

## **GOVERNMENT RAILWAYS (REAL PROPERTY COMPUTER REGISTER) AMENDMENT BILL, 1979**

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### **EXPLANATORY NOTE**

**(This Explanatory Note relates to this Bill as introduced into Parliament)**

This Bill is cognate with the Real Property (Computer Register) Amendment Bill, 1979.

The objects of this Bill are to amend section 20BB of the Government Railways Act, 1912 ("the Principal Act")—

- (a) to facilitate the keeping in a computer of the whole or any part of the Register maintained under the Real Property Act, 1900 (Clause 3 (b));
  - (b) to provide that, where an application has been made to bring certain resumed land under the provisions of the Real Property Act, 1900, the notification of the resumption, in so far as it relates to that land, may not be rescinded under the Principal Act, so that any rescission of the notification, being a rescission under the Principal Act, will not have the effect of preventing that land from being brought under those provisions pursuant to that application (Clause 3 (b)); and
  - (c) to make other provisions of a minor or ancillary nature.
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GOVERNMENT RAILWAYS (REAL PROPERTY COMPUTER REGISTER) AMENDMENT BILL, 1979

EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament.)

This Bill is cognate with the Real Property (Computer Register) Amendment Bill, 1978.

The objects of this Bill are to amend section 208 of the Government Railways Act, 1912 ("the Principal Act")—

- (a) to facilitate the keeping in a computer of the whole or any part of the Register maintained under the Real Property Act, 1909 (Clause 3 (b));
- (b) to provide that, where an application has been made to bring certain resumed land under the provisions of the Real Property Act, 1909, the notification of the resumption in so far as it relates to that land, may not be rescinded under the Principal Act, so that any rescission of the notification being a rescission under the Principal Act, will not have the effect of preventing that land from being brought under those provisions pursuant to that application (Clause 3 (b)); and
- (c) to make other provisions of a minor or ancillary nature.

Act No. 1979

**GOVERNMENT RAILWAYS (REAL PROPERTY  
COMPUTER REGISTER) AMENDMENT BILL,  
1979**

No. , 1979.

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**A BILL FOR**

An Act to amend section 20BB of the Government Railways Act, 1912, so as to facilitate the keeping of the Register maintained under the Real Property Act, 1900, in a computer and to vary certain provisions relating to the rescission of notifications of resumptions.

[MR CRABTREE—25 October, 1979.]

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*Government Railways (Real Property Computer Register) Amendment.*

**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 :—

5 1. This Act may be cited as the "Government Railways (Real Short title. Property Computer Register) Amendment Act, 1979".

2. (1) This section and section 1 shall commence on the date of assent to this Act. Commence-  
ment.

(2) Except as provided in subsection (1), this Act shall  
10 commence on the day appointed and notified pursuant to section 2 (2) of the Real Property (Computer Register) Amendment Act, 1979.

3. The Government Railways Act, 1912, is amended—

15 (a) (i) by omitting from section 20BB (1) the words "The Governor" and by inserting instead the words "Subject to subsection (2A), the Governor"; Amendment  
of Act No.  
30, 1912.  
Sec. 20BB.  
(Power to  
rescind re-  
sumptions.)

(ii) by omitting from section 20BB (1) the words ", as amended by subsequent Acts";

20 (b) by omitting section 20BB (3) and by inserting instead the following subsections :—

(2A) Where a resumption application relating to land described or referred to in a notification of resumption or included in a taking made for the purposes referred to in subsection (1) has been lodged under section 31A

*Government Railways (Real Property Computer Register) Amendment.*

(2) of the Real Property Act, 1900, with the Registrar-General—

- 5 (a) a notification under subsection (1) published in the Gazette after the commencement of this subsection may not rescind so much of the notification of resumption or taking, as the case may be, as relates to that land; and
- 10 (b) any transfer of that land, after it has been brought under the provisions of the Real Property Act, 1900, to the person who was entitled thereto immediately before the resumption or taking, as the case may be, shall, for the purposes of subsection (4), be deemed, upon its registration under that Act—
- 15 (i) to revest that land under this section in the transferee; and
- (ii) to rescind the resumption in so far as it relates to that land.
- 20 (3) On the lodgment with the Registrar-General of a copy of a notification published in the Gazette under subsection (1) that rescinds a notification of resumption or taking of land under the provisions of the Real Property Act, 1900, the Registrar-General shall—
- 25 (a) make, in the Register kept under that Act, such recordings with respect to the rescission; and
- (b) create or cancel such folios of that Register, as he considers appropriate.
- (c) by omitting from section 20BB (5) the words “as amended by subsequent Acts,”.

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BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES, 1979

Government Railways (Real Property Computer Register) Amendment

(2) of the Real Property Act 1900; with the Registrar-General—

- (a) a notification under subsection (1) published in the Gazette after the commencement of this subsection may not rescind so much of the notification of assumption or taking as the case may be, as relates to that land; and
- (b) any transfer of that land after it has been brought under the provisions of the Real Property Act 1900, to the person who was entitled thereto immediately before the assumption or taking, as the case may be, shall, for the purposes of subsection (4), be deemed upon its registration under that Act—
  - (i) to revert that land under this section in the transfer; and
  - (ii) to rescind the assumption in so far as it relates to that land.
- (3) On the lodgment with the Registrar-General of a copy of a notification published in the Gazette under subsection (1) that rescinds a notification of assumption or taking of land under the provisions of the Real Property Act 1900, the Registrar-General shall—
  - (a) make in the Register kept under that Act such recordings with respect to the rescission; and
  - (b) create or cancel such folios of that Register as he considers appropriate.
- (c) by omitting from section 206 (7) the words "as amended by subsequent Acts".

(c) to make such provisions of a kind or effect as may be

provisions contained in that subsection (Clause 3 (p)): and  
that the effect of subsection (1) shall be that any provision made by  
of the provisions of that subsection and the provisions of the Act shall not  
shall not be treated as if they were made by the Act so that any provision  
the provisions of the Act so far as it relates to that kind  
made by the provisions of the Act shall not be treated as if they were

(d) to provide that where an application has been made to any court

shall be treated as if it were made by the Act (Clause 3 (p)):

(e) to provide that nothing in a contract of the kind or any part of the

Act 1913 (the Finance Act, 1913)

The effect of this Bill is to amend section 200 of the Government Finance

Act 1913

This Bill is commensurate with the Government Finance (Amendment)

(This explanatory note refers to this Bill as introduced into Parliament)

EXPLANATORY NOTE

FINANCE (AMENDMENT) BILL, 1913  
GOVERNMENT FINANCE (AMENDMENT) BILL, 1913





**GOVERNMENT RAILWAYS (REAL PROPERTY  
COMPUTER REGISTER) AMENDMENT ACT,  
1979, No. 168**

**New South Wales**



ANNO VICESIMO OCTAVO

**ELIZABETHÆ II REGINÆ**

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**Act No. 168, 1979.**

An Act to amend section 20BB of the Government Railways Act, 1912, so as to facilitate the keeping of the Register maintained under the Real Property Act, 1900, in a computer and to vary certain provisions relating to the rescission of notifications of resumptions. [Assented to, 14th December, 1979.]

*Government Railways (Real Property Computer Register) Amendment.*

**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 :—

Short title.      **1.** This Act may be cited as the "Government Railways (Real Property Computer Register) Amendment Act, 1979".

Commence-      **2.** (1) This section and section 1 shall commence on the date  
ment.            of assent to this Act.

(2) Except as provided in subsection (1), this Act shall commence on the day appointed and notified pursuant to section 2 (2) of the Real Property (Computer Register) Amendment Act, 1979.

Amendment  
of Act No.  
30, 1912.  
Sec. 20BB.  
(Power to  
rescind re-  
sumptions.)

**3.** The Government Railways Act, 1912, is amended—

- (a) (i) by omitting from section 20BB (1) the words "The Governor" and by inserting instead the words "Subject to subsection (2A), the Governor";
- (ii) by omitting from section 20BB (1) the words ", as amended by subsequent Acts";
- (b) by omitting section 20BB (3) and by inserting instead the following subsections :—

(2A) Where a resumption application relating to land described or referred to in a notification of resumption or included in a taking made for the purposes referred to in subsection (1) has been lodged under section 31A

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*Government Railways (Real Property Computer Register) Amendment.*

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(2) of the Real Property Act, 1900, with the Registrar-General—

- (a) a notification under subsection (1) published in the Gazette after the commencement of this subsection may not rescind so much of the notification of resumption or taking, as the case may be, as relates to that land; and
- (b) any transfer of that land, after it has been brought under the provisions of the Real Property Act, 1900, to the person who was entitled thereto immediately before the resumption or taking, as the case may be, shall, for the purposes of subsection (4), be deemed, upon its registration under that Act—
  - (i) to revest that land under this section in the transferee; and
  - (ii) to rescind the resumption in so far as it relates to that land.

(3) On the lodgment with the Registrar-General of a copy of a notification published in the Gazette under subsection (1) that rescinds a notification of resumption or taking of land under the provisions of the Real Property Act, 1900, the Registrar-General shall—

- (a) make, in the Register kept under that Act, such recordings with respect to the rescission; and
- (b) create or cancel such folios of that Register, as he considers appropriate.
- (c) by omitting from section 20BB (5) the words “as amended by subsequent Acts,”.

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

A. R. CUTLER,  
*Governor.*

*Government House,  
Sydney, 14th December, 1979.*

Government of the State of New York

Department of the State

Office of the Secretary of State

Albany, New York

January 1, 1900

Dear Sir:

I have the honor to acknowledge the receipt of your letter of the 29th inst.

and in reply to inform you that the same has been forwarded to the proper authorities for their consideration.

I am, Sir, very respectfully,  
Your obedient servant,  
John W. Aldrich

Secretary of State