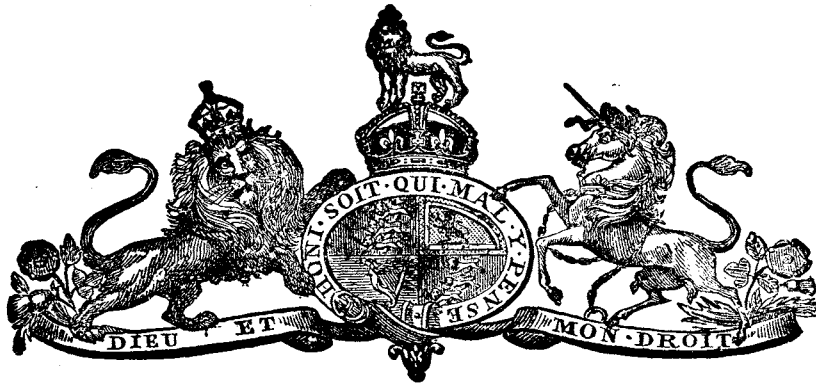


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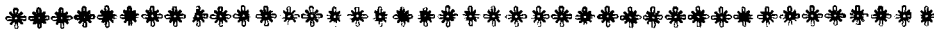
ANNO SEPTIMO DECIMO

GEORGII V. REGIS.

No. 59.

ANALYSIS

1. Short title.
2. Interpretation.
3. Vesting of land.
4. Divesting of rights of outside persons.
5. Trustees to prepare record of persons interred.
6. Removal of remains.



AN ACT to acquire for Public Purposes certain Portion of St. George's Burial Ground and to authorise the Removal of Remains, Tombstones, and Monuments from such Burial Ground. A.D. 1926.
—
[21 December, 1926.]

WHEREAS the lands described in the First and Second Schedules PREAMBLE.
 are vested in the trustees of the property of the Church of England in Tasmania :

And whereas portion of the said land was formerly used as a burial ground, but the same was closed on the twenty-seventh day of December, one thousand eight hundred and seventy-two :

St. George's Burial Ground Vesting.

A.D. 1926.

And whereas the said Burial Ground has fallen into a state of disrepair, and it is expedient that all tombstones, monuments, and material on the said land should be removed :

And whereas the trustees of the property of the Church of England in Tasmania have agreed to surrender to His Majesty the lands described in the First Schedule hereto for public purposes :

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 St. George's Burial Ground Vesting Act, 1926.”

Interpretation.

2 In this Act, unless a contrary intention appears—

“Schedule” means schedule to this Act :

“The Burial Ground” means the lands described in the First and Second Schedules :

“The trustees” means the trustees of the property of the Church of England in Tasmania.

Vesting of land.

3 Upon the passing of this Act the land described in the First Schedule, being portion of the Burial Ground, shall, by force of this Act, and without any formal surrender, conveyance, or transfer, be deemed to have been surrendered to His Majesty, freed and discharged from all estates, interests, trusts, obligations, contracts, licences, and charges whatsoever. And the lands described in the Second Schedule hereof, being the remainder of the Burial Ground, shall be and are hereby vested in the trustees freed and discharged from all restrictions, interests, trusts, obligations, contracts, licences, and charges whatsoever, including the restriction imposed on the same or any portion thereof by virtue of Section Four of the Church of England Constitution Amendment Act, 1892.

56 Vict. No. 4.

Divesting of rights of outside persons.

4 Upon the passing of this Act, the rights of all persons whomsoever, other than the trustees, in the Burial Ground, and in the graves, tombs, vaults, monuments, tombstones, and other memorials therein, shall wholly cease.

Trustees to prepare record of persons interred.

5—(1) The trustees shall prepare a statement showing the names of all persons interred in the Burial Ground, together with the respective dates of their death and such other particulars as may be obtainable so far as such names, dates, and particulars can be ascertained from the records of the Burial Ground or the inscriptions on the stones or monuments therein.

(2) Such statement shall be deposited at the office of the Chief Secretary and shall be open to inspection by all persons.

St. George's Burial Ground Vesting.

6—(1) The trustees may cause the remains of any persons interred in the Burial Ground to be reverently disinterred and to be removed to and interred in some other cemetery in or near the City of Hobart. A.D. 1926.

(2) If any direct descendant of any person whose remains are interred in the Burial Ground shall desire such remains to be removed to any other cemetery, such descendants, upon application to the trustees within six months after the passing of this Act, shall be permitted to remove such remains to such other cemetery, and such trustees shall bear all costs and expenses of or incidental to such removal.

Removal of
remains.

SCHEDULES.

(1)

All that piece or parcel of land situate in the City of Hobart in Tasmania containing one acre one rood twenty-seven perches be the same a little more or less and bounded as follows:—On the north-east commencing at a point on Albuera-street distant two chains twenty-seven links and two-tenths of a link or thereabouts south-easterly from its junction with Fitzroy-place and extending five chains fifty-two links and eight-tenths of a link or thereabouts south-easterly along Albuera-street to other portion of the said disused land comprised in the Second Schedule hereof thence on the south-east by three chains five links and one half of a link or thereabouts extending south-westerly along the lastmentioned land thence on the south-west by four chains sixty-five links and six-tenths of a link or thereabouts extending north-westerly also along the lastmentioned land thence again on the south-east by one chain twenty-eight links and seven-tenths of a link or thereabouts extending south-westerly also along the lastmentioned land to Byron-street aforesaid thence again on the south-west by one chain fifty-nine links or thereabouts extending north-westerly in several bearings along Byron-street to the land first described in the Second Schedule hereto and thence on the north-west by a straight line of two chains thirty-four links or thereabouts extending north-easterly along the lastmentioned land to the point of commencement on Albuera-street.

(2)

First all that piece of land situate in the City of Hobart aforesaid containing one rood fifteen perches be the same a little more or less and bounded on the north-east commencing at the point of intersection of Fitzroy-place with Albuera-street and extending two chains twenty-seven links and two-tenths of a link or thereabouts south-easterly along Albuera-street to the land described in the First Schedule hereto thence on the south-east by two chains thirty-four links or thereabouts extending south-westerly along the lastmentioned land to Byron-street thence on the south-west by two chains fifty-five links

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and one-tenth of a link extending north-westerly along Byron-street and thence on the north-west by seventy-three links and seven-tenths of a link or thereabouts extending north-easterly along Fitzroy-place to the point of commencement.

And secondly all that piece of land situate in the City of Hobart aforesaid containing one acre six perches and four-tenths of a perch or thereabouts and bounded as follows:—On the north-west commencing at the eastern angle of the land described in the First Schedule hereto by one chain eighty-eight links and two-tenths of a link or thereabouts extending north-easterly in two bearings along Albuera-street thence on the south-east by four chains seven links and one-tenth of a link or thereabouts partly along land belonging to

Harris and partly along Montpelier-street to land belonging to *Mary Ann Griffiths* thence on the south-west by four chains seventy-four links and one-tenth of a link north-westerly along the lastmentioned land thence again on the south-east by twenty-nine links and three-tenths of a link south-westerly also along the lastmentioned land to Byron-street aforesaid thence again on the south-west by one chain sixty-one links and nine-tenths of a link or thereabouts north-westerly along Byron-street to the land described in the First Schedule hereto thence on the north-west by one chain twenty-eight links and seven-tenths of a link north-easterly along the lastmentioned land thence on the north-east by four chains sixty-five links and six-tenths of a link or thereabouts south-easterly also along the lastmentioned land thence again on the north-west by three chains five links and one-half of a link or thereabouts north-easterly also along the lastmentioned land to the point of commencement on Albuera-street aforesaid.