by the Governor of a Grant Deed therefor, and neither the Land nor the interest of the selector therein shall be liable to be taken in execution before the issue of the Grant Deed."

*Crown Lands Amendment.*

**8** Notwithstanding anything to the contrary contained in "The Crown Lands Amendment Act, 1893," any "purchasing body" as defined by Section Twelve of the said Act shall, before entering into any contract with the Commissioner for the purchase of any land in accordance with the provisions of the said Section Twelve of the said Act, pay to the Commissioner the prescribed expense of surveying such land.

A.D. 1894.  
Amendment of  
Section 12 of  
57 Vict. No. 12.

**9** The Schedule to "The Crown Lands Amendment Act, 1893," is hereby repealed, and, in lieu thereof, the Schedule to this Act shall be and be deemed to be and may be cited as the Schedule to "The Crown Lands Amendment Act, 1893."

Substitution for  
Schedule of  
57 Vict. No. 12.

*Repeal 59 Vic. No. 31 & re-enacted*  
**10** Notwithstanding anything to the contrary contained in any Act, it shall be lawful for the Governor in Council to permit any purchaser or selector of any allotment of land, not being less than Thirty acres, selected or purchased under *The Waste Lands Act, 1870*, to complete the purchase of any portion thereof, not being less than one half the area originally purchased or selected, upon the following conditions:—

Governor in  
Council may per-  
mit Selector to  
complete purchase  
of portion of land.

- i. That one half the purchase-money on the land purchased or selected has been paid.
- ii. That the purchaser or selector has proved to the satisfaction of the Commissioner that he has complied with the conditions of the Act under which the land was purchased or selected.
- iii. That such purchaser or selector is by poverty unable to complete the contract entered into for the purchase of the said land.
- iv. That substantial improvements to the value of One Pound per acre have been effected on the portion of land to be retained by the purchaser or selector, exclusive of all buildings erected thereon.
- v. That the purchaser or selector shall pay the prescribed expense of surveying the portion of land to be retained by such purchaser or selector.
- vi. That the portion of the land to be retained shall be selected in accordance with the Regulations existing for selection of Agricultural Areas.

**11** In any case in which any purchaser or selector is permitted to avail himself of the provisions of the last preceding Section, it shall be lawful for the Commissioner to apply the full amount of the money paid by such purchaser or selector upon the whole area of land originally purchased or selected in and towards the payment of the purchase-money due and owing upon the portion of such land which such purchaser or selector has decided to complete the purchase of in accordance with the provisions of the said last preceding Section.

Purchase-money  
may be applied  
wholly towards  
payment for  
portion of land  
selected.

**12** This Act and "The Crown Lands Act, 1890," and "The Crown Lands Amendment Act, 1893," save as altered or amended by this Act, shall be read and construed together as one and the same Act.

Acts to be read  
together.

*Crown Lands Amendment.*

A.D. 1894.

## SCHEDULE.

Sect. 9.

50 acres at £1 per acre .....	£	s.	d.
Add one-third for credit .....	50	0	0
	16	13	4
	<hr/>		
	£66	13	4
	<hr/>		
1st year .....	<i>Nil.</i>		
2nd year .....	<i>Nil.</i>		
3rd year .....	<i>Nil.</i>		
	£	s.	d.
4th year .....	3	13	4
5th year .....	4	10	0
6th year .....	4	10	0
7th year .....	4	10	0
8th year .....	4	10	0
9th year .....	4	10	0
10th year .....	4	10	0
11th year .....	4	10	0
12th year .....	4	10	0
13th year .....	4	10	0
14th year .....	4	10	0
15th year .....	4	10	0
16th year .....	4	10	0
17th year .....	4	10	0
18th year .....	4	10	0
	<hr/>		
	£66	13	4
	<hr/>		

And in like proportion for any smaller area than 50 acres.