

**CONGREGATIONAL UNION (SHIPWRIGHTS  
POINT LAND).**

---

No. 64 of 1968.

AN ACT to vest the Congregational burial ground in the town of Shipwrights Point in the Congregational Union of Tasmania, to authorize the Union to dispose of that burial ground, and to make provision for matters incidental thereto.

[5 December 1968.]

**W**HEREAS from the year 1867 or thereabouts until the year 1890 the allotment or piece of land situated in the town of Shipwrights Point more particularly described in the schedule was occupied and used by the Congregational Union of Tasmania as a burial ground for its members: Preamble.

And whereas by Indenture of Conveyance dated the twelfth day of July 1867, Registered Number 5/4924, and made between *William Ferguson* and *Elizabeth Ferguson* his wife therein described of the first part and *Henry Hopkins*, *Richard Edwin Dear*, the Reverend *William Chambers Robertson*, *William Hawkins Hague*, and *Thomas Inches* of the second part that land was vested in the parties thereto of the second part to be held by them as trustees upon trust to be used as a place of worship and a burial ground according to the usages of Protestants of the Congregational denomination:

And whereas all those trustees have long since died and no new trustees have been appointed for the purposes of that Indenture:

And whereas the burial ground was closed for use as such in or about the year 1890 and has since been in the occupation or under the control of the Congregational Union of Tasmania and it is expedient that the burial ground should be vested in the Union and that the Union be empowered to dispose of it upon such terms and conditions as the Union may think fit:

Be it therefore 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.

**1** This Act may be cited as the *Congregational Union (Shipwrights Point Land) Act 1968*.

Interpretation.

**2** In this Act, unless the contrary intention appears—

“burial ground” means the land described in the schedule;

“Union” means the statutory body constituted by the *Congregational Union Incorporation Act 1887*;

“the said Indenture” means the Indenture of Conveyance referred to in the preamble to this Act.

Vesting of the burial ground.

**3** The burial ground is, by force of this section, vested in the Union for an estate in fee simple freed from the trusts and other purposes expressed in the said Indenture.

Power of Union to dispose of the burial ground.

**4** Notwithstanding the provisions of any other Act or anything contained in the said Indenture, the Union may dispose of the burial ground to any person or persons on such terms and conditions as the Union thinks fit, freed from the trusts set out in the said Indenture.

Union to prepare certain statements as to interments in the burial ground.

**5**—(1) Before disposing of the burial ground, the Union shall prepare a statement showing from the information available the names of all persons interred in the burial ground together with the respective dates of their deaths and such further information as can be ascertained from the records of the burial ground and the inscriptions on the vaults, monuments, tombstones, and other memorials in the burial ground.

(2) The statement referred to in subsection (1) of this section shall be deposited by the Union at the office of the Chief Secretary, who shall make it available for inspection by any person interested therein.

Registrar of Deeds to make certain corrections, &amp;c., in his records.

**6** As soon as is practicable after the commencement of this Act, the Registrar of Deeds shall make in the indices to memorials kept under the *Registration of Deeds Act 1935* such cancellations, corrections, and entries as he considers necessary or desirable in consequence of the passing of this Act.

---

## THE SCHEDULE.

(Section 2.)

All that piece of land containing 1 rood or thereabouts situated in the Parish of Honeywood in Tasmania and bounded on the north-west by a line of 2 chains and 85 links along the road from Hospital Bay to Shipwrights Point commencing at the junction of that road with the reservation of 100 feet wide from the high-water mark on the River Huon on the south-west by a line of 1 chain along other part of 42 acres and 2 roods belonging to William Ferguson on the south-east by two chains and twenty links also along other part of that 42 acres and 2 roods to that reservation and on the north-east by a line of 1 chain and 22 links along that reservation to the point of commencement, being the land more particularly described in the said Indenture.