

RURAL RELIEF FUND.

11° GEO. VI., No. VI.

No. 6 of 1947.

AN ACT to amend Section Eleven of the Rural Relief Fund Act, 1935.

[Assented to 10th October, 1947.]

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

1. This Act may be cited as the *Rural Relief Fund Act Amendment Act, 1947*, and shall be read as one with the Rural Relief Fund Act, 1935 (No. 17 of 1935) as amended by Act No. 39 of 1942, hereinafter referred to as the principal Act. Short title

2. The principal Act as amended by this Act may be cited as the Rural Relief Fund Act, 1935-1947. Citation of principal Act as amended.

3. Section eleven of the principal Act is amended as follows:— Amendment of s. 11.

- (a) By deleting from subsection (1) the words "The advance shall be secured over all the assets of the farmer (including after acquired assets) by a mortgage or charge in favour of the Minister in the prescribed form," in lines five, six, seven and eight and substituting the words "The advance shall be secured by a mortgage or charge in favour of the Minister in the

prescribed form over all the assets of the farmer at the time of the execution by the farmer of such mortgage or charge but excluding assets of the farmer acquired after such execution by the farmer and no mortgage or charge, whensoever executed, subsisting pursuant to this section shall affect such after acquired assets, any provision thereof, express or otherwise, to the contrary notwithstanding.”

- (b) By inserting after the figure three in brackets at the commencement of subsection (3) the figure one in brackets, thus (i).
- (c) By inserting in subsection (3) after the word “circumstances” in line twenty-four the following:—

“(ii) The Trustees shall have the authority to consider the amounts outstanding and owing by farmers, and according to the circumstances of each case seek repayment from farmers of percentages of the debt outstanding of from five per centum up to and not exceeding twenty per centum and on obtaining such repayments shall by authority of this subsection—

- (a) write off the balance of indebtedness due by the farmer to the Trustees and thereupon the farmer shall be discharged therefrom;
- (b) discharge the assets of the farmer from the operation of such mortgage or charge.

(iii) The power given to the Trustees by paragraph (ii) of this subsection are in addition to and not in derogation of any power given to them by paragraph (i) of this subsection.”

- (d) By inserting in subsection (3) before the words “The Provisions” in line twenty-five the figure four in brackets, thus (4).