

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 19 October, 1960.*

New South Wales



ANNO NONO

ELIZABETHÆ II REGINÆ

Act No. , 1960.

An Act to authorise the use of a certain cemetery within the Mental Hospital at Gladesville for purposes other than a cemetery; to validate certain matters; and for purposes connected therewith.

BE it enacted by the Queen'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:—

1. This Act may be cited as the "Gladesville Mental Short title. Hospital Cemetery Act, 1960".

Gladesville Mental Hospital Cemetery.

2. (1) The lands described in Part I of the Schedule to this Act are hereby vested in the Minister for Health on behalf of Her Majesty for the purposes of the Mental Hospital at Gladesville. Lands vested in the Minister.

5 (2) Any trusts, conditions, encumbrances, appropriations or dedications affecting the said lands immediately before the commencement of this Act are hereby revoked and annulled.

10 3. (1) Subject to the provisions hereinafter contained, the Minister may cause the remains of all persons buried in the lands described in Parts I and II of the Schedule to this Act (so far as such remains can by reasonable diligence be discovered or identified) together with all headstones, grave enclosures and other surface structures on such lands to be Removal of human remains, headstones, etc.
15 collected with due care and removed from such lands and shall cause any such remains so removed to be reverently reinterred and such headstones, grave enclosures and other surface structures to be re-erected in such cemetery as the Minister may determine.

20 (2) The cost of such removal, reinterment and re-erection shall be borne by the Minister.

(3) The Minister shall cause an advertisement of his intention to remove such remains, headstones, grave enclosures or other surface structures under the provisions of subsection one of this section, to be published three times at intervals of not less than two weeks in one or more newspapers circulating in the Metropolitan Area and no such remains, headstones, grave enclosures or other surface structures shall be so removed before the expiration of three
25 30 months from publication of the last of such advertisements.

(4) (a) At any time after publication of the first advertisement referred to in subsection three of this section and before the expiration of three months from publication of the last of such advertisements, the representatives or any persons claiming to be the representatives of any person buried in the said lands may, at their own expense, remove
35 the

Gladesville Mental Hospital Cemetery.

the headstone, grave enclosure or other surface structure erected over the grave of such person, and may, at their own expense, and with the permission of the Director General of Public Health, remove the remains of such person to such cemetery as they may desire.

(b) Any such representatives or any such persons claiming to be such representatives shall give to the Minister not less than twenty-eight days' notice of their intention.

4. (1) The Minister shall as soon as practicable after the commencement of this Act and before the removal of the remains of any person from the said lands, cause a register of the names and other relevant information in respect of the persons buried in the said lands described in Parts I and II of the said Schedule to be compiled so far as such names and information can by reasonable diligence be obtained.

Register of names.

(2) The Minister shall cause the register to be deposited and maintained at the Mental Hospital at Gladesville and available for inspection by any interested person from time to time.

5. The Minister may cause to be done all such other things as he may consider necessary to carry fully into effect the purposes of this Act.

Incidental powers.

6. No compensation or damages shall be payable to any person or body of persons in respect of the vesting of the said lands or in respect of the performance of or omission to perform any act authorised by this Act.

No compensation payable.

7. Any action, matter or thing taken or done before the commencement of this Act which would have been valid had the provisions of section two of this Act been in force at the time when such action, matter or thing was taken or done is hereby validated.

Validation.

SCHEDULE.

Gladesville Mental Hospital Cemetery.

SCHEDULE.

Secs. 2, 3.

PART I.

All that piece or parcel of land containing by admeasurement 1 acre $\frac{1}{4}$ perch be the same more or less situate in the Municipality of 5 Hunters Hill County of Cumberland Parish of Hunters Hill being the area appropriated for a Burial Ground at Tarban on Half Monthly Return 47/1 approved by The Colonial Secretary's letter 47/37 of 16th January 1847 and being the land originally shewn on plan catalogued C244-730 at the Department of Lands Sydney 10 and now defined by survey and shewn on plan catalogued Ms 15537 Sy. at the Department of Lands Sydney Commencing at a point bearing 331 degrees 38 minutes 564 feet $0\frac{1}{4}$ inch from the intersection of the north-eastern side of Bland Street with the north-western side of Crown Street and bounded thence on the south-east and south-west by lines bearing 235 degrees 3 minutes 40 15 seconds 198 feet and thence 323 degrees 28 minutes 220 feet $5\frac{1}{4}$ inches and on the north-west and north-east by lines bearing 55 degrees 3 minutes 40 seconds 198 feet and thence 143 degrees 28 minutes 220 feet $5\frac{1}{4}$ inches to the point of commencement.

20 (All bearings are relative to the Trigonometrical Meridian.)

PART II.

Sec. 3.

All that piece or parcel of land containing by admeasurement 3 roods $15\frac{1}{2}$ perches be the same more or less situate in the Municipality of Hunters Hill County of Cumberland Parish of Hunters 25 Hill being part of an area of 192 acres 3 roods at Gladesville dedicated 14th December 1895 for a Hospital for the Insane and shewn on plan catalogued Ms 15537 Sy. at the Department of Lands Sydney Commencing at a point bearing 335 degrees 38 minutes 380 feet $1\frac{1}{4}$ inches from the intersection of the north-eastern side 30 of Bland Street with the north-western side of Crown Street and bounded thence on the south-east and south-west by lines bearing 235 degrees 3 minutes 40 seconds 198 feet and thence 323 degrees 28 minutes 186 feet 9 inches on the north-west by the south-eastern boundary of an area of 1 acre appropriated for Burial Ground on 35 Half Monthly Return 1847/1 bearing 55 degrees 3 minutes 40 seconds 198 feet and thence on the north-east by a line bearing 143 degrees 28 minutes 186 feet 9 inches to the point of commencement.

(All bearings are relative to the Trigonometrical Meridian.)

No. , 1960.

A BILL

To authorise the use of a certain cemetery within the Mental Hospital at Gladesville for purposes other than a cemetery; to validate certain matters; and for purposes connected therewith.

[MR. KELLY;—14 *September*, 1960.]

BE it enacted by the Queen'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 :—

1. This Act may be cited as the "Gladesville Mental Hospital Cemetery Act, 1960".

Gladesville Mental Hospital Cemetery.

2. (1) The lands described in Part I of the Schedule to this Act are hereby vested in the Minister for Health on behalf of Her Majesty for the purposes of the Mental Hospital at Gladesville. Lands vested in the Minister.

5 (2) Any trusts, conditions, encumbrances, appropriations or dedications affecting the said lands immediately before the commencement of this Act are hereby revoked and annulled.

10 3. (1) Subject to the provisions hereinafter contained, the Minister may cause the remains of all persons buried in the lands described in Parts I and II of the Schedule to this Act (so far as such remains can by reasonable diligence be discovered or identified) together with all headstones, grave enclosures and other surface structures on such lands to be Removal of human remains, headstones, etc.
15 collected with due care and removed from such lands and shall cause any such remains so removed to be reverently reinterred and such headstones, grave enclosures and other surface structures to be re-erected in such cemetery as the Minister may determine.

20 (2) The cost of such removal, reinterment and re-erection shall be borne by the Minister.

(3) The Minister shall cause an advertisement of his intention to remove such remains, headstones, grave enclosures or other surface structures under the provisions of subsection one of this section, to be published three times at intervals of not less than two weeks in one or more newspapers circulating in the Metropolitan Area and no such remains, headstones, grave enclosures or other surface structures shall be so removed before the expiration of three
25 30 months from publication of the last of such advertisements.

(4) (a) At any time after publication of the first advertisement referred to in subsection three of this section and before the expiration of three months from publication of the last of such advertisements, the representatives or any persons claiming to be the representatives of any person buried in the said lands may, at their own expense, remove
35 the

Gladesville Mental Hospital Cemetery.

the headstone, grave enclosure or other surface structure erected over the grave of such person, and may, at their own expense, and with the permission of the Director General of Public Health, remove the remains of such person to such 5 cemetery as they may desire.

(b) Any such representatives or any such persons claiming to be such representatives shall give to the Minister not less than twenty-eight days' notice of their intention.

4. (1) The Minister shall as soon as practicable after the 10 commencement of this Act and before the removal of the Register of names. remains of any person from the said lands, cause a register of the names and other relevant information in respect of the persons buried in the said lands described in Parts I and II of the said Schedule to be compiled so far as such names 15 and information can by reasonable diligence be obtained.

(2) The Minister shall cause the register to be deposited and maintained at the Mental Hospital at Gladesville and available for inspection by any interested person from time to time.

20 5. The Minister may cause to be done all such other things 25 as he may consider necessary to carry fully into effect the incidental powers. purposes of this Act.

6. No compensation or damages shall be payable to any person or body of persons in respect of the vesting of the 25 said lands or in respect of the performance of or omission No compensation payable. to perform any act authorised by this Act.

7. Any action, matter or thing taken or done before the 30 commencement of this Act which would have been valid had the provisions of section two of this Act been in force at the time when such action, matter or thing was taken or done is hereby validated. Validation.

SCHEDULE.

Gladesville Mental Hospital Cemetery.

SCHEDULE.

Secs. 2, 3.

PART I.

All that piece or parcel of land containing by admeasurement 1 acre $\frac{1}{4}$ perch be the same more or less situate in the Municipality of
 5 Hunters Hill County of Cumberland Parish of Hunters Hill being the area appropriated for a Burial Ground at Tarban on Half Monthly Return 47/1 approved by The Colonial Secretary's letter 47/37 of 16th January 1847 and being the land originally shewn on plan catalogued C244-730 at the Department of Lands Sydney
 10 and now defined by survey and shewn on plan catalogued Ms 15537 Sy. at the Department of Lands Sydney Commencing at a point bearing 331 degrees 38 minutes 564 feet $0\frac{1}{4}$ inch from the intersection of the north-eastern side of Bland Street with the north-western side of Crown Street and bounded thence on the south-
 15 east and south-west by lines bearing 235 degrees 3 minutes 40 seconds 198 feet and thence 323 degrees 28 minutes 220 feet $5\frac{1}{4}$ inches and on the north-west and north-east by lines bearing 55 degrees 3 minutes 40 seconds 198 feet and thence 143 degrees 28 minutes 220 feet $5\frac{1}{4}$ inches to the point of commencement.

20 (All bearings are relative to the Trigonometrical Meridian.)

PART II.

Sec. 3.

All that piece or parcel of land containing by admeasurement 3 roods $15\frac{3}{4}$ perches be the same more or less situate in the Municipality of Hunters Hill County of Cumberland Parish of Hunters
 25 Hill being part of an area of 192 acres 3 roods at Gladesville dedicated 14th December 1895 for a Hospital for the Insane and shewn on plan catalogued Ms 15537 Sy. at the Department of Lands Sydney Commencing at a point bearing 335 degrees 38 minutes 380 feet $1\frac{1}{4}$ inches from the intersection of the north-eastern side
 30 of Bland Street with the north-western side of Crown Street and bounded thence on the south-east and south-west by lines bearing 235 degrees 3 minutes 40 seconds 198 feet and thence 323 degrees 28 minutes 186 feet 9 inches on the north-west by the south-eastern boundary of an area of 1 acre appropriated for Burial Ground on
 35 Half Monthly Return 1847/1 bearing 55 degrees 3 minutes 40 seconds 198 feet and thence on the north-east by a line bearing 143 degrees 28 minutes 186 feet 9 inches to the point of commencement.

(All bearings are relative to the Trigonometrical Meridian.)

GLADESVILLE MENTAL HOSPITAL CEMETERY BILL, 1960.

EXPLANATORY NOTE.

THE objects of this Bill are—

- (a) to vest certain lands within the Gladesville Mental Hospital, now dedicated as a burial ground, in the Minister for Health on behalf of Her Majesty for the purposes of the Hospital ;
- (b) to revoke and annul any trusts, conditions, encumbrances, appropriations or dedications affecting the lands ;
- (c) to authorise the removal of human remains, headstones, grave enclosures and other surface structures from these and other contiguous lands ;
- (d) to provide for the reinterment of the remains and the re-erection of the headstones, grave enclosures and other surface structures ;
- (e) to make other provisions ancillary and incidental to the foregoing.

CLADESVILLE MENTAL HOSPITAL CEMETERY BILL, 1900

EXPLANATORY BILL

The purpose of this bill is to provide for the establishment of a cemetery for the deceased patients of the Cladesville Mental Hospital. The bill authorizes the Board of Directors of the Cladesville Mental Hospital to purchase a tract of land for the purpose of a cemetery, and to erect and maintain a cemetery thereon. The bill also provides for the appointment of a committee to select the site for the cemetery, and for the payment of the cost of the cemetery from the funds of the Cladesville Mental Hospital.

Approved by the Board of Directors of the Cladesville Mental Hospital, this 10th day of March, 1900.

Witness my hand and the seal of the Cladesville Mental Hospital, this 10th day of March, 1900.

Secretary of the Cladesville Mental Hospital.

No. , 1960.

A BILL

To authorise the use of a certain cemetery within the Mental Hospital at Gladesville for purposes other than a cemetery; to validate certain matters; and for purposes connected therewith.

[MR. KELLY;—14 September, 1960.]

BE it enacted by the Queen'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:—

1. This Act may be cited as the "Gladesville Mental Hospital Cemetery Act, 1960".

Gladesville Mental Hospital Cemetery.

2. (1) The lands described in Part I of the Schedule to this Act are hereby vested in the Minister for Health on behalf of Her Majesty for the purposes of the Mental Hospital at Gladesville. Lands vested in the Minister.
- 5 (2) Any trusts, conditions, encumbrances, appropriations or dedications affecting the said lands immediately before the commencement of this Act are hereby revoked and annulled.
- 10 3. (1) Subject to the provisions hereinafter contained, the Minister may cause the remains of all persons buried in the lands described in Parts I and II of the Schedule to this Act (so far as such remains can by reasonable diligence be discovered or identified) together with all headstones, grave enclosures and other surface structures on such lands to be Removal of human remains, headstones, etc. collected with due care and removed from such lands and shall cause any such remains so removed to be reverently reinterred and such headstones, grave enclosures and other surface structures to be re-erected in such cemetery as the Minister may determine.
- 20 (2) The cost of such removal, reinterment and re-erection shall be borne by the Minister.
- (3) The Minister shall cause an advertisement of his intention to remove such remains, headstones, grave enclosures or other surface structures under the provisions of subsection one of this section, to be published three times at intervals of not less than two weeks in one or more newspapers circulating in the Metropolitan Area and no such remains, headstones, grave enclosures or other surface structures shall be so removed before the expiration of three months from publication of the last of such advertisements.
- 30 (4) (a) At any time after publication of the first advertisement referred to in subsection three of this section and before the expiration of three months from publication of the last of such advertisements, the representatives or any persons claiming to be the representatives of any person buried in the said lands may, at their own expense, remove the

Gladesville Mental Hospital Cemetery.

the headstone, grave enclosure or other surface structure erected over the grave of such person, and may, at their own expense, and with the permission of the Director General of Public Health, remove the remains of such person to such 5 cemetery as they may desire.

(b) Any such representatives or any such persons claiming to be such representatives shall give to the Minister not less than twenty-eight days' notice of their intention.

4. (1) The Minister shall as soon as practicable after the 10 commencement of this Act and before the removal of the remains of any person from the said lands, cause a register of the names and other relevant information in respect of the persons buried in the said lands described in Parts I and II of the said Schedule to be compiled so far as such names 15 and information can by reasonable diligence be obtained.

Register
of names.

(2) The Minister shall cause the register to be deposited and maintained at the Mental Hospital at Gladesville and available for inspection by any interested person from time to time.

20 5. The Minister may cause to be done all such other things as he may consider necessary to carry fully into effect the 25 purposes of this Act.

Incidental
powers.

6. No compensation or damages shall be payable to any 25 person or body of persons in respect of the vesting of the said lands or in respect of the performance of or omission to perform any act authorised by this Act.

No compen-
sation
payable.

7. Any action, matter or thing taken or done before the 30 commencement of this Act which would have been valid had the provisions of section two of this Act been in force at the time when such action, matter or thing was taken or done is hereby validated.

Validation.

SCHEDULE.

Gladesville Mental Hospital Cemetery.

SCHEDULE.

PART I.

All that piece or parcel of land containing by admeasurement 1 acre $\frac{1}{4}$ perch be the same more or less situate in the Municipality of 5 Hunters Hill County of Cumberland Parish of Hunters Hill being the area appropriated for a Burial Ground at Tarban on Half Monthly Return 47/1 approved by The Colonial Secretary's letter 47/37 of 16th January 1847 and being the land originally shewn on plan catalogued C244-730 at the Department of Lands Sydney 10 and now defined by survey and shewn on plan catalogued Ms 15537 Sy. at the Department of Lands Sydney Commencing at a point bearing 331 degrees 38 minutes 564 feet $0\frac{1}{4}$ inch from the intersection of the north-eastern side of Bland Street with the north-western side of Crown Street and bounded thence on the south- 15 east and south-west by lines bearing 235 degrees 3 minutes 40 seconds 198 feet and thence 323 degrees 28 minutes 220 feet $5\frac{1}{4}$ inches and on the north-west and north-east by lines bearing 55 degrees 3 minutes 40 seconds 198 feet and thence 143 degrees 28 minutes 220 feet $5\frac{1}{4}$ inches to the point of commencement.

20 (All bearings are relative to the Trigonometrical Meridian.)

PART II.

All that piece or parcel of land containing by admeasurement 3 roods $15\frac{1}{4}$ perches be the same more or less situate in the Municipality of Hunters Hill County of Cumberland Parish of Hunters 25 Hill being part of an area of 192 acres 3 roods at Gladesville dedicated 14th December 1895 for a Hospital for the Insane and shewn on plan catalogued Ms 15537 Sy. at the Department of Lands Sydney Commencing at a point bearing 335 degrees 38 minutes 380 feet $1\frac{1}{4}$ inches from the intersection of the north-eastern side 30 of Bland Street with the north-western side of Crown Street and bounded thence on the south-east and south-west by lines bearing 235 degrees 3 minutes 40 seconds 198 feet and thence 323 degrees 28 minutes 186 feet 9 inches on the north-west by the south-eastern boundary of an area of 1 acre appropriated for Burial Ground on 35 Half Monthly Return 1847/1 bearing 55 degrees 3 minutes 40 seconds 198 feet and thence on the north-east by a line bearing 143 degrees 28 minutes 186 feet 9 inches to the point of commencement.

(All bearings are relative to the Trigonometrical Meridian.)

New South Wales



ANNO NONO

ELIZABETHÆ II REGINÆ

Act No. 45, 1960.

An Act to authorise the use of a certain cemetery within the Mental Hospital at Gladesville for purposes other than a cemetery; to validate certain matters; and for purposes connected therewith. [Assented to, 4th November, 1960.]

BE it enacted by the Queen'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:—

1. This Act may be cited as the "Gladesville Mental Hospital Cemetery Act, 1960".

2.

Gladesville Mental Hospital Cemetery.

Lands
vested in
the
Minister.

2. (1) The lands described in Part I of the Schedule to this Act are hereby vested in the Minister for Health on behalf of Her Majesty for the purposes of the Mental Hospital at Gladesville.

(2) Any trusts, conditions, encumbrances, appropriations or dedications affecting the said lands immediately before the commencement of this Act are hereby revoked and annulled.

Removal of
human
remains,
headstones,
etc.

3. (1) Subject to the provisions hereinafter contained, the Minister may cause the remains of all persons buried in the lands described in Parts I and II of the Schedule to this Act (so far as such remains can by reasonable diligence be discovered or identified) together with all headstones, grave enclosures and other surface structures on such lands to be collected with due care and removed from such lands and shall cause any such remains so removed to be reverently reinterred and such headstones, grave enclosures and other surface structures to be re-erected in such cemetery as the Minister may determine.

(2) The cost of such removal, reinterment and re-erection shall be borne by the Minister.

(3) The Minister shall cause an advertisement of his intention to remove such remains, headstones, grave enclosures or other surface structures under the provisions of subsection one of this section, to be published three times at intervals of not less than two weeks in one or more newspapers circulating in the Metropolitan Area and no such remains, headstones, grave enclosures or other surface structures shall be so removed before the expiration of three months from publication of the last of such advertisements.

(4) (a) At any time after publication of the first advertisement referred to in subsection three of this section and before the expiration of three months from publication of the last of such advertisements, the representatives or any persons claiming to be the representatives of any person buried in the said lands may, at their own expense, remove
the

Gladesville Mental Hospital Cemetery.

the headstone, grave enclosure or other surface structure erected over the grave of such person, and may, at their own expense, and with the permission of the Director General of Public Health, remove the remains of such person to such cemetery as they may desire.

(b) Any such representatives or any such persons claiming to be such representatives shall give to the Minister not less than twenty-eight days' notice of their intention.

4. (1) The Minister shall as soon as practicable after the commencement of this Act and before the removal of the remains of any person from the said lands, cause a register of the names and other relevant information in respect of the persons buried in the said lands described in Parts I and II of the said Schedule to be compiled so far as such names and information can by reasonable diligence be obtained. Register
of names.

(2) The Minister shall cause the register to be deposited and maintained at the Mental Hospital at Gladesville and available for inspection by any interested person from time to time.

5. The Minister may cause to be done all such other things as he may consider necessary to carry fully into effect the purposes of this Act. Incidental
powers.

6. No compensation or damages shall be payable to any person or body of persons in respect of the vesting of the said lands or in respect of the performance of or omission to perform any act authorised by this Act. No compen-
sation
payable.

7. Any action, matter or thing taken or done before the commencement of this Act which would have been valid had the provisions of section two of this Act been in force at the time when such action, matter or thing was taken or done is hereby validated. Validation.

SCHEDULE.

Gladesville Mental Hospital Cemetery.

Secs. 2, 3.

SCHEDULE.

PART I.

All that piece or parcel of land containing by admeasurement 1 acre $\frac{1}{4}$ perch be the same more or less situate in the Municipality of Hunters Hill County of Cumberland Parish of Hunters Hill being the area appropriated for a Burial Ground at Tarban on Half Monthly Return 47/1 approved by The Colonial Secretary's letter 47/37 of 16th January 1847 and being the land originally shewn on plan catalogued C244-730 at the Department of Lands Sydney and now defined by survey and shewn on plan catalogued Ms 15537 Sy. at the Department of Lands Sydney Commencing at a point bearing 331 degrees 38 minutes 564 feet $0\frac{1}{4}$ inch from the intersection of the north-eastern side of Bland Street with the north-western side of Crown Street and bounded thence on the south-east and south-west by lines bearing 235 degrees 3 minutes 40 seconds 198 feet and thence 323 degrees 28 minutes 220 feet $5\frac{1}{4}$ inches and on the north-west and north-east by lines bearing 55 degrees 3 minutes 40 seconds 198 feet and thence 143 degrees 28 minutes 220 feet $5\frac{1}{4}$ inches to the point of commencement.

(All bearings are relative to the Trigonometrical Meridian.)

Sec. 3.

PART II.

All that piece or parcel of land containing by admeasurement 3 roods $15\frac{3}{4}$ perches be the same more or less situate in the Municipality of Hunters Hill County of Cumberland Parish of Hunters Hill being part of an area of 192 acres 3 roods at Gladesville dedicated 14th December 1895 for a Hospital for the Insane and shewn on plan catalogued Ms 15537 Sy. at the Department of Lands Sydney Commencing at a point bearing 335 degrees 38 minutes 380 feet $1\frac{1}{4}$ inches from the intersection of the north-eastern side of Bland Street with the north-western side of Crown Street and bounded thence on the south-east and south-west by lines bearing 235 degrees 3 minutes 40 seconds 198 feet and thence 323 degrees 28 minutes 186 feet 9 inches on the north-west by the south-eastern boundary of an area of 1 acre appropriated for Burial Ground on Half Monthly Return 1847/1 bearing 55 degrees 3 minutes 40 seconds 198 feet and thence on the north-east by a line bearing 143 degrees 28 minutes 186 feet 9 inches to the point of commencement.

(All bearings are relative to the Trigonometrical Meridian.)

 By Authority:

V. C. N. BLIGHT, Government Printer, Sydney, 1960

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

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 26 October, 1960.*

New South Wales



ANNO NONO

ELIZABETHÆ II REGINÆ

Act No. 45, 1960.

An Act to authorise the use of a certain cemetery within the Mental Hospital at Gladesville for purposes other than a cemetery; to validate certain matters; and for purposes connected therewith. [Assented to, 4th November, 1960.]

BE it enacted by the Queen'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:—

1. This Act may be cited as the "Gladesville Mental Short title. Hospital Cemetery Act, 1960".

2.

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

HOWARD T. FOWLES,
Chairman of Committees of the Legislative Assembly.

Gladesville Mental Hospital Cemetery.

Lands
vested in
the
Minister.

2. (1) The lands described in Part I of the Schedule to this Act are hereby vested in the Minister for Health on behalf of Her Majesty for the purposes of the Mental Hospital at Gladesville.

(2) Any trusts, conditions, encumbrances, appropriations or dedications affecting the said lands immediately before the commencement of this Act are hereby revoked and annulled.

Removal of
human
remains,
headstones,
etc.

3. (1) Subject to the provisions hereinafter contained, the Minister may cause the remains of all persons buried in the lands described in Parts I and II of the Schedule to this Act (so far as such remains can by reasonable diligence be discovered or identified) together with all headstones, grave enclosures and other surface structures on such lands to be collected with due care and removed from such lands and shall cause any such remains so removed to be reverently reinterred and such headstones, grave enclosures and other surface structures to be re-erected in such cemetery as the Minister may determine.

(2) The cost of such removal, reinterment and re-erection shall be borne by the Minister.

(3) The Minister shall cause an advertisement of his intention to remove such remains, headstones, grave enclosures or other surface structures under the provisions of subsection one of this section, to be published three times at intervals of not less than two weeks in one or more newspapers circulating in the Metropolitan Area and no such remains, headstones, grave enclosures or other surface structures shall be so removed before the expiration of three months from publication of the last of such advertisements.

(4) (a) At any time after publication of the first advertisement referred to in subsection three of this section and before the expiration of three months from publication of the last of such advertisements, the representatives or any persons claiming to be the representatives of any person buried in the said lands may, at their own expense, remove
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Gladesville Mental Hospital Cemetery.

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(b) Any such representatives or any such persons claiming to be such representatives shall give to the Minister not less than twenty-eight days' notice of their intention.

4. (1) The Minister shall as soon as practicable after the commencement of this Act and before the removal of the remains of any person from the said lands, cause a register of the names and other relevant information in respect of the persons buried in the said lands described in Parts I and II of the said Schedule to be compiled so far as such names and information can by reasonable diligence be obtained. ^{Register of names.}

(2) The Minister shall cause the register to be deposited and maintained at the Mental Hospital at Gladesville and available for inspection by any interested person from time to time.

5. The Minister may cause to be done all such other things as he may consider necessary to carry fully into effect the purposes of this Act. ^{Incidental powers.}

6. No compensation or damages shall be payable to any person or body of persons in respect of the vesting of the said lands or in respect of the performance of or omission to perform any act authorised by this Act. ^{No compensation payable.}

7. Any action, matter or thing taken or done before the commencement of this Act which would have been valid had the provisions of section two of this Act been in force at the time when such action, matter or thing was taken or done is hereby validated. ^{Validation.}

SCHEDULE.

Gladesville Mental Hospital Cemetery.

Secs. 2, 3.

SCHEDULE.

PART I.

All that piece or parcel of land containing by admeasurement 1 acre $\frac{1}{4}$ perch be the same more or less situate in the Municipality of Hunters Hill County of Cumberland Parish of Hunters Hill being the area appropriated for a Burial Ground at Tarban on Half Monthly Return 47/1 approved by The Colonial Secretary's letter 47/37 of 16th January 1847 and being the land originally shewn on plan catalogued C244-730 at the Department of Lands Sydney and now defined by survey and shewn on plan catalogued Ms 15537 Sy. at the Department of Lands Sydney Commencing at a point bearing 331 degrees 38 minutes 564 feet $0\frac{1}{4}$ inch from the intersection of the north-eastern side of Bland Street with the north-western side of Crown Street and bounded thence on the south-east and south-west by lines bearing 235 degrees 3 minutes 40 seconds 198 feet and thence 323 degrees 28 minutes 220 feet $5\frac{1}{4}$ inches and on the north-west and north-east by lines bearing 55 degrees 3 minutes 40 seconds 198 feet and thence 143 degrees 28 minutes 220 feet $5\frac{1}{4}$ inches to the point of commencement.

(All bearings are relative to the Trigonometrical Meridian.)

Sec. 3.

PART II.

All that piece or parcel of land containing by admeasurement 3 roods $15\frac{3}{4}$ perches be the same more or less situate in the Municipality of Hunters Hill County of Cumberland Parish of Hunters Hill being part of an area of 192 acres 3 roods at Gladesville dedicated 14th December 1895 for a Hospital for the Insane and shewn on plan catalogued Ms 15537 Sy. at the Department of Lands Sydney Commencing at a point bearing 335 degrees 38 minutes 380 feet $1\frac{1}{4}$ inches from the intersection of the north-eastern side of Bland Street with the north-western side of Crown Street and bounded thence on the south-east and south-west by lines bearing 235 degrees 3 minutes 40 seconds 198 feet and thence 323 degrees 28 minutes 186 feet 9 inches on the north-west by the south-eastern boundary of an area of 1 acre appropriated for Burial Ground on Half Monthly Return 1847/1 bearing 55 degrees 3 minutes 40 seconds 198 feet and thence on the north-east by a line bearing 143 degrees 28 minutes 186 feet 9 inches to the point of commencement.

(All bearings are relative to the Trigonometrical Meridian.)

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

E. W. WOODWARD,
Governor.

Government House,
Sydney, 4th November, 1960.