

# SEANAD ÉIREANN.

BILLE TALUN, 1945.  
LAND BILL, 1945.

*Coiste.*  
*Committee.*

*Leasaithe.*  
*Amendments.*



## SECTION 2.

1. To delete subparagraph (ii) of paragraph (b).—Senator Sweetman.
2. In paragraph (b), subparagraph (iv), in line 41, page 2, after the word "fit" to insert the words "and subject to the provisions of the next succeeding subparagraph"; and after subparagraph (iv) in that page to insert the following subparagraph:—

“(v) before enforcing a direction given by them under this section the Land Commission shall have regard to the amount of capital and the equipment possessed by the allottee at the time the holding or parcel was allotted to him.”

—Senator Baxter.
3. In page 2, subparagraph (iv), after the words “purchaser” in line 47, to insert the following words:—“Alternatively the Land Commission may calculate for the holding or parcel of land in question an enhanced annuity of such annual amount as will fully cover interest and sinking fund on the capital cost of providing the said holding or parcel of land, and the purchaser may sell his legal interest in such holding or parcel subject to such enhanced annuity”.—Senator Joseph Johnston.
4. In paragraph (b), subparagraph (v), page 3, after the word “purchaser” in line 3, to insert the word “and”; and to delete the words “and that the purchaser has failed to comply with the direction” in lines 4 and 5.—Senator Sweetman.
5. In page 3, subparagraph (v), to delete the word “conclusive” in line 6, and substitute instead the word “*prima facie*”.—Senator Joseph Johnston.
6. In paragraph (b), page 3, to add at the end of the paragraph a new subparagraph as follows:—

“(vi) A certificate under the Common Seal of the Land Commission certifying that the purchaser has failed to comply with a direction under this section shall be *prima facie* evidence for all purposes of the fact so certified”.

—Senator Sweetman.

## NEW SECTION.

7. Before section 3 to insert a new section as follows:—

“3. As soon as may be after every 30th June and 31st December the Land Commission shall lay on the Table of both Houses of the Oireachtas a return showing the name of every allottee in whom

a parcel of land has been vested during the six months ending on such date, and there shall be included in such return the name and area of the townland so vested, the county in which it is situate, the date on which such holding was originally allotted (to the person in whom it has been vested or his predecessor in Title, as the case may be), and a note of the special reason, if any, why such land was then vested."

—Senator Sweetman, Senator Baxter.

#### SECTION 5.

8. In subsection (1), page 3, line 32, after the word " enters " to insert the words " or is deemed to enter ".—Senator Quirke.

9. In subsection (2), page 3, to delete the words " and deaths which occurred before the passing of this Act " in lines 41 and 42, and also the words " and deaths occurring " in line 44.—Senator Sweetman.

10. At the end of the section to insert a new subsection as follows:—

" (3) Where, before the passing of this Act, an interest in a parcel of untenanted land to which this section applies was treated by the persons claiming to be interested therein as realty for the purposes of devolution on death, then, nothing in *subsection (1)* or *subsection (2)* of this section shall affect any right acquired or intended to be conferred by reason or in consequence of the interest having been so treated."

—Senator Quirke.

#### SECTION 6.

11. In subsection (2), to add at the end of the subsection the following words:—" except as against a *bona fide* purchaser for value who had no notice that any additional land had been provided by way of enlargement ".—Senator Sweetman.