



Tasmanian Native Forestry Agreement Act 1980

Act No. 97 of 1980

This Act was prepared on 9 June 2004

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An Act relating to an agreement between the Commonwealth and Tasmania in connection with Tasmanian native forestry

WHEREAS the *Tasmanian Native Forestry Agreement Act 1979* authorized the execution, on behalf of the Commonwealth, of an agreement between the Commonwealth and Tasmania to provide financial assistance to Tasmania in respect of a 5 year re-forestation program in Tasmania, being an agreement substantially in accordance with the form of the agreement contained in the Schedule to that Act:

AND WHEREAS on 7 December 1979 the Commonwealth executed an agreement with Tasmania in accordance with that form:

AND WHEREAS it is desirable to authorize the execution, on behalf of the Commonwealth, of a further agreement between the Commonwealth and Tasmania varying that agreement to provide financial assistance to Tasmania for native forestry projects supplementary to that provided for by that agreement:

BE IT THEREFORE ENACTED by the Queen, and the Senate and the House of Representatives of the Commonwealth of Australia, as follows:

1 Short title [see Note 1]

This Act may be cited as the *Tasmanian Native Forestry Agreement Act 1980*.

2 Commencement [see Note 1]

This Act shall come into operation on the day on which it receives the Royal Assent.

3 Execution of agreement authorized

The execution, on behalf of the Commonwealth, of an agreement between the Commonwealth and Tasmania substantially in accordance with the form of the agreement contained in the Schedule is authorized.

4 Appropriation

- (1) The payments by the Commonwealth to Tasmania provided for in the revised agreement, including advances by the Minister for Finance, may be made to Tasmania by way of financial assistance on the terms and conditions contained in that agreement.
- (2) Payments referred to in subsection (1) shall be made out of the Consolidated Revenue Fund, which is appropriated accordingly.
- (3) In subsection (1), **revised agreement** means the agreement executed by the Commonwealth on 7 December 1979 in pursuance of the *Tasmanian Native Forestry Agreement Act 1979* as amended by the agreement executed in pursuance of this Act.

Schedule

Section 3

AN AGREEMENT made the _____ day of _____ One thousand nine hundred and _____ between—

THE COMMONWEALTH OF AUSTRALIA (in this agreement called “the Commonwealth”) of the one part; and

THE STATE OF TASMANIA (in this agreement called “the State”) of the other part.

WHEREAS—

- (A) by the *Tasmanian Native Forestry Agreement Act 1979* the Parliament of the Commonwealth authorized the execution, on behalf of the Commonwealth, of an agreement between the Commonwealth and the State substantially in accordance with the form of the agreement contained in the Schedule to that Act and the making of the payments by the Commonwealth to the State provided for in that agreement by way of financial assistance on the terms and conditions set out in the agreement;
- (B) an agreement in accordance with the form contained in the Schedule to that Act (in this agreement called “the Principal Agreement”) was entered into between the Commonwealth and the State on the 7th December 1979;
- (C) the Commonwealth and the State are agreed that financial assistance for forestry projects supplementary to that provided for by the Principal Agreement should be provided by the Commonwealth to the State and that the Principal Agreement should be amended accordingly; and
- (D) the Parliament of the Commonwealth has authorized the execution, on behalf of the Commonwealth, of this supplemental agreement between the Commonwealth and the State:

NOW IT IS HEREBY AGREED as follows:

1. Paragraph (a) of clause 2 of the Principal Agreement is amended by deleting the number “2,750” and inserting the number “3,750”.

Schedule

2. Clause 2 of the Principal Agreement is amended by adding the following paragraph—

“(d) the acquisition of land for the purpose of establishing eucalypt plantations.”.

3. Paragraph (b) of sub-clause 3 (2) of the Principal Agreement is amended by deleting the amount “One hundred and thirty six thousand dollars (\$136,000)” and inserting the amount “Two hundred and thirty six thousand dollars (\$236,000)”.

4. Paragraph 1 of the Schedule to the Agreement is amended by inserting after the definition of “former farmland” the following—

“‘land’ means former farmland or land dominated by scrub or waste species;”.

IN WITNESS WHEREOF, &c.

Notes to the *Tasmanian Native Forestry Agreement Act 1980*

Note 1

Act No. 97, 1980; assented to and commenced 6 June 1980.