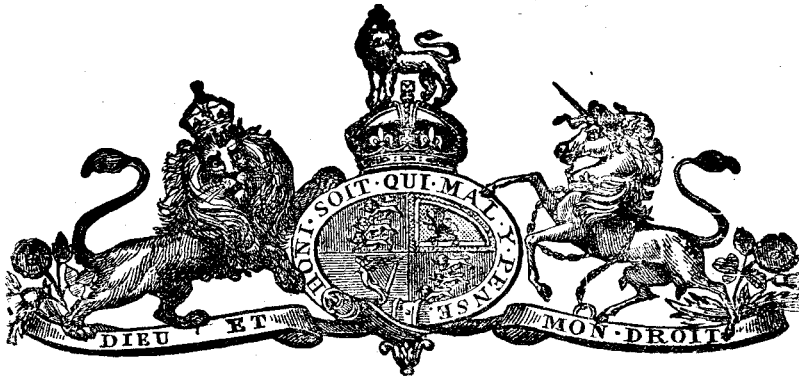


TASMANIA.



1921.

ANNO DUODECIMO

GEORGII V. REGIS.

No. 68.

ANALYSIS.

1. Short title.
2. Amendment of Section 21 of Principal Act.
3. Repeal of Section 30 of Principal Act and substitution of new section.
4. Repeal of Section 54 of Principal Act and substitution of new section.
5. Plantation leases.
6. Special fees for fire protection may be imposed.



AN ACT to amend "The Forestry Act, 1920." ^{A.D.} 1921.
 [14 February, 1922.]

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 Forestry Act, 1921."
 (2) "The Forestry Act, 1920," is hereinafter referred to as the Principal Act.

Short title.
 11 Geo. V.
 No. 60.

2 Section Twenty-one of the Principal Act is hereby amended by deleting therefrom the words "and timber reserves" in the First line, and the words "or timber reserves" in the Third and Fourth lines thereof.

Amendment of
 Section 21 of
 Principal Act.

Forestry.

A.D. 1921.

—
 Repeal of Section
 30 of Principal
 Act and
 substitution of
 new section.

3 Section Thirty of the Principal Act is hereby repealed and the following new Section Thirty substituted therefor :—

“ **30**—(1) Licences under this Act may be issued by the Conservator or some person authorised by him in that behalf.

“(2) A licence shall authorise the licensee to cut, take, and remove specified forest produce on such Crown land, within a State forest or timber reserve or otherwise, as may be therein defined, but shall not authorise the employment for such purposes of any unlicensed person.

“(3) Licences may be issued subject to the payment of such fees as may be prescribed, and of such royalties on the forest produce cut or taken thereunder as may be prescribed.

“(4) The Conservator may, in any particular case, limit the number of licences which may be issued in respect of the same area.

“(5) No licence shall be issued in respect of any land held under an existing timber lease, or over land in respect of which a forest permit has been granted under this Act, without the consent of the person holding such timber lease or forest permit.

“(6) The term of a licence shall not exceed Three months.”

Repeal of Section
 54 of Principal
 Act and
 substitution of
 new section.

4 Section Fifty-four of the Principal Act is hereby repealed and the following new Section Fifty-four substituted therefor :—

“ **54** When timber or forest products have been seized under the provisions of Section Fifty-three—

“ i. The person making such seizure shall forthwith give notice thereof, in the prescribed form, to the person in possession of, or owning, or reasonably believed to own, such timber or products, or, if such person cannot be found, shall affix such notice on such timber or products and also upon the front of the nearest court of petty sessions ;

“ ii. Any person claiming to be entitled to such timber or products may, within one month after such seizure, apply to a court of petty sessions for an order vesting such timber or products in him, and such court may hear and determine such claim, and may, if it is of opinion that the forfeiture of such timber or products is not warranted, make such order thereon as it thinks just :

“ iii. A claim under this section shall be heard and determined in manner provided by ‘ The Justices’ Procedure Act, 1919,’ in the case of a complaint.”

10 Geo. V.
 No. 55.

Plantation leases.

5—(1) The Minister may, on the recommendation of the Conservator, grant, for any term not exceeding Sixty years, leases of any lands within the area of a State forest for plantation purposes.

(2) Such leases shall be granted at such rent, and upon and subject to such conditions as may be prescribed.

Special fees for
 fire protection
 may be imposed.

6—(1) The Governor may on the recommendation of the Conservator impose a special royalty charge or fee, to be called a “ fire protection fee,” upon forest products cut or taken under this Act.

Forestry.

(2) Fire protection fees shall be payable by all holders of exclusive forest permits and by such other persons (if any) as may be prescribed, and shall be of such amount as may be prescribed. A.D. 1921.

(3) Notwithstanding the provisions of Section Thirty-nine of the Principal Act, all fire protection fees received by the department shall be paid to a separate account, and the whole amount thereof shall be available for, and may be applied for, fire protection purposes.

