



Serial 73
Pastoral Leases
(Rental)
Mr Ortmann

NORTHERN TERRITORY OF AUSTRALIA

A BILL for AN ACT

to increase the rental payable on pastoral leases and certain other leases in respect of the financial year 1991/1992, and for related purposes

BE it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

1. SHORT TITLE

This Act may be cited as the *Pastoral Leases (Rental) Act 1991*.

2. COMMENCEMENT

This Act shall be deemed to have come into operation on 1 July 1991.

3. DEFINITIONS

In this Act -

"additional rent", in relation to a pastoral lease, means the difference between the amount of rent a lessee is liable to pay otherwise than under this Act in respect of the financial year and the amount the lessee is liable to pay as the result of the application of the rental increase factor;

"financial year" means the financial year commencing 1 July 1991, or a part of that financial year;

"lessee", in relation to a pastoral lease, includes a former lessee;

"rental increase factor" means the factor referred to in section 4;

Pastoral Leases (Rental)

"pastoral lease" means a pastoral lease within the meaning of the *Crown Lands Act* and includes a pastoral homestead lease granted under Division 2A of Part III of the *Crown Lands Act* as in force at any time before the commencement of the *Crown Lands Ordinance (No. 2) 1967*.

4. ADDITIONAL RENT

(1) Notwithstanding any other law in force in the Territory, the terms and conditions of the pastoral lease or the fact that rental in respect of a pastoral lease may have been paid in pursuance of such terms and conditions in respect of the financial year before the Administrator's assent to this Act was declared, the rent payable in respect of a pastoral lease for the financial year is the rent that is or was otherwise payable in respect of that lease multiplied by a rental increase factor of 2.8, and the additional rent resulting from the application of the rental increase factor shall be paid before 31 December 1991.

(2) Where the rent payable for a pastoral lease otherwise than under this Act is or was payable in respect of part only of the financial year or part of the financial year and some other period not included in the financial year, the rent shall be apportioned for the purpose of calculating the additional rent to be paid in respect of the financial year.

5. LIABILITY OF FORMER LESSEES

Where before the date on which the Administrator's assent to this Act was declared a person had ceased to be the lessee of a pastoral lease, that person shall nevertheless be liable to pay the additional rent resulting from the application of the rental increase factor apportioned to the part of the financial year during which the person was the lessee.

6. PENALTY

A person liable to pay additional rent under this Act who fails to do so by 31 December 1991 is guilty of an offence.

Penalty: \$10,000.
