

[Extract from *Commonwealth of Australia Gazette*, No. 72, dated  
14th August, 1930.]

# THE TERRITORY FOR THE SEAT OF GOVERNMENT.

No. 15 of 1930.

## AN ORDINANCE

### Relating to the Establishment of a Land Advisory Board.

**B**E it ordained by the Governor-General of the Commonwealth of Australia, with the advice of the Federal Executive Council, in pursuance of the powers conferred by the *Seat of Government Acceptance Act 1909* and the *Seat of Government (Administration) Act 1910-1930*, as follows:—

1. This Ordinance may be cited as the *Land Advisory Board* Short title Ordinance 1930.

2. In this Ordinance, unless the contrary intention appears— Definitions.

“City Area” means the City area as defined in the *City Area Leases Ordinance 1924-1929*;

“the Board” means the Land Advisory Board constituted by this Ordinance.

3.—(1.) There shall be a Land Advisory Board for the Appointment of Land Advisory Board.  
Territory.

(2.) The Minister may appoint to be members of the Board a Chairman and two other persons determined in the manner prescribed in this section and those members shall hold office during pleasure.

(3.) Whenever the office of a member of the Board becomes vacant, the Minister may appoint to be a member of the Board a person determined in the manner prescribed by this section and each such member shall hold office during pleasure.

(4.) One of the members of the Board shall be the representative of the Federal Capital Territory Branch of the Department of Home Affairs.

(5.) (a) Where the Board is exercising its powers in relation only to a matter arising under the *Leases Ordinance 1918-1927*, the third member of the Board shall be the person appointed by the Minister from nominees submitted by the lessees under the *Leases Ordinance 1918-1927*; or

(b) Where the Board is exercising its powers in relation to any other matter, the third member shall be the person appointed from nominees submitted by the holders of lands in the Territory (outside the City Area) which are not held under the *Leases Ordinance* 1918-1927.

Meetings of  
the Board.

4.—(1.) Subject to this Ordinance, meetings of the Board shall be held at such times and places as the Chairman from time to time determines.

(2.) The Minister may at any time call a special meeting of the Board.

(3.) At all meetings of the Board, the Chairman and one other member shall form a quorum.

(4.) At any meeting of the Board, the Chairman shall have a deliberative vote and, in the event of an equality of votes, a second or casting vote.

Appointment of  
acting  
Chairman.

5. In the event of the illness or absence from the Territory of the Chairman, the Minister may appoint a person to act as Chairman and the person so acting shall have all the powers and perform all the duties of the Chairman during his illness or absence.

Powers of  
Board.

6. The Board may make recommendations to the Minister as to any matter relating to the lands of the Territory (outside the City Area)—

(a) upon which the Minister desires the advice of the Board; or

(b) which the Board, on the motion of any member thereof, resolves should be considered by the Board.

Advice to be  
in form of  
resolutions.

7.—(1.) All advice of the Board shall be expressed in the form of resolutions.

(2.) Minutes of all meetings of the Board shall be kept and copies thereof shall, after each meeting, be transmitted to the Minister.

Power to send  
for witnesses  
and documents.

8. For the purposes of this Ordinance the Chairman of the Board may, by writing under his hand, summon any person to attend the Board at a time and place mentioned in the summons, and then and there to give evidence and to produce any books, documents or writings in his custody or control which he is required by the summons to produce.

Power to  
examine upon  
oath or  
affirmation.

9. Any member of the Board may administer an oath or affirmation to any person appearing as a witness before the Board, whether the witness has been summoned or appears without being summoned, and may examine the witness upon oath or affirmation.

**10.—(1.)** If any person served with a summons to attend the Board, whether the summons is served personally or by being left at his usual place of abode, fails without reasonable excuse to attend the Board or to produce any documents, books or writings in his custody or control which he was required by the summons to produce, he shall be guilty of an offence. Penalty for failing to attend or produce documents.

Penalty: Fifty pounds.

**(2.)** It shall be a defence to a prosecution under this section for failing without reasonable excuse to produce any documents, books or writings if the defendant proves that the documents, books or writings were not relevant to the proceedings before the Board.

**11.** If any person appearing as a witness before the Board refuses to be sworn or to make an affirmation or to answer any questions relevant to the proceedings before the Board put to him by any member of the Board, he shall be guilty of an offence. Penalty for refusing to be sworn or to give evidence.

Penalty: Fifty pounds.

**12.** A statement or disclosure made by any witness in answer to any question put to him by the Board or any member of the Board shall not (except in proceedings for an offence against this Ordinance) be admissible in evidence against him in any civil or criminal proceedings in any Court. Statements made by witness not admissible in evidence against him.

**13.** Any witness before the Board who knowingly gives false testimony in any evidence given by him to the Board shall be guilty of an offence. Giving false testimony.

Penalty: Imprisonment for twelve months.

**14.** The Minister may make regulations, not inconsistent with this Ordinance, prescribing all matter which by this Ordinance are required or permitted to be prescribed or which are necessary or convenient to be prescribed for carrying out or giving effect to this Ordinance. Regulations.

Dated this eighth day of August, One thousand nine hundred and thirty.

STONEHAVEN

Governor-General.

By His Excellency's Command,

ARTHUR BLAKELEY

Minister of State for Home Affairs.