

LAND.

2° and 3° GEO. VI., No. XX.

No. 20 of 1938.

AN ACT to amend sections ninety-eight and one hundred and one A of the Land Act, 1933-1937.

[Assented to 22nd December, 1938.]

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 *Land Act Amendment Act, 1938*, and shall be read as one with the Land Act, 1933-1937 (No. 37 of 1933, as amended by Acts No. 47 of 1934, No. 4 of 1936, and No. 39 of 1937), hereinafter referred to as the principal Act. Short title.

2. Section ninety-eight of the principal Act is amended as follows:— Amendment of s. 98.

(a) by adding to subsection (3) a further proviso as follows:—

Provided that, in the case of applications for pastoral leases made after the commencement of this proviso and approved, no rent shall be payable by the lessee during the first five years of the term of the pastoral lease so approved, but subject thereto the provisions of this section shall apply;

(b) by inserting at the beginning of subsection (4) the words "Subject to the third proviso to subsection (3) of this section."

Amendment
of s 101A,
repeal and
new section.

3. Section one hundred and one A of the principal Act (inserted by the Act No. 4 of 1936 and amended by the Act No. 39 of 1937) is repealed and a section is inserted in lieu thereof as follows:—

Minister may
grant relief
from payment
of rent in
certain cases.

101A. (1) Where the lessee proves that in any year ending the thirty-first day of December he has suffered serious loss of stock through drought, or that his wool production in respect of stock on any pastoral lease has been adversely affected by drought, the Minister may grant the lessee relief from payment of rent payable under such pastoral lease in respect of that year: Provided that no such relief shall be granted, except on the recommendation of the Board of Appraisers appointed under section ninety-eight of this Act.

(2) The relief granted under this section may be total or partial, and may take the form of extended terms for the payment of the rent payable under the pastoral lease.

Citation of
principal Act
as amended.

4. The principal Act as amended by this Act may be cited as the Land Act, 1933-1938.