



ANNO DUODECIMO

GEORGII V REGIS.

A.D. 1921.

No. 1474.

An Act to authorise the Commissioner of Crown Lands to take up and remove a certain Vermin-proof Fence, and to dispose of the Materials composing the same, and for other purposes.

[Assented to, December 1st, 1921.]

WHEREAS the Commissioner of Crown Lands and Immigration, Preamble.
in the exercise of the powers conferred upon him by the Vermin Act, 1905, has constructed a certain vermin-proof fence, extending from the boundary of the Paralana Vermin-fenced District, north of Lake Frome, easterly to the eastern boundary of the State: And whereas the said fence has fallen into such a state of disrepair as to be useless for the purpose for which it was erected: And whereas, by reason of the nature of the country traversed by the said fence, the cost of repairing and maintaining the said fence would be excessive, and out of proportion to the usefulness thereof—

Be it therefore Enacted by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. This Act may be cited as the “Moolawatana and Yandama Short title
Fence (Removal) Act, 1921.”

2. In this Act—

“The fence” means the fence shown in the plan in the Interpretation.
Schedule hereto, marked “Moolawatana and Yandama Vermin Fence,” and therein colored red:

“The Commissioner” means the Commissioner of Crown Lands and Immigration.

3. (1) Notwithstanding

Moolawatana and Yandama Fence (Removal) Act.—1921.

Commissioner may
remove and sell
fence.

3. (1) Notwithstanding anything to the contrary, the Commissioner may—

- (a) enter upon the land upon which the fence is situated ; and
- (b) take up and remove the fence ; and
- (c) sell or otherwise dispose of the material of which the fence is composed upon such terms and in such manner as the Commissioner thinks fit.

(2) The proceeds of any such sale remaining after the payment thereof of the expenses incurred in the taking up, removal, and sale of such material shall be applied towards the repayment of the balance remaining unpaid of the cost of the erection and maintenance of the fence.

Commissioner not to
be liable for removal
and sale.

4. No person shall have any right of action against the Commissioner in respect of anything done by him, or by any person acting under his authority, *bona fide* in the intended execution of the powers conferred by this Act.

Liability of owners
and occupiers to
cease.

5. (1) After the passing of this Act all the liabilities of the owners and occupiers of the lands benefited by the fence, in respect of the repayment of the cost of the erection thereof, shall absolutely cease.

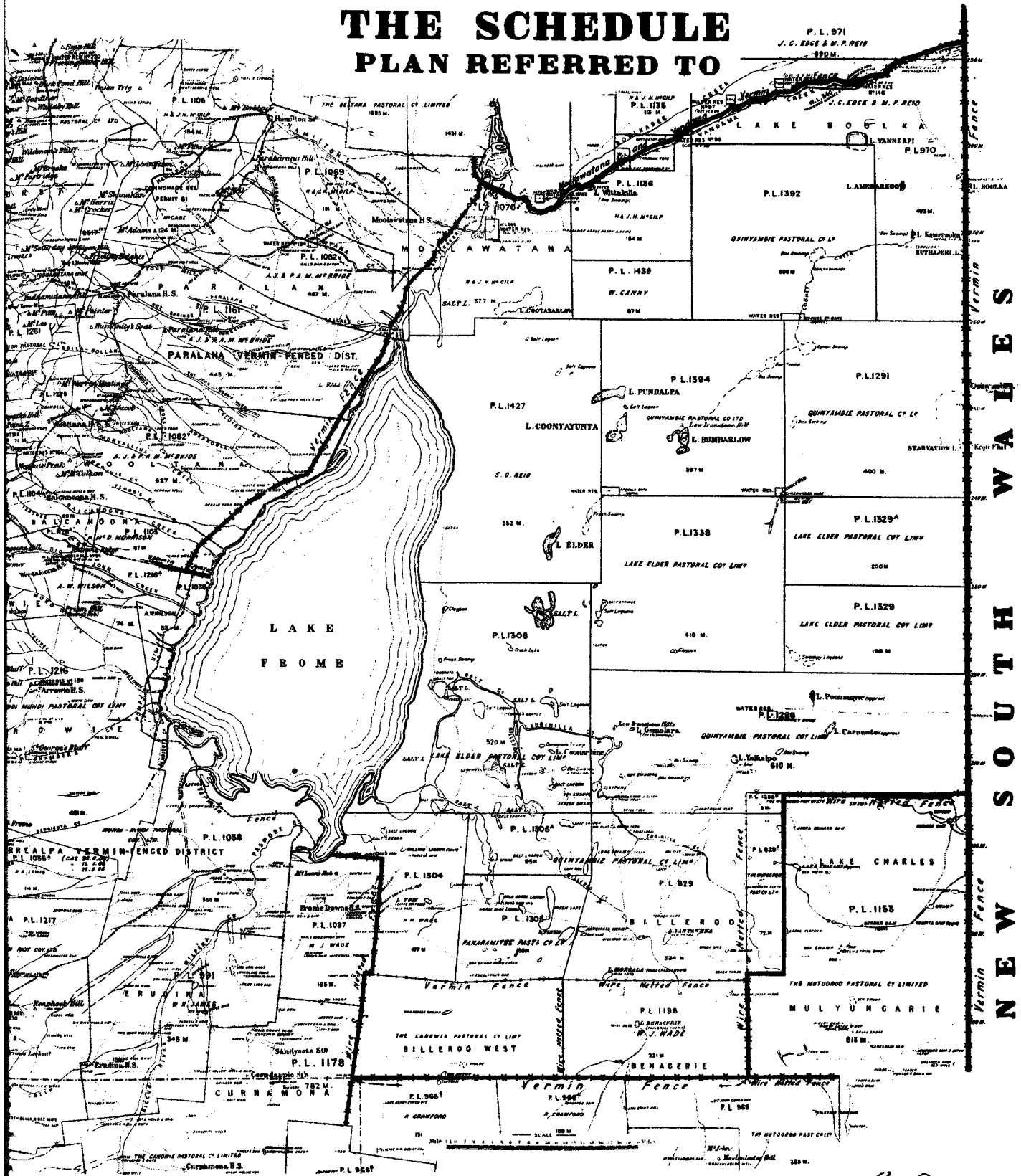
(2) Nothing contained in this section shall affect any liability incurred before the passing of this Act.

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

W. E. G. A. WEIGALL, Governor.

PLAN

THE SCHEDULE PLAN REFERRED TO



NEW SOUTH WALES

VAUGHAN GOVERNMENT PHOTOLITHOGRAPHER, ADELAIDE.

Thos. E. Day
Surveyor General
26.9.21