

COBAR TO WILCANNIA RAILWAY (REPEAL) BILL, 1964.

EXPLANATORY NOTE.

THE objects of this Bill are—

- (a) to repeal the Cobar to Wilcannia Railway Act, 1902;
- (b) to provide for the reversion in the former owners of certain of the lands resumed for the purposes of that Act;
- (c) to vest other lands so resumed in the Council of the Shire of Cobar ;
- (d) to empower the Constructing Authority to dispose of other lands, so resumed, as superfluous lands under the Public Works Act, 1912, as amended by subsequent Acts;
- (e) to make provisions incidental and ancillary to the foregoing.

1984

Всего в 1984 году в СССР было произведено 10,5 млрд. руб. продукции, что составляет 100% к 1983 году.

Из них: в промышленности и строительстве - 7,5 млрд. руб. (71,4%), в сельском хозяйстве - 1,5 млрд. руб. (14,3%), в торговле, общественном питании, гостиницах, транспорте, связи, культуре, здравоохранении, образовании, жилищно-коммунальном хозяйстве - 1,5 млрд. руб. (14,3%).

В промышленности и строительстве в 1984 году было произведено продукции на 7,5 млрд. руб., что составляет 100% к 1983 году.

Из них: в промышленности - 6,5 млрд. руб. (86,7%), в строительстве - 1,0 млрд. руб. (13,3%).

В сельском хозяйстве в 1984 году было произведено продукции на 1,5 млрд. руб., что составляет 100% к 1983 году.

Из них: в растениеводстве - 0,8 млрд. руб. (53,3%), в животноводстве - 0,7 млрд. руб. (46,7%).

В торговле, общественном питании, гостиницах, транспорте, связи, культуре, здравоохранении, образовании, жилищно-коммунальном хозяйстве в 1984 году было произведено продукции на 1,5 млрд. руб., что составляет 100% к 1983 году.

ВЕЩНОСТЬ И ДЕНЕЖНОСТЬ

СОЗДАНИЕ ВЕЩНОСТИ И ДЕНЕЖНОСТИ (ВЕЩНОСТЬ) В 1984 ГОДУ

No. , 1964.

A BILL

To repeal the Cobar to Wilcannia Railway Act, 1902; to make provision, consequent upon such repeal, for the rescission of certain resump- tions and the payment of compensation; to vest certain resumed lands in the Council of the Shire of Cobar; and for purposes connected therewith.

[MR. MCMAHON;—29 October, 1964.]

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
5 follows:—

1. This Act may be cited as the "Cobar to Wilcannia Short title.
Railway (Repeal) Act, 1964".

2.

Cobar to Wilcannia Railway (Repeal).

2. The Cobar to Wilcannia Railway Act, 1902, is hereby repealed. Repeal of Act No. 85, 1902.

3. (1) The Governor may, by notification published in the Gazette, rescind, in whole or in part, any notification of resumption or any taking of land for the purposes of the works described in the Schedule to the Cobar to Wilcannia Railway Act, 1902. Power to rescind resumptions. cf. Act No. 3, 1941, s. 3.

In this subsection "land" does not include land in respect of the resumption or taking of which compensation has been paid nor land vested pursuant to section four of this Act.

(2) Upon the publication of any such notification of rescission, the land described in such notification shall revert in the person who was entitled thereto immediately before the resumption or taking for his estate, interest or right in the same immediately before such resumption or taking but subject to any interest in or equity binding upon such land created by the Constructing Authority since such resumption or taking; and the land shall be subject to all trusts, obligations, estates, interests, contracts, charges, rates, rights-of-way or other easements from which it was freed and discharged by such resumption or taking as if the land had not been resumed or taken and shall also be subject to any interest in or equities binding on the compensation moneys created since the resumption or taking.

(3) The person in whom any land is revested under this section shall be entitled to be compensated by the Constructing Authority for any loss or damage actually suffered by such person as a direct consequence of the resumption or taking and its rescission but shall not be entitled to be compensated in respect of the value of the land.

4. (1) Subject to subsection two of this section, all land situated within the boundaries of the Shire of Cobar, as constituted at the commencement of this Act, which was resumed or taken for the purposes of the Cobar to Wilcannia Railway Act, 1902, from the council of any municipality or shire Vesting of land in Cobar Shire Council.

Cobar to Wilcannia Railway (Repeal).

shire is hereby vested in the Council of the Shire of Cobar in all respects as if it had been land resumed or taken from the Council of the Shire of Cobar for the purposes of that Act and revested subject to the like conditions as land revested
5 in accordance with subsection two of section three of this Act.

(2) No council of any municipality or shire (including the Council of the Shire of Cobar) shall be entitled to any compensation which but for this subsection would have been
10 payable, whether under this Act or otherwise, in respect of any resumption or taking of the land vested by this section or any entry thereon by the Constructing Authority.

5. (1) Upon the lodgment with the Registrar-General of a copy of a notification in the Gazette rescinding in whole
15 or in part pursuant to this Act any notification of the resumption or taking of land, the Registrar-General shall—

Registrar-General to cancel entries and certificates of title.

(a) cancel any entry or notification in the register book made by him pursuant to section 46A of the Real Property Act, 1900, as amended by subsequent
20 Acts; and

(b) cancel any certificate of title issued to the Constructing Authority pursuant to section 31A of the Real Property Act, 1900, as amended by subsequent Acts,

25 in so far as it relates to land the notification of the resumption or the taking of which has been so rescinded.

(2) The provisions of subsection one of this section shall apply in relation to land vested pursuant to section four of this Act as if it were land in respect of which a copy of
30 a notification of rescission of resumption or taking had been lodged pursuant to that subsection.

(3) For the purpose of any dealing with land in respect of which an entry or notification has been cancelled pursuant to this section the entry or notification so cancelled
35 shall be deemed never to have been made.

Cobar to Wilcannia Railway (Repeal).

6. Any claim for compensation arising under this Act shall be heard and determined in like manner and subject to the like conditions as a claim for compensation by reason of the acquisition of land under the Public Works Act, 1912, as amended by subsequent Acts, and the provisions of the Land and Valuation Court Act, 1921, as amended by subsequent Acts, shall, mutatis mutandis, apply to and in respect of the hearing and determination of any such claim.

Claims for compensation.
cf. Act No. 3, 1941, s. 5.

7. Any land resumed or taken for the purposes of the works described in the Schedule to the Cobar to Wilcannia Railway Act, 1902, which is not re-vested within a period of three months after the commencement of this Act or vested by section four of this Act may be dealt with as superfluous lands under the Public Works Act, 1912, as amended by subsequent Acts.

Lands not re-vested may be dealt with as superfluous lands.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1964

No. , 1964.

A BILL

To repeal the Cobar to Wilcannia Railway Act, 1902; to make provision, consequent upon such repeal, for the rescission of certain resump-tions and the payment of compensation; to vest certain resumed lands in the Council of the Shire of Cobar; and for purposes connected therewith.

[MR. McMAHON;—29 *October*, 1964.]

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 "Cobar to Wilcannia Short title. Railway (Repeal) Act, 1964".

2.

Cobar to Wilcannia Railway (Repeal).

2. The Cobar to Wilcannia Railway Act, 1902, is hereby repealed. Repeal of Act No. 85, 1902.

3. (1) The Governor may, by notification published in the Gazette, rescind, in whole or in part, any notification of resumption or any taking of land for the purposes of the works described in the Schedule to the Cobar to Wilcannia Railway Act, 1902. Power to rescind resumptions. cf. Act No. 3, 1941, s. 3.

In this subsection "land" does not include land in respect of the resumption or taking of which compensation has been paid nor land vested pursuant to section four of this Act.

(2) Upon the publication of any such notification of rescission, the land described in such notification shall revert in the person who was entitled thereto immediately before the resumption or taking for his estate, interest or right in the same immediately before such resumption or taking but subject to any interest in or equity binding upon such land created by the Constructing Authority since such resumption or taking; and the land shall be subject to all trusts, obligations, estates, interests, contracts, charges, rates, rights-of-way or other easements from which it was freed and discharged by such resumption or taking as if the land had not been resumed or taken and shall also be subject to any interest in or equities binding on the compensation moneys created since the resumption or taking.

(3) The person in whom any land is revested under this section shall be entitled to be compensated by the Constructing Authority for any loss or damage actually suffered by such person as a direct consequence of the resumption or taking and its rescission but shall not be entitled to be compensated in respect of the value of the land.

4. (1) Subject to subsection two of this section, all land situated within the boundaries of the Shire of Cobar, as constituted at the commencement of this Act, which was resumed or taken for the purposes of the Cobar to Wilcannia Railway Act, 1902, from the council of any municipality or shire Vesting of land in Cobar Shire Council.

Cobar to Wilcannia Railway (Repeal).

shire is hereby vested in the Council of the Shire of Cobar in all respects as if it had been land resumed or taken from the Council of the Shire of Cobar for the purposes of that Act and revested subject to the like conditions as land revested
5 in accordance with subsection two of section three of this Act.

(2) No council of any municipality or shire (including the Council of the Shire of Cobar) shall be entitled to any compensation which but for this subsection would have been
10 payable, whether under this Act or otherwise, in respect of any resumption or taking of the land vested by this section or any entry thereon by the Constructing Authority.

5. (1) Upon the lodgment with the Registrar-General of a copy of a notification in the Gazette rescinding in whole
15 or in part pursuant to this Act any notification of the resumption or taking of land, the Registrar-General shall—

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20 Acts; and

(b) cancel any certificate of title issued to the Constructing Authority pursuant to section 31A of the Real Property Act, 1900, as amended by subsequent
Acts,

25 in so far as it relates to land the notification of the resumption or the taking of which has been so rescinded.

(2) The provisions of subsection one of this section shall apply in relation to land vested pursuant to section four of this Act as if it were land in respect of which a copy of
30 a notification of rescission of resumption or taking had been lodged pursuant to that subsection.

(3) For the purpose of any dealing with land in respect of which an entry or notification has been cancelled pursuant to this section the entry or notification so cancelled
35 shall be deemed never to have been made.

Cobar to Wilcannia Railway (Repeal).

6. Any claim for compensation arising under this Act shall be heard and determined in like manner and subject to the like conditions as a claim for compensation by reason of the acquisition of land under the Public Works Act, 1912, 5 as amended by subsequent Acts, and the provisions of the Land and Valuation Court Act, 1921, as amended by subsequent Acts, shall, mutatis mutandis, apply to and in respect of the hearing and determination of any such claim.

Claims for compensation.
cf. Act No. 3, 1941, s. 5.

7. Any land resumed or taken for the purposes of the 10 works described in the Schedule to the Cobar to Wilcannia Railway Act, 1902, which is not revested within a period of three months after the commencement of this Act or vested by section four of this Act may be dealt with as superfluous lands under the Public Works Act, 1912, as amended by 15 subsequent Acts.

Lands not revested may be dealt with as superfluous lands.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1964

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