

CROWN LANDS (PILLIGA SCRUB) ACT.

Act No. 33, 1928.

George V.
No. 33, 1928.

An Act to make provision as to the dates from which the determination of the capital values or the annual rents of certain holdings within the Pilliga Scrub shall take effect ; to amend the Crown Lands Consolidation Act, 1913, and certain other Acts ; and for purposes connected therewith. [Assented to, 12th November, 1928.]

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 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 “Crown Lands (Pilliga Scrub) Act, 1928,” and shall be read and construed with the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts.

2.

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2. (1) Any determination of the capital value or of the annual rent of a holding within the tract described in the Schedule to this Act, and in this Act referred to as the Pilliga Scrub, made in pursuance of the provisions of section one hundred and sixty-seven and 167A of the Crown Lands Consolidation Act, 1913, as inserted by the Crown Lands (Amendment) Act, 1927, shall take effect as from the date of acquisition of the holding by the holder who held it on the first day of March one thousand nine hundred and twenty-seven.

Date of
operation of
appraise-
ments.

(2) The provisions of paragraph (b) of subsection four of section one hundred and sixty-seven of the Crown Lands Consolidation Act, 1913, as inserted by the Crown Lands (Amendment) Act, 1927, shall not apply with regard to an application for determination of the capital value of a holding situated within the Pilliga Scrub, but subject to this exception and to the qualifications contained in subsection one of this section and section four hereof all other provisions of the Crown Lands Consolidation Act, 1913, as amended by subsequent Acts, relating to the determination of the capital value or of the annual rent of the classes of holdings referred to in sections one hundred and sixty-seven or 167A of that Act shall apply to such application.

3. In making any adjustments consequent upon a reduction of capital value or of the annual rent of any holding situated within the Pilliga Scrub, any amount paid in excess shall be credited in reduction of payments due and to become due to the Crown in respect of the holding, but no refund of any excess payments shall be made.

Adjustments.

4. For the purpose of making application for re-appraisal of those holdings situated within the Pilliga Scrub which have been abandoned by the holders, and which are held by the Commissioners of the Government Savings Bank of New South Wales as mortgagees, the said Commissioners shall be deemed to be the holders within the meaning of sections one hundred and sixty-seven and 167A of the Crown Lands Consolidation Act, 1913, and the provisions contained respectively in subsections seven and three of those sections that no application shall be granted if in the opinion

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opinion of the local land board the lands held by the applicant substantially exceed a home maintenance area shall not apply to applications made by the said Commissioners in pursuance of the provisions of the said sections.

For the purposes of this section a holding shall be deemed to have been abandoned if the said Commissioners furnish to the local land board a certificate to that effect.

SCHEDULE.

ALL that tract of country situate in the counties of White, Pottinger, Gowen, Baradine, and Leichhardt. Commencing on the left bank of the Namoi River at the north-western corner of portion 3, parish of Loder, county of White, and bounded thence by that portion and portion 4 southerly, by portions 4 and 5, the southern boundaries of Improvement lease block No. 44, a line and south-eastern sides of the road from Pilliga to Wee Waa generally north-easterly to the westernmost corner of portion 161, parish of Wee Waa; by portions 161 and 160, parish of Wee Waa; portions 6, 3, and 12, parish of Robertson; portions 37, 41, 7, 38, and 12, parish of Quinn; portions 71, 92, 91, and 90, parish of Gurlough; the western and part of the northern boundary of portion 59; the south-eastern boundary of Travelling stock reserve 1,116, notified 29th September, 1877; portions 50, 77, 63, 79, 64, 55, 67, 58, 99, and 73, parish of Gurlough; portions 13, 49, 65, 28, and 57, parish of Mollee; by a line to the northernmost corner of portion 4, parish of Cooma; thence by Travelling stock reserve 28,097, notified 3rd September, 1898, portions 119 to 122, a line, Reserve 59,065 for Commonage, notified 6th August, 1926, and Travelling stock reserve 941, notified 13th October, 1875, to a point west of the south-western corner of portion 7; by a line and portion 7 easterly and northerly; by Water reserve 139, notified 3rd August, 1866; Travelling stock reserve 1,223, notified 29th July, 1878; Camping and water reserve 36,405, notified 19th September, 1903; again by Travelling stock reserve 1,223, the railway from Narrabri to Gunnedah, portions 65, 80, 81, 82, 83, 84, 61, 58, parish of Turrawan, portions 7, 10, 25, 20, and 23, parish of Gorman, portion 5, parish of Parkes, portions 27 and 28, parish of Tulla Mullen, county of Pottinger, portion 6, parish of Parkes, portion 45, parish of Tulla Mullen, portions 2, 3, and 4, parish of Parkes, portions 9 and 29, parish of Willala, county of Pottinger, portions 2, 53, 28, 50, 51, 39, 36, 46, 29, 54, 55, 45, 33, and 42, parish of Walla Walla West; portions 82, 69, 77, 80, and 81, parish of Denison, portions 299, 309, 144, 269, 68, 216, 67, 114, 113, 112, 65, 244, 245, 221, 61, 77, 96, 236, Conditional lease 718, portions 285, 235, 94, 286, 266, and 249, parish of Brigalow, portions 293, 41, 31, 107, 106, and 81, a line
and

and portions 105, 93, 21, 22, and 95, parish of Girrawillie; by portions 8, 12, 15, and 13, parish of Manum, county of White; by portions 75 and 79, parish of Ulanambri, county of Gowen, portions 247 and 248, parish of Coonabarabran, and the westerly prolongation of the northernmost boundary of the last-mentioned portion to the road from Gunnedah to Coonabarabran; by the north-western side of that road and its prolongation south-westerly; by portion 259 and North-street, town of Coonabarabran; by the road from Coonabarabran to Baradine generally north-westerly to the south-western corner of portion 6, parish of Bugaldie, county of Baradine; by that portion, the village, and suburban lands of Bugaldie, Water reserve 57,558, notified 31st October, 1924, Travelling stock reserve 55,272, notified 7th April, 1922, and portions 1 and 2; by Bugaldie Creek upwards, Travelling stock reserve 22,303, notified 9th March, 1895; by the south-eastern boundary of portion 54, parish of Yarrigan, Bugaldie Creek downwards, the south-eastern, southern, and westernmost boundaries of portion 53; by portions 48 and 47 and a line to the western boundary of portion 6, parish of Parsons; by that portion, Baradine Creek downwards; portion 34, parish of Baradine, Worrigal Creek; portions 95, 91, 83, 84, 88, and 89, the northern boundary of Baradine suburban lands; again Baradine Creek downwards, portions 70, 74; again 70 and 69; and again Baradine Creek, portion 80, a line, and portion 73; by portions 6, 4, and 3, parish of Kenebri, portions 65, 30, 29, 31, 28, and 27, parish of Berigerie; portions 9, 21, 20, and 18, parish of Terembone, county of Leichhardt; portions 13, 20, 19; again 20 and 15, parish of Geeluoy; portions 30, 36, 17, 39, and 29, parish of Warraba East; by the road from Coonamble to Pilliga, portions 3 and 2, parish of Gince, county of Baradine, portions 5, 17, and 16, parish of Culnooy, Improvement lease No. 992, parish of Midgee, portions 3 and 4, parish of Yarren, portions 31 and 30, parish of Milchomi, and a line north to the road from Walgett to Narrabri; by that road easterly and a line north to the south-eastern corner of portion 38, parish of Newman; by that portion and portions 21 and 18; by portions 3, 61, and 48, parish of Pilliga; by a line from the south-eastern corner of the last-mentioned portion to the westernmost corner of portion 58; by Travelling stock reserve 1,158, notified 9th February, 1878, and the northern boundary of portion 57 and its prolongation easterly to the road from Coonamble to Pilliga; by that road, Pilliga cemetery, and portions 39 to 48, parish of Talluba, the authorised railway from Pilliga to Gwabegar, portions 50, 54, 89, and 71, Dubbo Creek, Travelling stock reserve 1,158 aforesaid, the eastern boundary of portion 24, parish of Bullerawa, the northern boundary of portion 12 and again Travelling stock reserve 1,158, the road from Pilliga to Wee Waa, the western boundary of portion 19, parish of Bulgarra, county of White, part of the southern boundary of portion 3, Sandy or Coghill Creek, Aborigines' reserve No. 37,420, notified 12th March, 1904, and the Namoi River aforesaid upwards to the point of commencement.