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**CROWN LANDS (MISCELLANEOUS PROVISIONS)  
ACT 1975**

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## ANALYSIS

1. Short title and incorporation.
2. Closure of disused sections of Tasman Highway at Buckland and sale of site to *T. N., J. L., R. W., and D. F., Turvey.*
3. Closure of portion of reserved road at Seabrook near Wynyard and sale of site to *R. G., and M. A. Turale.*
4. Exchange of lands near Deloraine with *R. T. and R. W. Johnstone.*
5. Closure of portion of disused roadways near Chudleigh and sale of site to *A. Bramich and M. Cubit.*
6. Closure of portion of Manly Street, Kingston and sale of site to *T. A. and M. A. Swift.*
7. Closure of portion of disused mill race reserve at South Hobart and sale of site to Cascade Brewery Company Limited.
8. Exchange of lands near Binalong Bay with *M. G. Bevan.*
9. Closure of Portland Street and portion of Cleveland Street in Launceston.
10. Grant of land at Lewisham to adjoining owners.
11. Lease of land at Smithton to *H. H. Thomas.*
12. Grant of land at Sorell to Methodist Church.
13. Grant of land at Colebrook to Roman Catholic Church.
14. Grant of land at Rokeby to Methodist Church.
15. Closure of portion of Scott Street at Beauty Point and sale of site to Port of Launceston Authority.
16. Transfer of land at Ulverstone to Ulverstone Municipality.
17. Sale of land at Rosebery to Electrolytic Zinc Company of Australasia Limited.
18. Supplementary provisions.



**CROWN LANDS (MISCELLANEOUS PROVISIONS)**

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**No. 28 of 1975**

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**AN ACT to make provision for certain matters relating to certain  
Crown lands and other land.**

**[23 May 1975]**

**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—(1)** This Act may be cited as the *Crown Lands (Miscellaneous Provisions) Act 1975*.

Short title and  
incorporation.

**(2)** This Act is incorporated and shall be read as one with the *Crown Lands Act 1935* (in this Act referred to as the Principal Act).

Closure of disused sections of Tasman Highway at Buckland and sale of site to T. N., J. L., R. W., and D. F. Turvey.

**2** All public rights of passage over the land described in Schedule I are extinguished and the Commissioner may sell that land to *Terence Nelson Turvey, Joycelyn Lily Turvey, Robin Walter Turvey, and Derek Francis Turvey* all of Buckland in this State.

Closure of portion of reserved road at Seabrook near Wynyard and sale of site to R. G. and M. A. Turale.

**3** All public rights of passage over the land described in Schedule II are extinguished and the Commissioner may sell that land to *Renzo George Turale and Margaret Anne Turale* both of Seabrook in this State.

Exchange of lands near Deloraine with R. T. and R. W. Johnstone.

**4**—(1) All public rights of passage over the land described in Part I of Schedule III are extinguished and that land reverts to, and reverts in, Her Majesty absolutely, freed and discharged from all estates and interests therein subsisting in any person.

(2) On the surrender to Her Majesty of the land described in Part II of Schedule III the Governor may, in the name and on behalf of Her Majesty, convey and alienate the land referred to in subsection (1) to *Reginald Thomas Johnstone and Ronald William Johnstone* both of Deloraine in this State.

Closure of portion of disused roadways near Chudleigh and sale of site to A. Bramich and M. Cubit.

**5** All public rights of passage over the land described in Schedule IV are extinguished and the Commissioner may sell that land to *Alma Bramich and Maurice Cubit* both of Chudleigh in this State.

Closure of portion of Manly Street, Kingston and sale of site to T. A. and M. A. Swift.

**6** All public rights of passage over the land described in Schedule V are extinguished and the Commissioner may sell that land to *Thomas Alexander Swift and Marjorie Alberta Swift* both of Kingston in this State.

Closure of portion of disused mill race reserve at South Hobart and sale of site to Cascade Brewery Company Limited.

**7** All public rights over the land described in Schedule VI are extinguished and the Commissioner may sell that land to the Cascade Brewery Company Limited.

Exchange of lands near Binalong Bay with M. G. Bevan.

**8** On surrender to Her Majesty of the land described in Part I of Schedule VII the Governor may, in the name and on behalf of Her Majesty, convey and alienate the land described in Part II to *Michael George Bevan* of St. Helens in this State for an estate in fee simple.

Closure of Portland Street and portion of Cleveland Street in Launceston.

**9**—(1) The Governor may by order published in the *Gazette* extinguish the public rights of passage over the land described in Schedule VIII.

(2) An order shall not be made under subsection (1) unless the land adjoining the land referred to therein (not being land vested in the Mayor, Aldermen, and Citizens of the City of Launceston) is either vested in the Crown or the subject of a notification published in the *Gazette* under section 13 of the *Lands Resumption Act 1957*.

**10**—(1) Subject to this section, the Governor may, in the name and on behalf of Her Majesty, convey and alienate for an estate in fee simple any of the pieces of land described in Schedule IX to the holder of an estate in fee simple in any land adjoining that piece of land.

Grant of land at Lewisham to adjoining owners.

(2) On the conveyance and alienation of any piece of land referred to in subsection (1) to the holder of an estate in fee simple of the adjoining land an adhesion order within the meaning of section 477A of the *Local Government Act 1962* shall be deemed to have been made in respect of that piece of land and the adjoining land.

(3) When registering the grant by way of transfer or the grant by way of letters patent, as the case may be, executed in pursuance of subsection (1) the Recorder of Titles or the Registrar of Deeds, as the case may require, shall also register the adhesion order referred to in this section as if it were an adhesion order made under the *Local Government Act 1962*.

(4) Subject to this section, section 477A (other than subsection (8)) of the *Local Government Act 1962* applies to an adhesion order deemed to have been made under this section.

**11** The Commissioner may lease to *Harry Harris Thomas* for a term of 20 years the land described in Schedule X.

Lease of land at Smithton to H. H. Thomas.

**12** The Governor may, in the name and on behalf of Her Majesty, convey and alienate to the Trustees of the Methodist Church of Australasia, for an estate in fee simple, the land described in Schedule XI.

Grant of land at Sorell to Methodist Church.

**13** The Governor may, in the name and on behalf of Her Majesty, convey and alienate to the Trustees of the Property of the Roman Catholic Church in Tasmania, for an estate in fee simple, the land described in Schedule XII.

Grant of land at Colebrook to Roman Catholic Church.

Grant of land at Rokeby to Methodist Church.

**14** The Governor may, in the name and on behalf of Her Majesty, convey and alienate to the Trustees of the Methodist Church of Australasia, for an estate in fee simple, the land described in Schedule XIII.

Closure of portion of Scott Street at Beauty Point and sale of site to Port of Launceston Authority.

**15** All public rights of passage over the land described in Part I of Schedule XIV are extinguished and the Commissioner may sell that land to the Port of Launceston Authority.

Transfer of land at Ulverstone to Ulverstone Municipality.

**16** The Governor may, in the name and on behalf of Her Majesty, convey and alienate to the Warden, Councillors, and Electors of the Municipality of Ulverstone, for an estate in fee simple, the land described in Schedule XV.

Sale of land at Rosebery to Electrolytic Zinc Company of Australasia Limited.

**17** The Commissioner may sell the land described in Schedule XVI to the Electrolytic Zinc Company of Australasia Limited.

Supplementary provisions.

**18**—(1) Where power is given to the Commissioner under this Act to sell any land, that land shall be sold at such price and on such terms as may be determined by the Director of Lands.

(2) Any lease granted by the Commissioner under this Act shall be at such rental and shall contain such covenants and conditions and confer such rights as may be determined by the Director of Lands.

(3) Section 70 (2) of the Principal Act applies to the conveyance and alienation pursuant to any of the provisions of this Act of any land not under the *Real Property Act 1862* as it applies to the alienation of land pursuant to that section but nothing in this subsection shall be construed as affecting the operation of that section in relation to the sale of land pursuant to any of those provisions.

(4) The prescribed survey and grant fees shall be paid before any land is conveyed or alienated under this Act.

(5) Any fees payable under the *Real Property Act 1862* in respect of the conveyance or alienation under this Act of land to any person shall be defrayed by that person.

(6) Subject to the foregoing provisions of this Act, any land that vests in Her Majesty, or over which public rights of passage are extinguished pursuant to any of those provisions, shall be deemed to be Crown land within the meaning of the Principal Act.

(7) References in any of the Schedules to this Act to a plan, tracing, or diagram by a number shall be construed as references to the plan, tracing, or diagram so numbered and filed in the office of the Director of Lands at Hobart.

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## SCHEDULE I

(Section 2)

### TOWN OF BUCKLAND

All those areas of Crown land containing 368 square metres as shown on Plan 4 455 and 1 843 square metres and 956 square metres as the same are shown on Plan 4456.

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## SCHEDULE II

(Section 3)

### LAND DISTRICT OF WELLINGTON

#### PARISH OF ELLIOTT

All that area of Crown land containing 2·269 hectares commencing at a point distant 41·28 metres easterly from the north-west angle of 53 acres purchased by W. Cross and bounded on the south-west by 36·67 metres north-westerly along 101 acres purchased by T. Cross on the north-west by 529·87 metres north-easterly in several bearings again along that land on the west by 78·68 metres northerly again along that land again on the south-west by 129·25 metres north-westerly again along that land again on the west by 79·06 metres northerly again along that land again on the south-west by 267·69 metres north-westerly in several bearings again along that land, along 4 acres 1 rood 15 perches purchased by F. C. Brown and again along 101 acres aforesaid to a reserved road 20·12 metres wide again on the west by 28·49 metres northerly along that road on the north-east by 297·31 metres south-easterly in several bearings again along 101 acres aforesaid on the east by 72·98 metres southerly again along that land again on the north-east by 129·45 metres south-easterly again along that land again on the east by 94·65 metres southerly again along that land on the south-east by 520·36 metres south-westerly again along that land again on the north-east by 39·85 metres south-easterly again along that land and thence on the south by 21·93 metres westerly along 53 acres aforesaid to the point of commencement as the same is shown on Volume 136 Roads Folio 10.

## SCHEDULE III

(Section 4)

## PART I

## LAND DISTRICT OF DEVON

## PARISH OF MALLING

All that area of Crown land containing 1 911 square metres shown as Lot 1 on Plan 4198.

## PART II

## LAND DISTRICT OF DEVON

## PARISH OF MALLING

All those areas of land containing 1·28 hectares as shown on Plan 6841 registered at the office of the Recorder of Titles at North Hobart and 7 970 square metres as shown on Volume 99 Folio 27 registered at the office of the Registrar of Deeds at Hobart.

## SCHEDULE IV

(Section 5)

## PART I

## LAND DISTRICT OF DEVON

## PARISH OF MIDHURST

All that area of Crown land containing 6 212 square metres commencing at a point on the south-west boundary of Lot 2970 purchased by J. H. Hardy distant 583·39 metres south-easterly from the western corner of that lot and bounded on north-west by 407·79 metres north-easterly in 3 bearings along part of that lot on the north-east by 19·81 metres south-easterly along 50 acres purchased by J. Bennett on the south-east by 407·33 metres south-westerly in 3 bearings again along part of Lot 2970 aforesaid and thence on the south-west by 20·31 metres north-westerly along Lot 542 purchased by J. Bennett to the point of commencement as the same is shown on Survey Diagram Volume 9 Folio 62 Devon.

## PART II

## LAND DISTRICT OF DEVON

## PARISH OF MIDHURST

All that area of Crown land containing 4 675 square metres commencing at a point on the north-east boundary of Lot 13 555 purchased by G. Bennett distant 88·31 metres north-westerly from the eastern corner of that lot and



bounded on the south-east and south-west by 215·25 metres or thereabouts north-easterly and south-easterly in several bearings along part of Lot 1858 purchased by J. Bennett again on the south-east by 23·13 metres or thereabouts north-easterly along Lot 542 purchased by J. Bennett on the north-east and north-west by 249·45 metres or thereabouts north-westerly and south-westerly in several bearings again along part of lot 1858 aforesaid and thence again on the south-west by 20·12 metres south-easterly along Lot 13 555 aforesaid to the point of commencement as the same is shown on Survey Diagram Volume 9 Folio 63 Devon.

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### SCHEDULE V

(Section 6)

#### TOWN OF KINGSTON

All that area of Crown land being portion of Manley Street containing 3 052 square metres as shown on Tracing Number 249.

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### SCHEDULE VI

(Section 7)

#### CITY OF HOBART

All that area of Crown land known as mill race reserve 0·9144 metres wide as shown on Certificate of Title Volume 3112 Folio 59 filed and registered in the office of the Recorder of Titles at North Hobart.

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### SCHEDULE VII

(Section 8)

#### PART I

#### TOWN OF BINALONG BAY

All that area of land containing 2 787 square metres shown as Lot 3 on Tracing Number 367.

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#### PART II

#### TOWN OF BINALONG BAY

All those areas of Crown land containing 921·9 square metres and 929·9 square metres shown as Lot 1 and Lot 2 respectively on Tracing Number 367.

## SCHEDULE VIII

(Section 9)

## PART I

## CITY OF LAUNCESTON

All that area of Crown land containing 1 279 square metres or thereabouts being all that street known as Portland Street extending from the south-western side of Charles Street to the north-eastern side of Cumberland Street.

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## PART II

## CITY OF LAUNCESTON

All that area of Crown land containing 2 885 square metres or thereabouts being all that portion of Cleveland Street extending from the south-western side of Charles Street for a distance of 189·34 metres or thereabouts.

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## SCHEDULE IX

(Section 10)

## TOWN OF LEWISHAM

All those areas of Crown land containing 994 square metres, 15·18 square metres, 48·06 square metres, 40·48 square metres, 1·56 square metres, 169·5 square metres, 189·65 square metres, 134·09 square metres, 167 square metres, and 177 square metres as the same are shown on Tracing Number 312.

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## SCHEDULE X

(Section 11)

## TOWN OF SMITHTON

All that area of Crown land containing 331·3 square metres as shown on Plan 1204.

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## SCHEDULE XI

(Section 12)

## TOWN OF SORELL

All that area of Crown land containing 4 583 square metres or thereabouts as shown on Survey Diagram Volume B5 Folio 18.

## SCHEDULE XII

(Section 13)

## TOWN OF COLEBROOK

All that area of Crown land containing 3 986 square metres as shown on Plan 4618.

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## SCHEDULE XIII

(Section 14)

## TOWN OF ROKEBY

All that area of Crown land containing 4 464 square metres or thereabouts as shown on Plan 4597.

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## SCHEDULE XIV

(Section 15)

## TOWN OF BEAUTY POINT

All that area of Crown land containing 1 128 square metres as shown on Plan 4561.

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## SCHEDULE XV

(Section 16)

## TOWN OF ULVERSTONE

All those areas of Crown land containing 247·8 square metres and 59 square metres as shown on Survey Diagram Volume 259 Folio 10 and Plan 4479 respectively.

SCHEDULE XVI

(Section 17)

TOWN OF ROSEBERY

All that area of Crown land containing 27·36 hectares or thereabouts as the same is shown on Plan 4 655.