

New South Wales.



ANNO QUINTO DECIMO

GEORGI V REGIS.

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Act No. 49, 1924.

**An Act** to enable the Australian Agricultural Company by agreement with the Council of the City of Newcastle to vary the trusts affecting an area of land at Newcastle known as the National Park; to amend the Local Government Act, 1919; and for purposes connected therewith. [Assented to, 23rd December, 1924.]

**W**HEREAS by an indenture dated the twentieth day of May, one thousand nine hundred and thirteen, and made between the Australian Agricultural Company (in this Act called the company) of the one part and the Council of the City of Newcastle (in this Act

Preamble.



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*Newcastle National Park Enabling.*

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Act called the council) of the other part, the company assured the parcel of land containing about seventy acres therein described to the council upon trust that the said land should at all times thereafter be used as a public park and recreation ground, subject to certain powers, reservations, conditions, declarations, and agreements in the said indenture contained: And whereas the council desires that the terms of the said indenture should be varied or modified in certain regards and the company is willing to consent to certain variations but it is impracticable to carry any arrangement in this regard into effect without the authority of Parliament: Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

Short title.

**1.** This Act may be cited as the "Newcastle National Park Enabling Act, 1924."

Authority to vary powers, &c.

**2.** (1) The council and the company may from time to time by instrument under their seals vary or modify the powers, reservations, conditions, and agreements contained in the said indenture of the twentieth day of May, one thousand nine hundred and thirteen, in such manner and to such extent as may be agreed upon by and between the council and the company.

(2) Upon the registration of the said indenture and of any instrument entered into under the authority of this Act in the General Registry of Deeds the variation evidenced by the said instrument shall take effect, and thereafter the said land shall be held upon the trusts of the said indenture, subject to the powers, reservations, conditions, declarations, and agreements as so varied or modified, anything contained in the Local Government Act, 1919, to the contrary notwithstanding.

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By Authority:

ALFRED JAMES KENT, Government Printer, Sydney, 1924.



I Certify that this PUBLIC BILL, which originated in the LEGISLATIVE COUNCIL, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

W. L. S. COOPER,  
Clerk of the Parliaments.

Legislative Council Chamber,  
Sydney, 17th December, 1924.

## New South Wales.



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*In the name and on behalf of His Majesty I assent to this Act.*

D. R. S. DE CHAIR,  
*Governor.*

*Government House,  
Sydney, 23rd December, 1924.*



1924.

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Legislative Council.

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## Newcastle National Park Enabling Bill, 1924.

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### EXPLANATORY NOTE.

THE purpose of this Bill is to enable the Newcastle City Council and the Australian Agricultural Company to vary or modify the terms of a Deed of Dedication under which the Company vested certain land at Newcastle (now known as the National Park) in the Council, in trust for use as a public park and recreation ground.

The Australian Agricultural Company is willing to agree to modifications of the original conditions, but Counsel has advised that there is no power under the Deed of Dedication to enable any variation of the conditions to be made, and that legislative authority is necessary for that purpose.

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1897

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1897



Legislative Council.

No. , 1924.

## A BILL

To enable the Australian Agricultural Company by agreement with the Council of the City of Newcastle to vary the trusts affecting an area of land at Newcastle known as the National Park; to amend the Local Government Act, 1919; and for purposes connected therewith.

[SIR JOSEPH CARRUTHERS;—16 *December*, 1924.]

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