

59 VIC. No. 30, 1895. *Pastoral Leases Extension Acts Amendment Act.*

An Act to further Amend "The Pastoral Leases Extension Act of 1892." 59 Vic. No. 30.

[ASSENTED TO 23RD DECEMBER, 1895.]

THE  
PASTORAL  
LEASES  
EXTENSION  
ACTS  
AMENDMENT  
ACT OF 1895.

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Queensland in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as "*The Pastoral Leases Extension Acts Amendment Act of 1895*," and shall be read and construed with, and as an amendment of, "*The Pastoral Leases Extension Act of 1892*"\* (hereinafter called the Act of 1892) and "*The Pastoral Leases Extension Act of 1892 Amendment Act of 1894*"† (hereinafter called the Act of 1894), and those Acts and this Act may together be cited as "*The Pastoral Leases Extension Acts, 1892 to 1895*." Short title and construction.

2. In this Act the expression "the Principal Act," means the Act of 1892 as amended by the Act of 1894, and the other expressions used in this Act have the same meanings as those attached by the Principal Act to similar expressions used therein. Interpretation.

3. (1.) Except as hereinafter provided, the provisions of the Principal Act and of this Act shall extend and apply to all holdings and runs which are within any district now constituted under the provisions of "*The Rabbit Boards Acts, 1891 to 1894*":‡ Extent of operation.

Provided that the provisions of this section shall not apply to any run or holding unless the whole thereof is within the boundaries set forth in the Schedule of this Act: [Schedule.]

Provided also that the provisions of section seven of the Principal Act shall not extend or apply to any holding to which such provisions were not applicable at the date of the selection thereof.

(2.) The provisions of section six of the Principal Act and of section five of the Act of 1891, with reference to grazing farms selected before the second day of November, one thousand eight hundred and ninety-two, shall extend

\* 56 Vic. No. 30, *supra*, page 4645.

† 58 Vic. No. 26, *supra*, page 4986.

‡ 55 Vic. No. 30, *supra*, page 4397; and 58 Vic. No. 15, *supra*, page 5018.

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and apply to all grazing farms to which the provisions of section seven of the Principal Act are not applicable, whether the same were or were not selected before the second day of November, one thousand eight hundred and ninety-two.

Extension of leases in certain cases, and conditions of such extension.

4. Any lessee of a holding under Part III. of the "*The Crown Lands Act of 1884*,"\* or of a run or of a grazing farm to which the provisions of section seven of the Principal Act are not applicable, may at any time within six months after the passing of this Act give notice to the Minister that he elects to take advantage of the provisions of this section, and upon the receipt of such notice by the Minister the following consequences shall ensue, that is to say:—

- (1) The time prescribed by the Principal Act within which proof may be made by such lessee of the erection of a fence entitling him to obtain an extension of the term of his lease shall be extended to the thirty-first day of December, one thousand eight hundred and ninety-seven.

And in the event of the lessee proving that he has used all reasonable efforts to complete such fence before the thirty-first day of December, one thousand eight hundred and ninety-seven, and has been unable to do so, but has before that day completed the fence upon the western and southern boundaries of his holding or run, the time within which proof of the erection of the fence may be made may be extended for such further period, not exceeding one year, as the Land Board may allow.

- (2) In the case of a grazing farm, the extended period of the lease shall be seven years, when the fence has before the time hereinbefore limited in that behalf been erected in accordance with the requirements of section six of the Act of 1892, and four years when such fence has before such time as aforesaid been erected in accordance with the requirements of section five of the Act of 1894:

Provided that except in the case of a grazing farm whereof the lessee was at the date of the passing of this Act entitled to an extension of the term of his lease under

\* 48 Vic. No. 28, *supra*, page 1137.

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the provisions of section five of the Act of 1894, but was not at such date otherwise entitled to such extension, no lessee who was at the passing of this Act entitled to an extension of the term of his lease shall be entitled to any further extension thereof or to any reduction of rent for the extended period thereof by reason of the provisions of this section :

And provided further that nothing in this section contained shall prejudice or diminish the rights or claims of any lessee who was at the passing of this Act entitled to an extension of the term of his lease under the provisions of the Principal Act.

5. The following proviso is hereby added to the fourth section of "*The Pastoral Leases Extension Act of 1892 Amendment Act of 1894*"\* :— Amendment of section four of Act of 1894.

This section shall not entitle the lessee of any holding or run to recover any portion of the cost of any wire netting and the affixing thereof forming part of any fence from the lessee of any adjoining holding or run unless and until such adjoining holding or run has been enclosed with a substantial and permanent fence of such a character as to prevent the passage of rabbits.

6. A special license may be issued under the provisions of section five of the Act of 1894 in respect of any number of contiguous grazing farms, provided that the total area comprised in such grazing farms does not exceed one hundred square miles. Amendment of section five of Act 1894.

#### THE SCHEDULE.

Commencing at the intersection of the one hundred and fifty-first meridian of east longitude with the southern boundary of the Colony; thence north by such meridian to its intersection with the eastern boundary of the Rabbit District of Darling Downs; thence by the boundaries of the Rabbit Districts of Darling Downs and Leichhardt to the Central Line of Railway; thence by that railway to the town of Longreach; thence north to the twenty-third parallel of south latitude; thence west by that parallel to the western boundary of the Colony; thence south and east by that boundary and the southern boundary to the point of commencement. [See section 3.]