

**AGRICULTURAL HOLDINGS (AMENDMENT) ACT 1989**  
**No. 12**

NEW SOUTH WALES



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**AGRICULTURAL HOLDINGS (AMENDMENT) ACT 1989 No. 12**

NEW SOUTH WALES



**Act No. 12, 1989**

An Act to amend the Agricultural Holdings Act 1941 to repeal provisions fixing minimum terms for leases of, and share-farming agreements for, certain agricultural holdings and provisions relating to notices to quit; and for other purposes. [Assented to 18 April 1989]

*Agricultural Holdings (Amendment) 1989***The Legislature of New South Wales enacts:****Short title**

1. This Act may be cited as the Agricultural Holdings (Amendment) Act 1989.

**Commencement**

2. (1) This Act commences on a day or days to be appointed by proclamation, except as provided by subsection (2).

(2) Schedule 2 and section 3 in its application to that Schedule commence on the date of assent.

**Amendment of Agricultural Holdings Act 1941 No. 55**

3. The Agricultural Holdings Act 1941 is amended as set out in Schedules 1 and 2.

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**SCHEDULE 1—AMENDMENTS RELATING TO LEASES AND  
SHARE-FARMING AGREEMENTS**

(Sec. 3)

(1) Section 4 (**Definitions**)—

Section 4 (1), definition of “Contract of tenancy”—

Omit the definition, insert instead:

“Contract of tenancy” means a letting of land or an agreement for letting land.

## (2) Part 5, heading—

Omit “EXTENSION OF TENANCIES AND”.

(3) Section 22 (**Construction of provisions of contracts of tenancy relating to term of tenancy**)—

Omit the section.

(4) Section 23 (**Extension of tenancies under leases for a term of two years or upwards**)—

Omit the section.

(5) Section 24 (**Notices to quit**)—

Omit the section.

## (6) Section 39—

After section 38, insert:

**Savings and transitional provisions**

39. The Third Schedule has effect.

*Agricultural Holdings (Amendment) 1989***SCHEDULE 1—AMENDMENTS RELATING TO LEASES AND  
SHARE-FARMING AGREEMENTS—*continued*****(7) Third Schedule—**

After the Second Schedule, insert:

**THIRD SCHEDULE—SAVINGS AND TRANSITIONAL PROVISIONS**

(Sec. 39)

**Agricultural Holdings (Amendment) Act 1989**

Section 22, 23 or 24 (as in force immediately before its repeal by the Agricultural Holdings (Amendment) Act 1989) continues to apply to—

- (a) a contract of tenancy of a holding that was in force immediately before its repeal; and
- (b) a contract of tenancy of a holding that commences or is renewed after its repeal because of the exercise of an option granted before its repeal.

**SCHEDULE 2—AMENDMENTS BY WAY OF STATUTE LAW REVISION**

(Sec. 3)

**(1) Long title—**

- (a) After “tenant farmers” wherever occurring, insert “and share-farmers”.
- (b) Omit “to provide for the extension of tenancies of certain rural holdings:”.

**(2) Section 2 (Arrangement)—**

Omit the section.

**(3) Section 3 (Repeal and savings)—**

Omit the section.

**(4) Part 2 (Transitory Provisions)—**

Omit the Part.

**(5) Section 33 (Recovery of compensation from trustee etc.)—**

Section 33 (d)—

Omit “Conveyancing Act, 1919–1939”, insert instead “Conveyancing Act 1919”.

**(6) First Schedule, Part 3, item (26)—**

Omit “Dairy Industry Marketing Authority Act, 1979,”, insert instead “Dairy Industry Act 1979”.

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[*Minister's second reading speech made in—  
Legislative Assembly on 15 November 1988  
Legislative Council on 11 April 1989*]