

I certify that this PRIVATE BILL, which originated in the LEGISLATIVE COUNCIL, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of New South WALES.

J. R. STEVENSON,
Clerk of the Parliaments.

*Legislative Council Chamber,
Sydney, 25 November, 1965.*

New South Wales



ANNO QUARTO DECIMO

ELIZABETHÆ II REGINÆ

An Act to authorise The Council of the Shire of Port Stephens to convey and transfer certain lands within the said Shire in exchange for certain other lands; and for purposes connected therewith.
[Assented to, 6th December, 1965.]

WHEREAS on the First day of January One thousand Preamble.
nine hundred and fifty-five The Council of the Shire of
Port Stephens entered into a Contract for the purchase of Port
Stephens Naval Base lands being the whole of the land in
Certificate of Title Volume 4440 Folio 65 situate at Soldiers
Point

Port Stephens Shire (Soldiers Point Public Garden and Recreation Space).

Point Port Stephens within the said Shire AND WHEREAS such purchase was duly completed by transfer and the said lands became vested in the said Council in fee simple AND WHEREAS the said Council caused part of the said lands to be subdivided providing (inter alia) at Soldiers Point two areas containing respectively 3 roods 15 perches and 3 roods 7½ perches both as public garden and recreation space AND WHEREAS the said plan of subdivision of lands at Soldiers Point was duly registered in the office of the Registrar-General as Deposited Plan 26875 AND WHEREAS by virtue of such registration the said two areas were vested in the said Shire Council for the purposes of public garden and recreation space AND WHEREAS by Memorandum of Lease dated the First day of January One thousand nine hundred and sixty-three registered No. J480390 the said Shire Council leased the said two areas to the Trustees of the Soldiers Point Bowling Club for a term of 20 years AND WHEREAS the said two areas are now described as Lot 1 and Lots 3 and 4 respectively on Deposited Plan 512096 and are separated by an area of land being Lot 2 on Deposited Plan 512096 the registered proprietor whereof is Charles Henry George AND WHEREAS the said Lot 2 is subject to a mortgage registered No. H516853 in favour of Newcastle District Starr-Bowkett Co-operative Building Society No. 13 Limited AND WHEREAS the separation of the said Lot 1 and Lots 3 and 4 renders it difficult for the Soldiers Point Bowling Club to effectively use the said Lot 1 and Lots 3 and 4 AND WHEREAS the Soldiers Point Bowling Club has constructed certain improvements on the said Lot 1 and wishes to extend its improvements to the said land immediately adjoining being the said Lot 2 on Deposited Plan 512096 AND WHEREAS the said Charles Henry George is willing to transfer to the said Council the said Lot 2 on Deposited Plan 512096 in exchange for a transfer of Lot 4 on Deposited Plan 512096 being part of the said public garden and recreation space AND WHEREAS the aforesaid mortgagee is willing to release the said Lot 2 from the said mortgage subject to the said Charles Henry George executing a fresh mortgage over the said Lot 4 in substitution therefor AND WHEREAS the said Council
has

Port Stephens Shire (Soldiers Point Public Garden and Recreation Space).

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 authorise the said Council to convey and transfer the said Lot 4 on Deposited Plan 512096 aforesaid being the whole of the land in Certificate of Title Volume 9903 Folio 156 to the said Charles Henry George in exchange for the said Lot 2 on the said Deposited Plan being the whole of the land in Certificate of Title Volume 9903 Folio 154 AND WHEREAS the Trustees of the Soldiers Point Bowling Club are willing to surrender to the said Council the aforesaid Lease in so far as it affects the said Lot 4 and the Council is willing to accept such surrender by the Trustees 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 "Port Stephens Shire Short title. (Soldiers Point Public Garden and Recreation Space) Act, 1965".

2. The Council of the Shire of Port Stephens is hereby Exchange of lands between Port Stephens Shire Council and another. authorised and empowered to convey and transfer the lands described in the First Schedule hereto in fee simple freed and discharged from all trusts affecting the same to Charles Henry George subject to the said Charles Henry George conveying and transferring to the said The Council of the Shire of Port Stephens in fee simple the lands described in the Second Schedule hereto freed and discharged from mortgage registered No. H516853.

3. The Registrar-General, upon the relevant transfers Authority for Registrar-General to give effect to this Act. being lodged for registration and subject to the payment of the prescribed fees, shall issue to The Council of the Shire of Port Stephens a Certificate of Title to the lands described in the Second Schedule hereto, to be held by such Council

as

Port Stephens Shire (Soldiers Point Public Garden and Recreation Space).

as a public reserve within the meaning of the Local Government Act, 1919, as amended, and to the said Charles Henry George a Certificate of Title to the lands described in the First Schedule hereto, freed and discharged from all trusts affecting the same.

SCHEDULES.

Sec. 2.

FIRST SCHEDULE.

ALL THAT piece of land situate in the Shire of Port Stephens Parish of Tomaree and County of Gloucester being Lot four on Deposited Plan 512096 and being the whole of the land comprised in Certificate of Title Volume 9903 Folio 156.

SECOND SCHEDULE.

ALL THAT piece of land situate in the Shire of Port Stephens Parish of Tomaree and County of Gloucester being Lot two on Deposited Plan 512096 and being the whole of the land comprised in Certificate of Title Volume 9903 Folio 154.

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

K. W. STREET,
Lieutenant-Governor.

*Government House,
Sydney, 6th December, 1965.*

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

J. R. STEVENSON,
Clerk of the Parliaments.

*Legislative Council Chamber,
Sydney, 14 October, 1965.*

New South Wales



ANNO QUARTO DECIMO

ELIZABETHÆ II REGINÆ

An Act to authorise The Council of the Shire of Port Stephens to convey and transfer certain lands within the said Shire in exchange for certain other lands; and for purposes connected therewith.

WHEREAS on the First day of January One thousand Preamble.
nine hundred and fifty-five The Council of the Shire of
Port Stephens entered into a Contract for the purchase of Port
Stephens Naval Base lands being the whole of the land in
5 Certificate of Title Volume 4440 Folio 65 situate at Soldiers
Point

Port Stephens Shire (Soldiers Point Public Garden and Recreation Space).

Point Port Stephens within the said Shire AND WHEREAS
such purchase was duly completed by transfer and the said
lands became vested in the said Council in fee simple AND
WHEREAS the said Council caused part of the said lands to
5 be subdivided providing (inter alia) at Soldiers Point two
areas containing respectively 3 roods 15 perches and 3 roods
7½ perches both as public garden and recreation space AND
WHEREAS the said plan of subdivision of lands at Soldiers
Point was duly registered in the office of the Registrar-General
10 as Deposited Plan 26875 AND WHEREAS by virtue
of such registration the said two areas were vested in
the said Shire Council for the purposes of public garden and
recreation space AND WHEREAS by Memorandum of Lease
dated the First day of January One thousand nine hundred
15 and sixty-three registered No. J480390 the said Shire Council
leased the said two areas to the Trustees of the Soldiers
Point Bowling Club for a term of 20 years AND
WHEREAS the said two areas are now described as
Lot 1 and Lots 3 and 4 respectively on Deposited
20 Plan 512096 and are separated by an area of land
being Lot 2 on Deposited Plan 512096 the registered pro-
prietor whereof is Charles Henry George AND WHEREAS
the said Lot 2 is subject to a mortgage registered No.
H516853 in favour of Newcastle District Starr-Bowkett Co-
25 operative Building Society No. 13 Limited AND WHEREAS
the separation of the said Lot 1 and Lots 3 and 4 renders it
difficult for the Soldiers Point Bowling Club to effectively
use the said Lot 1 and Lots 3 and 4 AND WHEREAS the
Soldiers Point Bowling Club has constructed certain improve-
30 ments on the said Lot 1 and wishes to extend its improve-
ments to the said land immediately adjoining being the said
Lot 2 on Deposited Plan 512096 AND WHEREAS the said
Charles Henry George is willing to transfer to the said Council
the said Lot 2 on Deposited Plan 512096 in exchange for a
35 transfer of Lot 4 on Deposited Plan 512096 being part of the
said public garden and recreation space AND WHEREAS
the aforesaid mortgagee is willing to release the said Lot 2
from the said mortgage subject to the said Charles Henry
George executing a fresh mortgage over the said Lot 4 in
40 substitution therefor AND WHEREAS the said Council
has

Port Stephens Shire (Soldiers Point Public Garden and Recreation Space).

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 authorise the said Council to
 5 convey and transfer the said Lot 4 on Deposited Plan 512096 aforesaid being the whole of the land in Certificate of Title Volume 9903 Folio 156 to the said Charles Henry George in exchange for the said Lot 2 on the said Deposited Plan being the whole of the
 10 land in Certificate of Title Volume 9903 Folio 154 AND WHEREAS the Trustees of the Soldiers Point Bowling Club are willing to surrender to the said Council the aforesaid Lease in so far as it affects the said Lot 4 and the Council is willing to accept such surrender by the Trustees BE it
 15 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 "Port Stephens Shire Short title.
 20 (Soldiers Point Public Garden and Recreation Space) Act, 1965".

2. The Council of the Shire of Port Stephens is hereby Exchange of lands between Port Stephens Shire Council and another. authorised and empowered to convey and transfer the lands described in the First Schedule hereto in fee simple freed and
 25 discharged from all trusts affecting the same to Charles Henry George subject to the said Charles Henry George conveying and transferring to the said The Council of the Shire of Port Stephens in fee simple the lands described in the Second Schedule hereto freed and discharged from mortgage
 30 registered No. H516853.

3. The Registrar-General, upon the relevant transfers Authority for Registrar-General to give effect to this Act. being lodged for registration and subject to the payment of the prescribed fees, shall issue to The Council of the Shire of Port Stephens a Certificate of Title to the lands described
 35 in the Second Schedule hereto, to be held by such Council
 as

Port Stephens Shire (Soldiers Point Public Garden and Recreation Space).

as a public reserve within the meaning of the Local Government Act, 1919, as amended, and to the said Charles Henry George a Certificate of Title to the lands described in the First Schedule hereto, freed and discharged from all trusts
5 affecting the same.

SCHEDULES.

Sec. 2.

FIRST SCHEDULE.

ALL THAT piece of land situate in the Shire of Port Stephens Parish of Tomaree and County of Gloucester being Lot four on
10 Deposited Plan 512096 and being the whole of the land comprised in Certificate of Title Volume 9903 Folio 156.

SECOND SCHEDULE.

ALL THAT piece of land situate in the Shire of Port Stephens Parish of Tomaree and County of Gloucester being Lot two on
15 Deposited Plan 512096 and being the whole of the land comprised in Certificate of Title Volume 9903 Folio 154.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1965
[6d. (5c)]

PROOF

Legislative Council.

—
1965.

A BILL

To authorise The Council of the Shire of Port Stephens to convey and transfer certain lands within the said Shire in exchange for certain other lands; and for purposes connected therewith.

[MR. BUDD;—26 August, 1965.]

WHEREAS on the First day of January One thousand Preamble.
nine hundred and fifty-five The Council of the Shire of
Port Stephens entered into a Contract for the purchase of Port
Stephens Naval Base lands being the whole of the land in
5 Certificate of Title Volume 4440 Folio 65 situate at Soldiers
Point

Port Stephens Shire (Soldiers Point Public Garden and Recreation Space).

Point Port Stephens within the said Shire AND WHEREAS such purchase was duly completed by transfer and the said lands became vested in the said Council in fee simple AND WHEREAS the said Council caused part of the said lands to
5 be subdivided providing (inter alia) at Soldiers Point two areas containing respectively 3 roods 15 perches and 3 roods 7½ perches both as public garden and recreation space AND WHEREAS the said plan of subdivision of lands at Soldiers Point was duly registered in the office of the Registrar-General
10 as Deposited Plan 26875 AND WHEREAS by virtue of such registration the said two areas were vested in the said Shire Council for the purposes of public garden and recreation space AND WHEREAS by Memorandum of Lease dated the First day of January One thousand nine hundred
15 and sixty-three the said Shire Council leased the said two areas to the Trustees of the Soldiers Point Bowling Club for a term of 20 years AND WHEREAS the said two areas are now described as Lot 1 and Lots 3 and 4 respectively on Deposited Plan 512096 and are separated by an area of land
20 being Lot 2 on Deposited Plan 512096 the registered proprietor whereof is Charles Henry George AND WHEREAS the separation of the said Lot 1 and Lots 3 and 4 renders it difficult for the Soldiers Point Bowling Club to effectively use the said Lot 1 and Lots 3 and 4 AND WHEREAS the
25 Soldiers Point Bowling Club has constructed certain improvements on the said Lot 1 and wishes to extend its improvements to the said land immediately adjoining being the said Lot 2 on Deposited Plan 512096 AND WHEREAS the said Charles Henry George is willing to transfer to the said Council
30 the said Lot 2 on Deposited Plan 512096 in exchange for a transfer of Lot 4 on Deposited Plan 512096 being part of the said public garden and recreation space AND WHEREAS the said Council has no authority under the Local Government Act, 1919, as amended by subsequent Acts, to sell and
35 convey any part of a public reserve AND WHEREAS it is expedient to authorise the said Council to convey and transfer the said Lot 4 on Deposited Plan 512096 aforesaid being the whole of the land in Certificate of Title Volume 9903 Folio 156 to the said Charles Henry George in exchange for the
40 said Lot 2 on the said Deposited Plan being the whole of the land

Port Stephens Shire (Soldiers Point Public Garden and Recreation Space).

land in Certificate of Title Volume 9903 Folio 154 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 5 assembled, and by the authority of the same, as follows : —

1. This Act may be cited as the "Port Stephens Shire Short title. (Soldiers Point Public Garden and Recreation Space) Act, 1965".

2. The Council of the Shire of Port Stephens is hereby Exchange of lands between Port Stephens Shire Council and another. authorised and empowered to convey and transfer the lands 10 described in the First Schedule hereto in fee simple freed and discharged from all trusts affecting the same to Charles Henry George subject to the said Charles Henry George conveying and transferring to the said The Council of the Shire of Port 15 Stephens in fee simple the lands described in the Second Schedule hereto.

3. The Registrar-General, upon the relevant transfers Authority for Registrar-General to give effect to this Act. being lodged for registration and subject to the payment of the prescribed fees, shall issue to The Council of the Shire 20 of Port Stephens a Certificate of Title to the lands described in the Second Schedule hereto, to be held by such Council for the purposes of public garden and recreation space, and to the said Charles Henry George a Certificate of Title to the 25 lands described in the First Schedule hereto, freed and discharged from all trusts affecting the same.

SCHEDULES.

Sec. 2.

FIRST SCHEDULE.

30 ALL THAT piece of land situate in the Shire of Port Stephens Parish of Tomaree and County of Gloucester being Lot four on Deposited Plan 512096 and being the whole of the land comprised in Certificate of Title Volume 9903 Folio 156.

SECOND

Port Stephens Shire (Soldiers Point Public Garden and Recreation Space).

SECOND SCHEDULE.

ALL THAT piece of land situate in the Shire of Port Stephens Parish of Tomaree and County of Gloucester being Lot two on Deposited Plan 512096 and being the whole of the land comprised 5 in Certificate of Title Volume 9903 Folio 154.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1965

Legislative Council,

1965.

A BILL

To authorise The Council of the Shire of Port Stephens to convey and transfer certain lands within the said Shire in exchange for certain other lands; and for purposes connected therewith.

[MR. BUDD;—26 August, 1965.]

WHEREAS on the First day of January One thousand nine hundred and fifty-five The Council of the Shire of Port Stephens entered into a Contract for the purchase of Port Stephens Naval Base lands being the whole of the land in Certificate of Title Volume 4440 Folio 65 situate at Soldiers Point

Preamble.

Port Stephens Shire (Soldiers Point Public Garden and Recreation Space).

Point Port Stephens within the said Shire AND WHEREAS such purchase was duly completed by transfer and the said lands became vested in the said Council in fee simple AND WHEREAS the said Council caused part of the said lands to
5 be subdivided providing (inter alia) at Soldiers Point two areas containing respectively 3 roods 15 perches and 3 roods 7½ perches both as public garden and recreation space AND WHEREAS the said plan of subdivision of lands at Soldiers Point was duly registered in the office of the Registrar-General
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20 being Lot 2 on Deposited Plan 512096 the registered proprietor whereof is Charles Henry George AND WHEREAS the separation of the said Lot 1 and Lots 3 and 4 renders it difficult for the Soldiers Point Bowling Club to effectively use the said Lot 1 and Lots 3 and 4 AND WHEREAS the
25 Soldiers Point Bowling Club has constructed certain improvements on the said Lot 1 and wishes to extend its improvements to the said land immediately adjoining being the said Lot 2 on Deposited Plan 512096 AND WHEREAS the said Charles Henry George is willing to transfer to the said Council
30 the said Lot 2 on Deposited Plan 512096 in exchange for a transfer of Lot 4 on Deposited Plan 512096 being part of the said public garden and recreation space AND WHEREAS the said Council has no authority under the Local Government Act, 1919, as amended by subsequent Acts, to sell and
35 convey any part of a public reserve AND WHEREAS it is expedient to authorise the said Council to convey and transfer the said Lot 4 on Deposited Plan 512096 aforesaid being the whole of the land in Certificate of Title Volume 9903 Folio 156 to the said Charles Henry George in exchange for the
40 said Lot 2 on the said Deposited Plan being the whole of the
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Port Stephens Shire (Soldiers Point Public Garden and Recreation Space).

land in Certificate of Title Volume 9903 Folio 154 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
5 assembled, and by the authority of the same, as follows :—

1. This Act may be cited as the "Port Stephens Shire Short title.
(Soldiers Point Public Garden and Recreation Space) Act,
1965".

2. The Council of the Shire of Port Stephens is hereby Exchange
10 authorised and empowered to convey and transfer the lands of lands
described in the First Schedule hereto in fee simple freed and between
discharged from all trusts affecting the same to Charles Henry Port
George subject to the said Charles Henry George conveying Stephens
and transferring to the said The Council of the Shire of Port Shire
15 Stephens in fee simple the lands described in the Second Council and
Schedule hereto. another.

3. The Registrar-General, upon the relevant transfers Authority
being lodged for registration and subject to the payment of for
the prescribed fees, shall issue to The Council of the Shire Registrar-
20 of Port Stephens a Certificate of Title to the lands described General to
in the Second Schedule hereto, to be held by such Council for give effect
the purposes of public garden and recreation space, and to to this Act.
the said Charles Henry George a Certificate of Title to the
25 lands described in the First Schedule hereto, freed and
discharged from all trusts affecting the same.

SCHEDULES.

Sec. 2.

FIRST SCHEDULE.

ALL THAT piece of land situate in the Shire of Port Stephens
Parish of Tomaree and County of Gloucester being Lot four on
30 Deposited Plan 512096 and being the whole of the land comprised in
Certificate of Title Volume 9903 Folio 156.

SECOND

Act, 1965.

4

*Port Stephens Shire (Soldiers Point Public Garden and Recreation
Space).*

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BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1965
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