

LAND.

No. 30 of 1967.

AN ACT to amend sections forty-one A, one hundred and ten, one hundred and eleven, one hundred and thirty-nine B, one hundred and forty and one hundred and forty-three of the Land Act, 1933-1965.

[Assented to 17th November, 1967.]

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

Short title
and citation.

1. (1) This Act may be cited as the *Land Act Amendment Act, 1967*.

Reprinted in
Vol. 18 of the
Reprinted
Acts.

(2) In this Act the Land Act, 1933-1965 is referred to as the principal Act.

Approved for
Reprint 10th
March, 1964,
and amended
by Acts Nos.
20 and 65 of
1965.

(3) The principal Act as amended by this Act may be cited as the Land Act, 1933-1967.

2. Subsection (1) of section forty-one A of the principal Act is amended— S. 41A
amended.

- (a) by substituting for the word, "six" in line four, the word, "twelve"; and
- (b) by substituting for the passage, "auction," in line four, the passage, "auction or, where a period of less than twelve months has been specified for the purpose in the notices published under section thirty-nine of this Act in relation to that lot, within the period so specified, as the case requires,".

3. Subsection (1) of section one hundred and ten of the principal Act is amended by adding after the word, "improvements" in line eight, the passage, "including, notwithstanding the provisions of section one hundred and forty of this Act, dwelling houses,". S. 110
amended.

4. Section one hundred and eleven of the principal Act is amended by adding after the word, "improvements" in line four, the passage, "including, notwithstanding the provisions of section one hundred and forty of this Act, dwelling houses,". S. 111
amended.

5. Subsection (1) of section one hundred and thirty-nine B of the principal Act is repealed and re-enacted with amendments as follows— S. 139B
amended.

(1) For the purposes of this section, a "discharged member of the forces" means—

- (a) a person who was a resident of the Commonwealth for the period of not less than twelve months immediately prior to the third day of September, 1939 and who became a member of any of the naval, military or air forces of His Majesty at any time subsequent to that date during the war in which His Majesty was engaged and which commenced on that date, and who has been honourably discharged after not

less than six months' full time service in any of those forces or, having in the opinion of the Minister been materially prejudiced by reason of service in any of those forces, has been honourably discharged after less than six months' full time service therein;

- (b) a person who was, in the opinion of the Minister, for a period of not less than twelve months immediately prior to the third day of September, 1939, ordinarily resident within the Commonwealth and who was employed, at any time between the third day of September, 1939, and the fifteenth day of August, 1945, in sea-going service on—

(i) a ship engaged in trading between a port of a State or Territory of the Commonwealth and any other port, whether a port of a State or Territory of the Commonwealth or not; or

(ii) a ship being a troop transport or hospital ship,

for not less than six months or, who being so employed for less than six months, was in the opinion of the Minister materially prejudiced by reason of that employment; or

- (c) a person who was a resident of the Commonwealth for a period of not less than twelve months immediately prior to his becoming a member of any of the naval, military or air forces of the Sovereign and who, while such a member, has served in a theatre of war or hostilities approved as such by the Minister for the purposes of this paragraph, and who has been honourably discharged after not less than six months' full time service in any of those forces or, having in the opinion of the

Minister been materially prejudiced by reason of service in any of those forces, has been honourably discharged after less than six months' full time service therein. .

6. Subsection (1) of section one hundred and forty of the principal Act is amended by deleting the passage, "ring-barking (at not more than two shillings and sixpence per acre)," in lines seventeen and eighteen. S. 140
amended.

7. Section one hundred and forty-three of the principal Act is amended— S. 143
amended.

- (a) by deleting the word, "or" appearing immediately after subparagraph (i) of paragraph (a) of subsection (2a);
 - (b) by substituting for the passage, "part." in the last line of subparagraph (ii) of paragraph (a) of subsection (2a), the passage, "part; or";
 - (c) by adding after subparagraph (ii) of paragraph (a) of subsection (2a) a subparagraph as follows—
 - (iii) offer to sell, assign or otherwise dispose of the lease or license in whole or in part. ; and
 - (d) by substituting for the word, "expended", where occurring in line six and again in line seven of subsection (3), the word, "effected", in each case.
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