

**CLOSER SETTLEMENT RESUMPTION VALIDATION
BILL, 1955.**

EXPLANATORY NOTE.

The objects of this Bill are—

- (a) to validate the resumption of certain lands out of the "Ghoolendaadi" Estate;
- (b) to provide that the compensation to be paid for such resumption shall be in accordance with the determination of the Land and Valuation Court which was upheld by the Privy Council; and
- (c) to make provisions incidental to the foregoing.

10989 —(1)

(Rough Draft for Consideration Only.)

[CONFIDENTIAL.]

No. , 1955.

A BILL

To validate the resumption of certain land; to make further provision in relation to certain matters incidental to such resumption; to amend the Closer Settlement Acts in certain respects; and for purposes connected therewith.

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 New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Closer Settlement Resumption Validation Act, 1955."

Short title and construction.

Closer Settlement Resumption Validation.

(2) This Act shall be read and construed with the Closer Settlement Acts.

2. The notification published in the Gazette No. 141 on the first day of September, one thousand nine hundred and fifty, at page 2691, purporting to resume the land described in the Schedule thereto under the Closer Settlement (Amendment) Act, 1907, as amended by subsequent Acts, shall be and shall be deemed, as from the date of publication thereof in the Gazette, to have been effective to vest such land in His Majesty for the purposes of the Closer Settlement Acts, and to the intent that such land may be dealt with thereunder. Validation of resumption.

3. (1) The compensation to be paid in respect of the land referred to in section two of this Act, shall be two hundred and eleven thousand six hundred and twenty-nine pounds five shillings and tenpence comprising— Compensation.

(a) forty-two thousand nine hundred and seventeen pounds nineteen shillings and one penny in respect of so much of such land as is described in Part A of such Schedule;

(b) forty thousand six hundred and seventy-five pounds nine shillings and ninepence in respect of so much of such land as is described in Part B of such Schedule; and

(c) one hundred and twenty-eight thousand and thirty-five pounds seventeen shillings in respect of so much of such land as is described in Part C of such Schedule.

(2) Notwithstanding the provisions of any other Act no interest shall be payable by the Crown in respect of the compensation money referred to in subsection one of this section.

Closer Settlement Resumption Validation.

4. (1) If the occupier of any of the land referred to in section two of this Act, or any other person refuses to give up possession of the said land, or hinders the Minister or any person acting on behalf of the Minister from entering upon or taking possession of the said land for and on behalf of the Crown, the Minister may issue a warrant to the sheriff to deliver possession of the same to the person appointed in such warrant to receive the same.
- 10 (2) Upon receipt of such warrant, the sheriff shall deliver possession of the said land accordingly, and the costs accruing by reason of the issuing and execution of such warrant, to be settled by the sheriff, shall be paid by the person refusing to give possession, and the amount
15 of such costs shall be payable to the Minister by and be recoverable from such person.

Refusal to
deliver up
lands.