

Act No. 4, 1908.

IMPROVEMENT
LEASES
CANCELLATION
(DECLARATORY).

An Act to explain the operation of the Improvement Leases Cancellation Act, 1906 ; to remove doubt as to the validity of a certain certificate and all acts, things, and proceedings done and held under the said Act ; and for other purposes. [28th April, 1908.]

Preamble.

WHEREAS by the Improvement Leases Cancellation Act, 1906, it was, among other things, enacted that if within four months of the commencement of the said Act the Honorable Mr. Justice Owen should certify that any improvement lease, then current and in force, which was the subject of inquiry by the Royal Commission on the administration of the Lands Department, had been granted or purported to have been granted under circumstances evidencing improper acts or serious irregularity, and that such lease should be dealt with under the said Act, such certificate should be notified in the Gazette, and thereupon such lease should become cancelled and forfeited : And whereas the Honorable Mr. Justice Owen issued his certificate under that provision, bearing date the twenty-fifth day of February, one thousand nine hundred and seven, with respect to certain improvement leases : And whereas doubt may exist upon the construction of the said Act, and it is expedient to remove such doubt and to declare the validity of the certificate so issued, and of all acts, things, and proceedings done and held in pursuance thereof or consequent thereon : Be it therefore enacted by the King'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 :—

Short title.

1. This Act may be cited as the "Improvement Leases Cancellation (Declaratory) Act, 1908."

Validation of
certain acts, things,
and proceedings.

2. All acts, things, and proceedings done or held, or purporting to have been done or held, under the Improvement Leases Cancellation Act, 1906, are hereby declared to have been and to be valid, and the same shall not be deemed to have been and shall not be challengeable on the ground that any person affected by the granting of the said certificate was not afforded an opportunity to be heard in opposition thereto, or on any other ground whatever.