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**AN BILLE TALUN, 1951.**  
**LAND BILL, 1951.**

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*Mar a tugadh isteach.*  
*As introduced.*

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**ARRANGEMENT OF SECTIONS.**

Section.

1. Definitions.
2. Transfer of certain sporting rights and fishing rights to Land Commission.
3. Transfer of certain sporting rights and fishing rights to tenant.
4. Expenses.
5. Rules and regulations.
6. Short title, construction and collective citation.



AN BILLE TALUN, 1951.

LAND BILL, 1951.

BILL

*entitled*

AN ACT TO AMEND AND EXTEND THE LAND PURCHASE ACTS IN REGARD TO THE OWNERSHIP OF CERTAIN SPORTING AND FISHING RIGHTS.

BE IT ENACTED BY THE OIREACHTAS AS FOLLOWS:—

Definitions.

1.—In this Act—

sporting rights.

the expression "sporting rights" includes any right whether a superior interest or otherwise of hunting, shooting and taking game on any holding purchased under the Land Purchase Acts and the expression "game" has the same meaning as in subsection (5) of section 5 of the Land Law (Ireland) Act, 1881, and also includes deer,

fishing rights

the expression "fishing rights" includes any right whether a superior interest or otherwise of fishing and taking fish in any river or water on, adjoining or intersecting any holding purchased under the Land Purchase Acts and the expression "fish" includes salmon and trout,

tenant

the word "tenant" means a person who has purchased his holding pursuant to the provisions of any of the Land Purchase Acts.

Transfer of certain sporting rights and fishing rights to Land Commission.

2.—(1) From and after the passing of this Act all sporting rights and fishing rights on or over any holding purchased under any of the Land Purchase Acts or on or over any mountain or commonage on which a tenant has a right of pasturage and turbary shall in every case where they have not already been acquired by the tenant or the Land Commission vest in the Land Commission as if the owner thereof had agreed to sell them at such price as may subsequently be fixed by agreement between him and the Land Commission or, in the absence of such agreement, at such price as shall be fixed by the Land Commission or by the Appeal Tribunal on appeal from the Land Commission, regard being had in the fixing of such price to the uninterrupted user, enjoyment and profits derived by the owner prior to the passing of this Act: provided that in the case of tenanted land the sporting rights shall be deemed to be of no appreciable value.

(2) The purchase price fixed under *subsection (1)* of this section shall be paid to the owner by the Land Commission in Land Bonds.

(3) *Subsection (1)* of this section shall not apply to any lands to which subsection (2) of section 15 of the Game Preservation Act, 1930 (No. 11 of 1930) applies.

Transfer of certain sporting rights and fishing rights to tenant.

3.—All sporting rights and fishing rights on or over a holding of a tenant which vest in the Land Commission by virtue of *section 2* of this Act or otherwise and all such rights at present vested in the

Land Commission shall as soon as may be after the passing of this Act vest in the tenant and the tenant shall repay to the Land Commission the amount of the purchase price paid by the Land Commission to the owner of the rights, such repayment to be made by  
5 means of purchase annuities which shall be consolidated with any purchase annuities still payable in respect of the holding and which shall be of such a nature as the Land Commission regard as reasonable.

4.—(1) All expenses incurred by the Minister for Lands in the  
10 execution of this Act and not otherwise provided for by this Act shall, to such extent as shall be sanctioned by the Minister for Finance, be paid out of moneys provided by the Oireachtas. Expenses.

(2) All payments and expenses incurred by the Land Commission in the execution of this Act and not otherwise provided for by this  
15 Act shall, to such extent as shall be sanctioned by the Minister for Finance, be paid out of moneys provided by the Oireachtas.

5.—(1) The Minister for Lands may make rules for carrying the  
provisions (other than those relating to land purchase finance) of  
this Act into effect. Rules and Regulations.

20 (2) The Minister for Finance may make rules and regulations for carrying the financial provisions of this Act into effect and for adapting to the requirements of this Act such provisions of any enactments passed prior to this Act as relate to land purchase finance.

25 6.—(1) This Act may be cited as the Land Act, 1951.

Short title,  
construction and  
collective citation.

(2) This Act shall be construed as one with the Land Purchase Acts and may be cited with those Acts.

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BILLE

(*mar a tugadh isteach*)

*dá ngairmtear*

Acht do leasú agus do leathnú na nAcht Talamh-Cheannaigh maidir le húnaeracht cearta áirithe spóirt agus iascaigh.

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BILL

(*as introduced*)

*entitled*

An Act to amend and extend the Land Purchase Acts in regard to the ownership of certain sporting and fishing rights.

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*Seán Ó Floinn do thug isteach, agus Pádraig Ó Fionnmhacáin ag cuidiú leis.*

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*Introduced by Deputy John Flynn, supported by Deputy Patrick Finucane.*

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*Do hordáíodh, ag Dáil Éireann, do chlóbhualadh, 8ú Samhain, 1951.*

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