



ANNO DECIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1969

No. 58 of 1969

An Act to amend the Pastoral Act, 1936-1968.

[Assented to 4th December, 1969.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

Short titles.

1. (1) This Act may be cited as the "Pastoral Act Amendment Act, 1969".

(2) The "Pastoral Act, 1936-1968", as amended by this Act, may be cited as the "Pastoral Act, 1936-1969".

(3) The "Pastoral Act, 1936-1968", is hereinafter referred to as "the principal Act".

Commencement.

2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 6—
Interpretation.

3. Section 6 of the principal Act is amended by inserting after the definition of "sheep" the following definition:—

"the Land and Valuation Court" means the Land and Valuation Court constituted under the Supreme Court Act, 1935-1969 :.

Amendment of principal Act, s. 57—
Appeal.

4. Section 57 of the principal Act is amended—

(a) by striking out from subsection (2) the passage "arbitrators and thereupon the matter shall be decided by arbitrators under the Arbitration Act,

1891-1934, one arbitrator being appointed by the Minister and one by the lessee” and inserting in lieu thereof the passage “the Land and Valuation Court and thereupon the Minister shall refer the matter to that Court for determination” ;

and

(b) by inserting after subsection (2) the following subsection :—

(3) The Minister and the lessee shall be entitled to appear personally or by counsel before the Land and Valuation Court and be heard upon the question of what rent should be fixed.

5. Section 58 of the principal Act is amended by striking out the passage “arbitrators or umpire” and inserting in lieu thereof the passage “Land and Valuation Court”.

Amendment of principal Act, s. 58—
Notice of result of appeal.

6. Section 64 of the principal Act is amended—

(a) by striking out the passage “a valuation thereof shall be made by arbitrators, pursuant to the ‘Arbitration Act, 1891,’ one arbitrator to be appointed by the Minister and the other by the lessee” and inserting in lieu thereof the passage “the Minister shall refer the matter to the Land and Valuation Court for determination” ;

Amendment of principal Act, s. 64—
Cases of dispute.

and

(b) by inserting after the present contents thereof, as amended by this section, (which are hereby designated subsection (1) thereof) the following subsection :—

(2) The Minister and the lessee shall be entitled to appear personally or by counsel before the Land and Valuation Court and be heard on the matter referred to the Court by the Minister pursuant to subsection (1) of this section.

7. Section 84 of the principal Act is amended—

(a) by striking out from subsection (1) the passage “two arbitrators, of whom one shall be appointed by the Minister and the other by the party entitled to payment of compensation” and inserting in lieu thereof the passage “the Land and Valuation Court” ;

Amendment of principal Act, s. 84—
Disputed compensation.

and

(b) by striking out subsections (2), (3) and (4) and inserting in lieu thereof the following subsection :—

(2) The Minister and the party entitled to payment of compensation shall be entitled to appear personally or by counsel in any proceedings before the Land and Valuation Court under this section.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

J. W. HARRISON, Governor.