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TASMANIA.



1943.

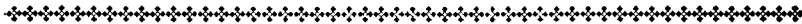
ANNO SEPTIMO

GEORGI VI. REGIS.

No. 57.

ANALYSIS.

1. Short title.
2. Amendment of 26 Geo. V. No. 35.
New section 114A.
Adverse possession not to give title in certain cases.



AN ACT to amend the *Crown Lands Act 1935*. A.D.
1943.
[25 November, 1943.]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1 This Act may be cited as the *Crown Lands Act 1943*. Short title.

6d.]

Crown Lands.

A.D. 1943.

Amendment
of 26 Geo. V.
No. 35.New section
114A.Adverse
possession
not to give
title in cer-
tain cases.

2 The Principal Act is hereby amended by inserting in Part XII. thereof after section one hundred and fourteen the following new section one hundred and fourteen A—

“ **114A**—(1) No title to any Crown land which—

I. Before or after the commencement of this section, has been—

(a) Reserved or set out as a road under any Act or in connection with the alienation of any Crown land:

(b) Reserved from sale under any Act relating to Crown lands or dedicated under this or any other Act for any public purpose: or

(c) Reserved in any Crown grant: or

II. Forms any part of the foreshore fronting on—

(a) The sea or any bay, arm, or inlet thereof:

(b) Any—

(i) Lake: or

(ii) River or stream—

where an esplanade has been reserved or excepted from sale: or

(c) Any portion of the bed of the sea or any arm or inlet thereof or of any navigable river—

shall, by reason of adverse possession, be allowed to be asserted or established as against the Crown or any person holding such land for any public purpose.

(2) Nothing in this section shall affect the title to any land which in any proceedings to which the Crown has been a party has been adjudged not to be Crown land or in respect of which an instrument of title under the *Real Property Act* 1862 has been issued prior to the commencement of this section.”.