

New Zealand.

ANALYSIS.

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1935, No. 9.

Title.	AN ACT to amend the Small Farms (Relief of Unemployment) Act, 1932-33. [24th October, 1935.]
Short Title.	BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:— 1. This Act may be cited as the Small Farms (Relief of Unemployment) Amendment Act, 1935, and shall be read together with and deemed part of the Small Farms (Relief of Unemployment) Act, 1932-33 (hereinafter referred to as the principal Act).
Interpretation.	2. (1) For the purposes of the principal Act "the Minister" means the Minister of Lands.

(2) The last preceding subsection is in substitution for section three of the principal Act, and that section is hereby accordingly repealed.

Consequential repeal.

(3) For the purposes of this Act,—

“ The Board ” means the Board established under the principal Act:

The expression “ Crown land subject to the principal Act ” shall be deemed to include—

(a) All land of which the fee-simple has been acquired by the Crown under the principal Act or under Part I of the Unemployment Amendment Act, 1932, whether before or after the passing of this Act, and whether by way of purchase or by way of gift or otherwise:

(b) All land of the Crown resumed under the principal Act, whether before or after the passing of this Act:

(c) All land of the Crown set aside for the purposes of the principal Act, whether before or after the passing of this Act.

3. With the consent of the Board, the Minister may, by writing under his hand, declare any Crown land subject to the principal Act to be ordinary Crown land available for disposal under the Land Act, 1924.

Minister may declare land to be ordinary Crown land.

See Reprint of Statutes, Vol. IV, p. 622

4. (1) Where any Crown land subject to the principal Act comprises the whole of the land for which any instrument of title has been issued under the Land Transfer Act, 1915, the instrument of title shall be cancelled.

Existing titles to be cancelled when land acquired for small farms.

(2) Where any such land comprises part of the land for which any instrument of title has been issued, the instrument of title shall be cancelled so far as it relates to that part of the land. The District Land Registrar shall retain the partially cancelled instrument, and when required by the person entitled thereto shall issue to that person, without payment of any fee, a certificate of title for the balance of the land for which the partially cancelled instrument was issued.

Ibid., Vol. VII, p. 1162

5. (1) Leases of any Crown land subject to the principal Act may be granted under section eight of that Act.

Leases of small farms.

(2) No fee shall be payable on the registration of any such lease.

Right of lessee to purchase for cash or on deferred payments, or to take renewable lease.

See Reprint of Statutes, Vol. IV, p. 622

Ibid., p. 706

6. (1) On the expiration of any lease granted under section eight of the principal Act the lessee shall have a right, at his option, to purchase the land comprised in the lease for cash or on deferred payments, or to select the land on renewable lease. Subject to the provisions of the principal Act and its amendments, and of any regulations made thereunder, the provisions of the Land Act, 1924, shall, so far as they are applicable, and with the necessary modifications, apply with respect to every purchase or selection made under this section as if the land had been open for selection under Part III of the Land Act, 1924.

(2) The price at which the land may be purchased for cash or on deferred payments shall be determined in the manner provided by section thirteen of the principal Act.

(3) For the purposes of this section—

(a) The term of a renewable lease and of the successive renewals thereof shall be thirty-three years:

(b) The rental payable under a renewable lease and under the successive renewals thereof shall be determined in the manner provided by section eleven of the principal Act:

(c) The capital value of the land comprised in a renewable lease or in any renewal thereof shall be the amount that would be fixed under section thirteen of the principal Act as the price for the acquisition of the fee-simple of the land if the lease or renewal were a lease under section eight of that Act.

(4) Nothing in this section shall be construed to restrict the right of purchase conferred on lessees by subsection three of section eight of the principal Act.

Power to make advances to lessees of education-endowment land.

Ibid., p. 1011

7. (1) Section six of the Small Farms (Relief of Unemployment) Amendment Act, 1933, is hereby extended so as to authorize the Board to make advances or re-advances pursuant to that section to any lessee of land administered by a Land Board under the Education Reserves Act, 1928, who for the time being is, or, if

he did not hold his lease, would be, qualified to receive a lease under section eight of the principal Act.

(2) This section shall be deemed to have come into force on the twenty-second day of December, nineteen hundred and thirty-three (being the date of the passing of the Small Farms (Relief of Unemployment) Amendment Act, 1933).

8. (1) For the purpose of making any unoccupied land that is administered by a Land Board under the Education Reserves Act, 1928, available for occupation the Board may, with the consent of the Minister of Education, cause to be undertaken and carried out in connection therewith such works as it thinks fit, or cause the land to be subdivided or prepared for occupation, and thereafter the Land Board, in pursuance of its powers in that behalf as modified by this section, may, at the request of the Board, grant leases of the land or of any part thereof, without competition, to persons, to be selected by the Board, who are for the time being qualified to receive leases under section eight of the principal Act.

Development and leasing of unoccupied education-endowment land.

See Reprint of Statutes, Vol. IV, p. 1011

(2) Before a lease of any land is granted pursuant to this section the Board shall determine the amount of the expenditure incurred by it in respect of that land. The amount so determined shall be notified to the intending lessee, and, upon the granting of the lease, shall be deemed to have been advanced to the lessee by the Board under section six of the Small Farms (Relief of Unemployment) Amendment Act, 1933, as extended by the last preceding section, and shall be secured and repayable accordingly.

9. (1) Without limiting in any way the authority to make regulations conferred on the Governor-General by section twenty-one of the principal Act, it is hereby expressly declared that the Governor-General, acting under the authority of that section, may make regulations as follows:—

Extending powers of making regulations.

(a) Applying with respect to Crown land subject to the principal Act, with such modifications (if any) as he thinks fit, any of the provisions of the Land Act, 1924, or of the Land for Settlements Act, 1925, or of any other Act relating to the administration of Crown land or settlement land:

Ibid., pp. 622, 862

(b) Making such other provisions, not inconsistent with the principal Act, as he thinks fit with respect to Crown land subject to the principal Act, and with respect to leases and other documents required for the purposes of that Act.

Consequential
repeal.

(2) Section nineteen of the principal Act is hereby repealed.
