

Legislative Council

1967.

A BILL

To authorise the Council of the Municipality of Canterbury to convey and transfer certain lands within the said Municipality in exchange for certain other lands; and for purposes connected therewith.

[MR MALONEY—5 December, 1967.]

WHEREAS by a Memorandum of Transfer dated the Preamble.
Thirtieth day of December One thousand nine
hundred and twenty-five the War Service Homes Commission,
a body corporate under the War Service Homes Act 1918—
5 1925, transferred to the Council of the Municipality of Canter-
bury certain land at the corner of Bazentin Street and Persic
Street, Belfield, having an area of $33\frac{3}{4}$ perches, being the
land marked as "Recreation Reserve" on Deposited Plan
12859 and being the land comprised in Certificate of Title

Canterbury Municipality (Bazentin and Persic Streets Recreation Reserve).

Volume 3989 Folio 19, in consideration of the said Council entering into a certain covenant as to the purposes for which the land could be used : AND WHEREAS the said land became vested in the said Council in fee simple subject only
5 to the said covenant : AND WHEREAS the said Council has since held and used the said land for the purpose of providing a recreation reserve, being one of the purposes permitted under the terms of the said covenant : AND WHEREAS
10 there is vested in certain persons as Trustees for the Belfield Sub-Branch of the Returned Services League of Australia (New South Wales Branch) Incorporated (hereinafter referred to as "the Sub-Branch") certain land being Lot 16 of Section D on Deposited Plan 12859, being the land
15 comprised in Certificate of Title Volume 5632 Folio 221 and Lot 1 on Deposited Plan 519227, being the land comprised in Certificate of Title Volume 10301 Folio 70 : AND WHEREAS there is vested in the same persons as Trustees for the Sub-Branch certain other land fronting Persic Street
20 Belfield adjoining the said land in Certificate of Title Volume 3989 Folio 19 being Lot 18 of Section D on Deposited Plan 12859 and being the land comprised in Certificate of Title Volume 3676 Folio 238 : AND WHEREAS the Sub-Branch has constructed certain improvements on the said Lot 18 and wishes to extend its improvements to the said land
25 adjoining being the said land in Certificate of Title Volume 3989 Folio 19 : AND WHEREAS the Sub-Branch is willing to transfer to the said Council part of the said Lot 16 on Deposited Plan 12859 and Lot 1 on Deposited Plan 519227, being so much thereof as shall have an area of 34 perches and
30 shall have such dimensions as the said Council may require to contain that area : AND WHEREAS the said Council has no authority under the Local Government Act, 1919, as amended by subsequent Acts, to sell or exchange any part of a public reserve : AND WHEREAS it is expedient to
35 authorise the said Council to convey and transfer the said land in Certificate of Title Volume 3989 Folio 19 to the Sub-Branch in exchange for so much of the said Lot 16 on Deposited Plan 12859 and Lot 1 on Deposited Plan 519227 as shall have an area of 34 perches and shall
40 have such dimensions as the said Council may require to
contain

Canterbury Municipality (Bazentin and Persic Streets Recreation Reserve).

contain that area: AND WHEREAS the Sub-Branch is willing to transfer so much of the said Lot 16 on Deposited Plan 12859 and Lot 1 on Deposited Plan 519227 as shall have an area of 34 perches and shall have such dimensions as the said Council may require to contain that area in exchange for the said land in Certificate of Title Volume 3989 Folio 19: Be it therefore 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 "Canterbury Municipality Short title.
(Bazentin and Persic Streets Recreation Reserve) Act, 1967".
2. The Council of the Municipality of Canterbury is hereby authorised and empowered to convey and transfer the lands described in the First Schedule hereto in fee simple freed and discharged from all trusts estates or interests affecting the same to Trustees for the Belfield Sub-Branch of the Returned Services League of Australia (New South Wales Branch) Incorporated subject to the said Trustees for the Belfield Sub-Branch of the Returned Services League of Australia (New South Wales Branch) Incorporated transferring to the said Council of the Municipality of Canterbury in fee simple freed and discharged from all trusts estates or interests the lands described in the Second Schedule hereto. Exchange of lands between Canterbury Municipal Council and another.
3. The Registrar-General, upon the relevant transfers being lodged for registration and subject to the payment of the prescribed fees, shall issue to the Council of the Municipality of Canterbury a Certificate of Title to the lands described in the Second Schedule hereto, to be held by such Council as a public reserve within the meaning of the Local Government Act, 1919, as amended, and to the said Trustees a Certificate of Title to the lands described in the First Schedule hereto, freed and discharged from all trusts affecting the same. Authority for Registrar-General to give effect to this Act.

SCHEDULES.

Canterbury Municipality (Bazentin and Persic Streets Recreation Reserve).

SCHEDULES.

FIRST SCHEDULE.

Sec. 2.

5 ALL THAT piece of land situate in the Municipality of Canterbury Parish of St. George and County of Cumberland having an area of 33 $\frac{3}{4}$ perches being the land marked as "Recreation Reserve" on Deposited Plan 12859 and being the whole of the land comprised in Certificate of Title Volume 3989 Folio 19.

SECOND SCHEDULE.

10 ALL THAT piece of land situate in the Municipality of Canterbury Parish of St. George and County of Cumberland having an area of 34 perches, comprising part of Lot 16 of Section D on Deposited Plan 12859 (being the land in Certificate of Title Volume 5632 Folio 221) and part of Lot 1 on Deposited Plan 519227 (being the land in Certificate of Title Volume 10301 Folio 70).

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1967