



ANNO TRICESIMO PRIMO

ELIZABETHAE II REGINAE

A.D. 1982

No. 41 of 1982

An Act to vest certain land in the Corporation of the City of Brighton and certain other land in the Synod of the Diocese of Adelaide of the Anglican Church of Australia; and for other purposes.

[Assented to 22 April 1982]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as the "St. Jude's Cemetery (Vesting) Act, 1982".

Interpretation.

2. In this Act—

"the Cemetery" means the allotment shown as allotment 91 on the Plan:

"the Church land" means the allotment shown as allotment 90 on the Plan:

"the Council" means the Corporation of the City of Brighton:

"the Council land" means the allotment shown as allotment 92 on the Plan:

"the Plan" means the Plan No. 15105 filed in the Lands Titles Registration Office:

"the Synod" means the Synod of the Diocese of Adelaide of the Anglican Church of Australia.

Vesting of land.

3. (1) The Cemetery and the Council land are vested in the Council for an estate in fee simple.

(2) The Church land is vested in the Synod for an estate in fee simple.

(3) There shall be a private right of way, appurtenant to the Cemetery, over the land marked "A" on the Plan between Brighton Road and the Cemetery.

(4) Except as provided in this section—

(a) the land to which this section applies is freed and discharged from any reservation, charge or encumbrance existing immediately before the commencement of this Act;

and

(b) any right of way or easement appurtenant to the Cemetery that existed immediately before the commencement of this Act is extinguished.

(5) The Registrar-General shall, upon application being made to him, and upon production of such duplicate certificates of title and other documents as he may require, issue such new certificates of title or make such entries or notations upon existing certificates of title as may be necessary to evidence the vesting of land under this section.

4. (1) Where it is practicable to do so, the Council shall, at the request of the personal representative of any deceased person who was a descendant of William Voules Brown, permit the interment of the body of that deceased person in the Cemetery.

Burial rights
of members of
Voules Brown
family.

(2) A reference in this section to William Voules Brown is a reference to the William Voules Brown who died on 29th January, 1893.

(3) This section does not prejudice the right of the Council to recover fees and charges in respect of an interment.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

W. R. CROCKER, Governor's Deputy