

## CROWN LANDS (MISCELLANEOUS PROVISIONS).

### 11 GEO. VI. No. 13.

AN ACT to provide for the reinstatement of certain persons as purchasers of Crown Lands and for the surrender of certain land to His Majesty, and to authorise the Governor to convey and alienate certain pieces of land. [22 April, 1947.]

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:—

Short title, citation, and incorporation.

**1**—(1) This Act may be cited as the *Crown Lands (Miscellaneous Provisions) Act 1947*.

(2) This Act shall be incorporated with the *Crown Lands Act 1935\**, in this Act referred to as the Principal Act.

Certain persons named in first schedule, whose lands have been forfeited, may be reinstated as purchasers.

**2**—(1) The Commissioner may, with the consent of the Governor, reinstate the persons named in the first schedule as purchasers of the several areas of Crown land set opposite to their names respectively, under the provisions of the Acts regulating the sale or disposition of Crown lands under which the purchases of those areas were made respectively.

(2) Every person who has been reinstated as the purchaser of any Crown land in pursuance of subsection (1) shall be liable to pay all instalments due in respect of such land at the date of forfeiture and all instalments thereafter due in respect thereof, together with the amount of fines and charges for the cost of advertising, as provided by section seventy-two of the Principal Act, and interest at the rate of five pounds per centum per annum from the dates when such instalments became due respectively.

*William Joseph Reardon* to be permitted to complete the purchase of certain land.

**3** The Commissioner may permit *William Joseph Reardon* to complete the purchase of the area of land set opposite to his name in the second schedule; and upon payment of the balance of purchase-money into the Treasury, together with a grant fee of twenty shillings, the Governor may, in the name and on behalf of His Majesty, convey and alienate such land in fee simple to the said *William Joseph Reardon*.

\* 26 Geo. V. No. 35. For this Act, as amended to 1936, see Reprint of Statutes, Vol. IV., p. 1000. Subsequently amended by 3 Geo. VI. No. 8, 4 Geo. VI. No. 47, 7 Geo. VI. No. 57, and 10 Geo. VI. No. 52.

**4** The Commissioner may sell by private contract to *Olive Latham* the Crown land described in the third schedule for the sum of nineteen pounds, and upon payment of the said sum the Governor may, in the name and on behalf of His Majesty, convey and alienate the said land to the said *Olive Latham* in fee simple.

Power to Commissioner to sell land described in the third schedule to *Olive Latham*.

**5** The Commissioner may sell by private contract to the Warden Councillors and Electors of the Municipality of Hamilton the Crown land described in the fourth schedule for the sum of two pounds, and upon payment of the said sum the Governor may, in the name and on behalf of His Majesty, convey and alienate the said land in fee simple to the Warden Councillors and Electors of the said Municipality.

Power to Commissioner to sell land described in the fourth schedule to the Warden Councillors and Electors of the Municipality of Hamilton.

**6**—(1) Upon the application of any person employed by the Mount Lyell Mining and Railway Company Limited (in this section referred to as "the Company") who is the occupier of any worker's home erected on any allotment forming part of any of the areas of land severally described in the fifth schedule (being areas held by the Company under the authority of easement licences granted to it under the provisions of the *Mining Act 1929\** and numbered respectively 2838/W, 2839/W, and 2863/W in the records of the Department of Mines) the Commissioner, with the consent of the Company, may sell to such person by private contract for the sum of five pounds the allotment on which such home is erected.

Power to Commissioner to sell certain allotments forming part of the lands described in the fifth schedule.

(2) Upon payment by any such person of the said sum of five pounds, together with a survey fee of two pounds nine shillings and sixpence and a grant fee of one pound, the Governor may, in the name and on behalf of His Majesty, convey and alienate to such person in fee simple the allotment in respect of which his application is made.

(3) In every case where an allotment is sold under the authority of subsection (1), the Commissioner shall furnish to the Secretary for Mines such reasonable particulars with respect to such allotment as the Secretary may require for the purpose of being shown upon the maps and records in his office.

(4) Upon the sale of any allotment under the authority of subsection (1), the easement licence granted to the Company in respect of the area of which, at the commencement of this Act, such allotment formed part shall cease to have any effect in respect of the land comprised in any allotment so sold, but shall, by virtue of this subsection and without further or other authority, be deemed to be continued in force in respect of the unsold portion for the time being of such area.

(5) Where any allotment is sold under the authority of subsection (1), the rent payable in pursuance of the easement licence relating to the area of which, at the commencement

\* 20 Geo. V. No. 71. For this Act, as amended to 1936, see Reprint of Statutes, Vol. V., p. 494. Subsequently amended by 4 Geo. VI. No. 20 and 8 & 9 Geo. VI. No. 24.

of this Act, such allotment formed part shall, notwithstanding anything contained in the *Mining Act 1929\**, be at such rate, not exceeding the rate of five shillings per acre per annum, as the Secretary for Mines may determine.

Power to  
Commissioner  
to grant  
temporary  
licences in  
respect of the  
land described  
in the sixth  
schedule.

**7** The Commissioner may grant to the owner or occupier of any land adjacent to, or in the vicinity of, either of the areas described in the sixth schedule a temporary licence under section one hundred and one of the Principal Act in respect of any part of those areas.

Power to  
Commissioner  
to sell land  
described in  
the seventh  
schedule to  
the Warden  
Councillors  
and Electors  
of the Muni-  
cipality of  
Port Cygnet.

**8** The Commissioner may sell by private contract to the Warden Councillors and Electors of the Municipality of Port Cygnet the Crown land described in the seventh schedule for the sum of ten pounds, and upon payment of the said sum, together with a survey fee of fourteen pounds seven shillings and a grant fee of one pound, the Governor may, in the name and on behalf of His Majesty, convey and alienate the land to the said Warden Councillors and Electors in fee simple.

Power to  
Commissioner  
to sell land  
described in  
eighth  
schedule to  
the Trustees of  
the Property  
of the Church  
of England  
in Tasmania.

**9** The Commissioner may sell by private contract to the Trustees of the Property of the Church of England in Tasmania the Crown land described in the eighth schedule, and upon payment of the sum of one shilling the Governor may, in the name and on behalf of His Majesty, convey and alienate the said land to the said Trustees in fee simple.

Power to  
Commissioner  
to sell land  
described in  
the ninth  
schedule to  
the Westbury  
Branch of the  
Returned  
Sailors' and  
Airmen's  
Imperial  
League of  
Australia.

**10** The Commissioner may sell by private contract to the President and Secretary of the Westbury Branch of the Returned Sailors' Soldiers' and Airmen's Imperial League of Australia the land described in the ninth schedule for the sum of three hundred pounds, and upon payment of the said sum, together with survey and grant fees amounting to five pounds four shillings, the Governor may, in the name and on behalf of His Majesty, convey and alienate the said land to the said President and Secretary in fee simple.

Land  
described in  
tenth  
schedule to be  
vested in His  
Majesty for  
the purposes  
of the  
*Education  
Act 1932*.

**11** Upon the commencement of this section, the land described in the tenth schedule shall cease to be subject to the provisions of the *Closer Settlement Act 1929†* and shall be deemed to be vested in His Majesty for the purposes of the *Education Act 1932†*.

Land  
described in  
eleventh  
schedule to be  
vested in the  
Transport  
Commission  
for railway  
purposes.

**12** Upon the commencement of this section, the land described in the eleventh schedule shall cease to be subject to the provisions of the *Closer Settlement Act 1929†*, and upon the certificate of the Closer Settlement Board, constituted under the said Act, that the sum of five pounds has been paid to the Board by the Transport Commission, the

\* 20 Geo. V. No. 71. For this Act, as amended to 1936, see Reprint of Statutes, Vol. V., p. 494. Subsequently amended by 4 Geo. VI. No. 20 and 8 & 9 Geo. VI. No. 24.

† 20 Geo. V. No. 77. For this Act, as amended to 1936, see Reprint of Statutes, Vol. I., p. 436. Subsequently amended by 1 Edw. VIII. Nos. 8 and 27, 1 Geo. VI. No. 71, 2 Geo. VI. No. 52, 3 & 4 Geo. VI. No. 64, 4 Geo. VI. Nos. 35 and 60, 8 & 9 Geo. VI. No. 53 and 9 & 10 Geo. VI. Nos. 36 and 38.

Governor may, in the name and on behalf of His Majesty, by deed of grant convey and alienate the said land to the said Commission in fee simple.

**13** Notwithstanding anything contained in section one hundred and seven of the *Hobart Corporation Act 1930*\* the Lord Mayor, aldermen and citizens of the city of Hobart may surrender and convey to His Majesty for the purposes of the *Education Act 1932*† the land described in the twelfth schedule.

Power to  
Hobart  
Corporation  
to surrender  
certain land  
to His  
Majesty.

\* 21 Geo. V. No. 64, as amended by 22 Geo. V. No. 47, 25 Geo. V. No. 69, 26 Geo. V. No. 84, 2 & 3 Geo. VI. No. 72, 3 & 4 Geo. VI. No. 42, 4 Geo. VI. No. 8, 5 Geo. VI. No. 27, 6 Geo. VI. Nos. 18 and 56, and 7 Geo. VI. No. 67.

† 23 Geo. V. No. 22. For this Act, as amended to 1936, see Reprint of Statutes, Vol. III., p. 661. Subsequently amended by 1 Geo. VI. No. 41, 3 & 4 Geo. VI. No. 35, 4 Geo. VI. Nos. 21 and 53, 6 Geo. VI. Nos. 24 and 63, 7 Geo. VI. No. 46, 8 Geo. VI. No. 3, and 9 Geo. VI. No. 16.

### THE FIRST SCHEDULE.

Name.	Area.	Parish.	Date of Contract.	Book and Page.
	A. R. P.			
Hart, F. H.	33 3 11	Wareham	6.5.24	(84/B2)
Webster, R. M. W.	298 3 27	Reekara	10.10.11	(209/C)
Ryan, T. W.	52 0 13	Uxbridge	14.1.20	(12/07)
Levy, John	16 2 34	Lot 3, Sec. A, Tn. Kingston	23.10.12	(169/TL)

### THE SECOND SCHEDULE.

Name.	Area.	Parish.	Book and Page.
	A. R. P.		
Reardon, William Joseph	36 0 3	Orford	84/1931—1st

### THE THIRD SCHEDULE.

#### TOWN OF FRANKLIN.

#### SECTION C, LOT 3A.

#### 8 2/10 PERCHES.

Commencing at the north angle of Lot 3 purchased by Olive Latham on the main road to Hobart and bounded on the south-west by 1 chain 70 links south-easterly along Lot 3 aforesaid on the south-east by 37 2/10 links north-easterly along Crown land on the north-east by 1 chain 74 8/10 links north-westerly again along Crown land to the main road aforesaid and thence on the north-west by 22½ links south-westerly along that road to the point of commencement.

THE FOURTH SCHEDULE.

TOWN OF HAMILTON.

LOT 1, SECTION H.

0A. 3R. 36 6/10P.

Bounded on the south-west by 3 chains 17 7/10 links north-westerly along 0a. 0r. 32p. Henry Hopkins commencing at the north-east angle of that lot on Franklin-place on the north-west by 2 chains 59½ links north-easterly along Tarleton-street on the north-east by 2 chains 75½ links north-easterly in several bearings along Cumberland-street on the south-east by 1 chain 95½ links south-westerly along Lot 2 Section H 0a. 0r. 32½p. on the north-east by 91 4/10 links south-easterly again along that lot and thence on the south-east by 2 chains 19 9/10 links south-westerly along Franklin-place aforesaid to the point of commencement.

THE FIFTH SCHEDULE.

TOWN OF QUEENSTOWN.

(No. 2838/W) SECTIONS T3, Q3, O3, R3, U3, V3, S3, C7,  
AND PORTION OF SECTION P3.  
16 ACRES.

Commencing at the intersection of Conlan-street and the northern side of Roaring Meg Creek and bounded on the west by 10 chains 24 links northerly along Conlan-street aforesaid to Lovett-street on the north by 3 chains 28 links easterly along that street and crossing Fysh-street on the south-west by 3 chains north-westerly crossing Lovett-street aforesaid and along Fysh-street aforesaid to Walpole-street on the north-west by 4 chains 25 links north-easterly along that street crossing Short-street again on the south-west by 1 chain north-westerly along Walpole-street aforesaid again on the north-west by 2 chains north-easterly along portion of Lot 7 Section P3 purchased by Peter Joseph Devine on the north-east by 1 chain south-easterly again along portion of that lot again on the north-west and north-east by 10 chains 57 8/10 links north-easterly and south-easterly in several bearings again along portion of Lot 7 aforesaid along Lot 8 Section P3 purchased by Robert Hucklebridge Huett and along Crown land on the south-east by 5 chains 25 links south-westerly again along Crown land to Roaring Meg Creek aforesaid and thence by that creek to the point of commencement.

(No. 2839/W) SECTIONS F5, G5, PORTION OF H5.  
4 ACRES.

Commencing at the south-east angle of Lot 9 Section E5 on Batchelor-street and bounded on the east by 2 chains 46½ links southerly along that street on the south-east by 16 chains 63 links south-westerly in three bearings again along Batchelor-street on the south-west by 2 chains 75 links north-westerly along Lot 11 Section H5 purchased by David Dawson and crossing a roadway 25 links wide on the north-west and west by 18 chains 22 7/10 links north-easterly and northerly in several bearings along Crown land and thence on the north by 2 chains 75 links easterly recrossing the beforementioned roadway and along Lot 9 Section E5 aforesaid to the point of commencement.

(No. 2863/W) SECTION L5 AND PORTION OF SECTION N5.  
3A. OR. 35P.

Commencing at the intersection of Batchelor-street and Scott-street and bounded on the north-east by 5 chains 53  $\frac{8}{10}$  links south-easterly along the lastmentioned street on the south-east by 1 chain 57  $\frac{3}{10}$  links south-westerly along Crown land to Tramway Reserve again on the south-east by 6 chains 52  $\frac{4}{10}$  links south-westerly in three bearings along that reserve to a Drainage Reserve on the south and again on the south-east by 4 chains 69  $\frac{4}{10}$  links westerly and south-westerly in several bearings along the lastmentioned reserve on the south-west by 2 chains north-westerly along Lot 8 Section N5 purchased by James Henry to Batchelor-street aforesaid and thence on the north-west by 9 chains 26  $\frac{2}{10}$  links north-easterly along that street to the point of commencement.

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**THE SIXTH SCHEDULE.**
**CITY OF HOBART.**

22 PERCHES OR THEREABOUTS.  
(Being portion of Queen's Domain.)

Commencing at a point distant 10 feet south-westerly from the south-east angle of 15 perches purchased by P. I. D. Mead and bounded on the north-east by 80 feet or thereabouts south-easterly along portion of the Queen's Domain on the south-east by 159 feet 8 inches south-westerly again along portion of the Queen's Domain and thence on the south-west by 162 feet 1 inch north-westerly along Lot 8 purchased by T. D. Chapman to the point of commencement.

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38 PERCHES OR THEREABOUTS.  
(Being portion of Queen's Domain.)

Commencing at the north-east angle of 15 perches purchased by P. I. D. Mead and bounded on the north-west by 282 feet 3 inches north-easterly in two bearings along Oa. 3r. 14p. purchased by The Co-operative Estate and Motor Transport Limited on the south-east by 259 feet south-westerly in several bearings along portion of the Queen's Domain on the south by 92 feet or thereabouts westerly again along portion of the Queen's Domain aforesaid and thence on the north-west by 15 feet or thereabouts north-easterly along 15 perches aforesaid to the point of commencement.

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**THE SEVENTH SCHEDULE.**
**TOWN OF CYGNET.**

13A. 1R. 30 $\frac{1}{2}$ P.

Commencing at the intersection of Louisa-street and Emma-street and bounded on the south-east by 690 feet 0 $\frac{1}{2}$  inches south-westerly along the lastmentioned street on the south-west by 860 feet 3 inches north-westerly along Lots 1 2 3 and 4 purchased by J. Boyd A. H. Kennedy and W. Crawley respectively on the north-west by 668 feet 5 $\frac{1}{2}$  inches north-easterly along 9a. 3r. 27  $\frac{6}{10}$ p. Recreation Reserve to Louisa-street aforesaid and thence on the north-east by 861 feet 6 $\frac{1}{2}$  inches south-easterly along that street to the point of commencement.

## THE EIGHTH SCHEDULE.

## TOWN OF SOMERSET.

## SECTION Q.

## 0A. 2R. 9P.

Commencing at the intersection of Falmouth-street with the main road to Burnie and bounded on the east by 1 chain 95 links southerly along Falmouth-street aforesaid on the south by 2 chains 5 links westerly along Lot 6 Section Q purchased by William Haine on the west by 3 chains 45 links northerly along Lot 5 Section Q purchased by Jessie Emily Wragg to the main road to Burnie aforesaid and thence on the north-east by 2 chains 54 links south-easterly along that road to the point of commencement.

## THE NINTH SCHEDULE.

## TOWN OF WESTBURY.

## SECTION G1.

## 19 2/10 PERCHES.

Commencing at the intersection of Lonsdale's Promenade and Lyall-street and bounded on the west by 55 feet northerly along Lonsdale's Promenade aforesaid on the north by 87 feet easterly along 0a. 3r. 20p. Church of England on the east by 22 feet southerly along portion of Municipal Reserve again on the north by 13 feet 6 inches easterly again along portion of that reserve again on the east by 33 feet southerly again along portion of that reserve to Lyall-street aforesaid and thence on the south by 100 feet 6 inches westerly along that street to the point of commencement.

## THE TENTH SCHEDULE.

## COUNTY OF DORSET, PARISH OF SCOTTSDALE.

## 54A. 2R. 38P. (Lot 9, Lade's Estate.)

Commencing at the east angle of 9a. 3r. 39 3/10p. acquired for Hospital Purposes (P.W.D. 4927) on the Mount Cameron-road and bounded on the south-west by 28 chains 72 links north-westerly along that land and along Lot 8 Lade's Estate on the north-west by 18 chains 22 links north-easterly along Lots 2 and 7 of that estate on the north-east by 4 chains 72 links south-easterly along Lot 6458 purchased by J. McKerrow on the south-east by 3 chains 29 links south-westerly along Lot 1021 purchased by J. McKerrow again on the north-east by 19 chains 18 links south-easterly in three bearings again along that land again on the north-west by 7 chains 46 links north-easterly again along that land to a reserved road again on the north-east by 93 links south-easterly along that road again on the north-west by 9 chains 72 links north-easterly along that road to the intersection of that road with another reserved road again on the north-east by 5 chains 49½ links south-easterly along the lastmentioned road to its intersection with the Mount Cameron-road aforesaid and thence on the south-east by 31 chains 36 links south-westerly in several bearings along that road to the point of commencement.

**THE ELEVENTH SCHEDULE.****TOWN OF CAMPANIA.**

0A. 0R. 7P.

Commencing at the intersection of Climie-street with Reeve-street and bounded on the north by 2 chains 59 links westerly along Climie-street aforesaid on the north-west by 17 links south-westerly along the Main Line Railway on the south by 2 chains 57  $\frac{5}{10}$  links easterly again along that railway to Reeve-street aforesaid and thence on the south-east by 17 $\frac{1}{2}$  links north-easterly along that street to the point of commencement.

**THE TWELFTH SCHEDULE.****CITY OF HOBART.**3A. 0R. 22  $\frac{4}{10}$ P.

Commencing at the intersection of Hamilton-street and Knocklofty-terrace and bounded on the north-west by 486 feet 3 $\frac{1}{4}$  inches north-easterly along the firstmentioned street on the north-east by 435 feet 9 inches south-easterly along portion of the West Hobart Recreation Ground on the south-east by 361 feet 2 $\frac{1}{4}$  inches south-westerly in three bearings along 3a. 1r. 26  $\frac{6}{10}$ p. school site to Knocklofty-terrace aforesaid and thence on the south-west by 251 feet 5 $\frac{1}{2}$  inches north-westerly along Knocklofty-terrace aforesaid to the point of commencement.

**LAUNCESTON CORPORATION (SCOTCH  
AND ROMAN CATHOLIC CEMETERIES  
IMPROVEMENT).**

11 GEO. VI. No. 14.

AN ACT to provide for the Conversion into Public Parks or Gardens of the disused Scotch Cemetery situated in High Street in the City of Launceston and the disused Roman Catholic Cemetery situated in Connaught Crescent in the City of Launceston; and for matters incidental thereto.

[22 April, 1947.]

**WHEREAS** the land described in the First Schedule and Preamble.  
known as the Scotch Cemetery, High-street, Launceston, was in the year 1835 or thereabouts, reserved for use as a burial ground under the control of the Scotch National or Presbyterian Church: