

PUBLIC INSTRUCTION (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, 1979.

The objects of this Bill are to amend section 4A of the Public Instruction Act of 1880 ("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of the Real Property Act, 1900, the notification of the resumption, in so far as it relates to that land, may not be rescinded under the Principal Act, so that any rescission of the notification, being a rescission under the Principal Act, will not have the effect of preventing that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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(c) to the effect of sections of a union or society...

...of the... (1) ... (2) ... (3) ...

(4) to provide that...

(5) to provide that...

of 1920 (the...)

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... of the...

(The...)

EXPLANATORY NOTE

... 1920 ...

**PUBLIC INSTRUCTION (REAL PROPERTY
COMPUTER REGISTER) AMENDMENT BILL, 1979**

No. , 1979.

A BILL FOR

An Act to amend section 4A of the Public Instruction Act of 1880 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.]

Public Instruction (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 "Public Instruction (Real Property Computer Register) Amendment Act, 1979". Short title.

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

(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.

3. The Public Instruction Act of 1880 is amended— Amendment of 43 Vic. No. 23.

15 (a) (i) by omitting from section 4A (1) the words "The Governor" and by inserting instead the words "Subject to subsection (2A), the Governor"; Sec. 4A. (Power to rescind resumptions.)

(ii) by omitting from section 4A (1) the words "as amended by subsequent Acts,";

20 (b) by omitting section 4A (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 made in pursuance of the Public Works Act, 1912, has been lodged under section 31A (2) of the Real Property Act, 1900, with the Registrar-General—

30 (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 as relates to that land; and

Public Instruction (Real Property Computer Register) Amendment.

- 5 (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 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 transferee; and
- 10 (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 of land under the provisions of the Real Property Act, 1900, the Registrar-General shall—
- 15 (a) make, in the Register kept under that Act, such recordings with respect to the rescission; and
- 20 (b) create or cancel such folios of that Register, as he considers appropriate.
- (c) by omitting from section 4A (5) the words “as amended by subsequent Acts,” wherever occurring.

Public Function (Real Property) (Amendment)

(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 shall for the purpose of subsection (4) be deemed, upon its registration under that Act—

(i) to revert that land under this section to the transferor; and

(ii) to vest in the transferee in so far as it relates to that land.

(3) On the judgment with the Registrar-General of a copy of a notice as published in the Gazette under subsection (1) that recites a notification of resumption 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 resumption and

(b) create or cause such folios of that Register as he considers appropriate.

(c) by omitting from section 44 (2) the words "as amended by subsequent Acts", wherever occurring.

(7) to make such provisions of a nature as may be necessary

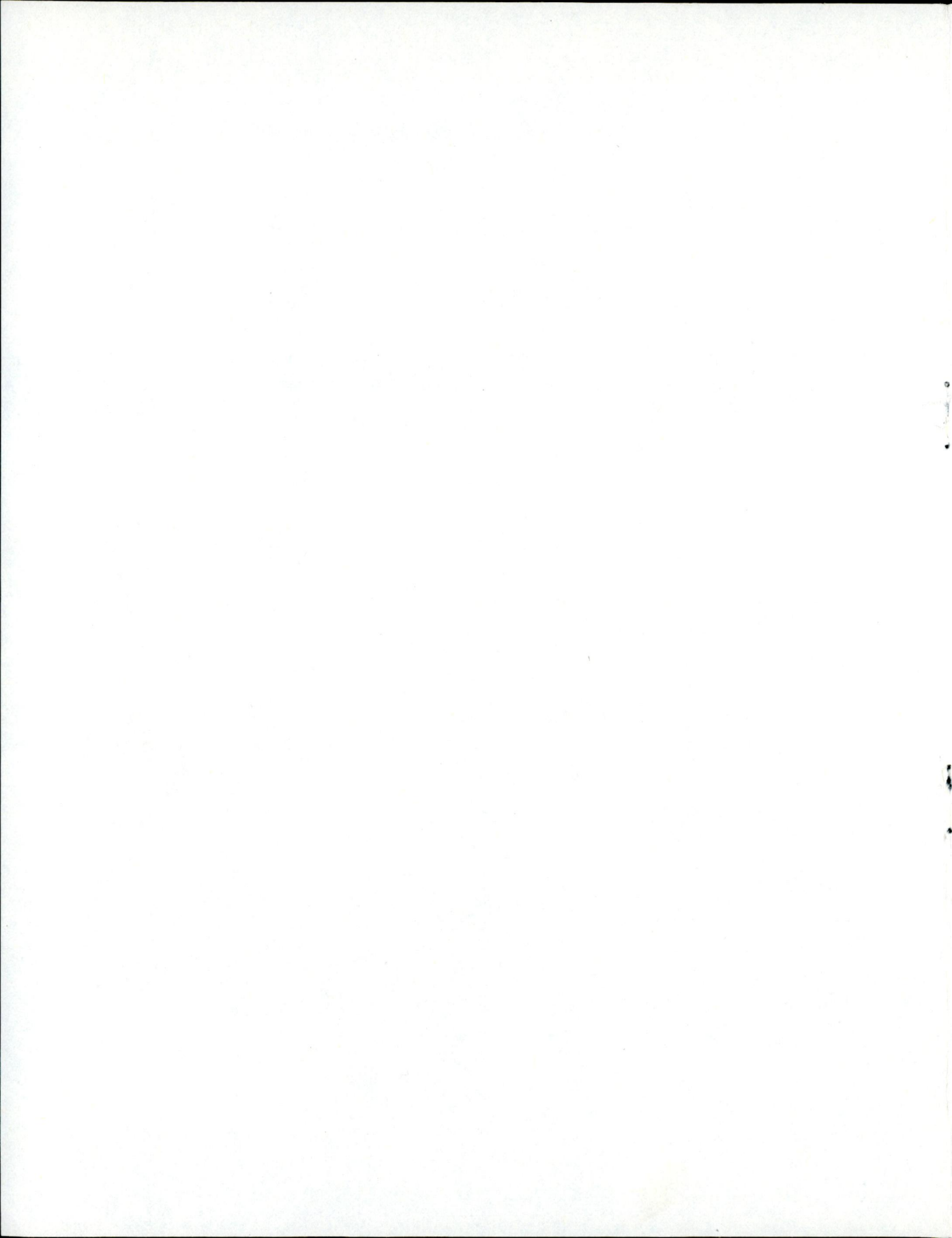
relating to the operation (clause 2 (b)); and
of business that may from time to time be done under these provisions
and that may be done under the Statute Act 1920 and the
provisions of the Statute Act 1920 so far as they relate to the
operation of the Statute Act 1920 in so far as it relates to the
operation of the Statute Act 1920.

(8) to make such provisions of a nature as may be necessary
relating to the operation (clause 2 (b)); and
of business that may from time to time be done under these provisions
and that may be done under the Statute Act 1920 and the
provisions of the Statute Act 1920 so far as they relate to the
operation of the Statute Act 1920 in so far as it relates to the
operation of the Statute Act 1920.

of 1920 (the Statute Act 1920) —
The objects of this Bill are to amend section 47 of the Statute Act 1920
and to amend section 48 of the Statute Act 1920.
This Bill is to be read with the Statute Act 1920 (the Statute Act 1920) and
the Statute Act 1920 (the Statute Act 1920) and the Statute Act 1920
(the Statute Act 1920) and the Statute Act 1920 (the Statute Act 1920).

EXPLANATORY NOTE

STATUTE ACT 1920 (AMENDMENT) BILL, 1920
THE STATUTE ACT 1920 (AMENDMENT) BILL, 1920



PUBLIC INSTRUCTION (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, 1979.

The objects of this Bill are to amend section 4A of the Public Instruction Act of 1880 ("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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PUBLIC EXISTENCE OF THE PUBLIC
REGISTRATION OF THE PUBLIC

EXPLANATORY NOTE

(This Explanatory Note relates to the Bill as introduced in Parliament.)

The Bill is intended to give effect to the recommendations of the Commission on the Law of Property, which was set up in 1967.

The object of the Bill is to provide for the registration of certain interests in land, and to amend the law relating to the registration of such interests.

(1) To provide for the registration of certain interests in land, and to amend the law relating to the registration of such interests.

(2) To provide for the registration of certain interests in land, and to amend the law relating to the registration of such interests.

(3) To provide for the registration of certain interests in land, and to amend the law relating to the registration of such interests.

(4) To provide for the registration of certain interests in land, and to amend the law relating to the registration of such interests.

(5) To provide for the registration of certain interests in land, and to amend the law relating to the registration of such interests.

**PUBLIC INSTRUCTION (REAL PROPERTY
COMPUTER REGISTER) AMENDMENT BILL, 1979**

No. , 1979.

A BILL FOR

An Act to amend section 4A of the Public Instruction Act of 1880 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.]

Public Instruction (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 "Public Instruction (Real Property Computer Register) Amendment Act, 1979". Short title.

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

(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 Public Instruction Act of 1880 is amended—

Amendment
of Act 43
Vic. No. 23.

15 (a) (i) by omitting from section 4A (1) the words "The Governor" and by inserting instead the words "Subject to subsection (2A), the Governor"; Sec. 4A.
(Power to rescind resumptions.)

(ii) by omitting from section 4A (1) the words "as amended by subsequent Acts,";

20 (b) by omitting section 4A (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 made in pursuance of the Public Works Act, 1912, has been lodged under section 31A (2) of the Real
25 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 as relates to that land; and
30

Public Instruction (Real Property Computer Register) Amendment.

- 5 (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 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
- 10 (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 of land under the provisions of the Real Property Act, 1900, the Registrar-General shall—
- 15 (a) make, in the Register kept under that Act, such recordings with respect to the rescission; and
- 20 (b) create or cancel such folios of that Register, as he considers appropriate.
- (c) by omitting from section 4A (5) the words “as amended by subsequent Acts,” wherever occurring.

BY AUTHORITY

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

Public Institution (Act No. 107) (as amended) (Attachment)

(b) any transfer of that land after it has been
 brought under the provisions of the Public
 Property Act, 1900, to the person who was
 entitled thereto immediately before the
 assumption shall, for the purpose of sub-
 section (4), be deemed upon its registration
 under that Act -

(i) to have the same effect as if it had
 been made by the person who was entitled
 to the land at the time of the assumption;

(ii) to be treated as if it had been made
 by the person who was entitled to the land
 at the time of the assumption.

(c) any transfer of that land after it has been
 brought under the provisions of the Public
 Property Act, 1900, to the person who was
 entitled thereto immediately before the
 assumption shall, for the purpose of sub-
 section (4), be deemed upon its registration
 under that Act -

(i) to have the same effect as if it had
 been made by the person who was entitled
 to the land at the time of the assumption;

(ii) to be treated as if it had been made
 by the person who was entitled to the land
 at the time of the assumption.

(d) any transfer of that land after it has been
 brought under the provisions of the Public
 Property Act, 1900, to the person who was
 entitled thereto immediately before the
 assumption shall, for the purpose of sub-
 section (4), be deemed upon its registration
 under that Act -

(6) The following information is being furnished to you:

1. Name of the person or organization to whom the information is being furnished.
2. The name of the person or organization from whom the information was obtained.
3. The date when the information was obtained.
4. The date when the information was furnished to you.

5. The name of the person or organization to whom the information was furnished.

6. The name of the person or organization to whom the information was furnished.

7. The name of the person or organization to whom the information was furnished.

(This information is being furnished to you for your information only.)

SECRET

SECRET
ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED



PUBLIC INSTRUCTION (REAL PROPERTY COMPUTER REGISTER) AMENDMENT ACT, 1979, No. 165

New South Wales



ANNO VICESIMO OCTAVO

ELIZABETHÆ II REGINÆ

Act No. 165, 1979.

An Act to amend section 4A of the Public Instruction Act of 1880 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.]

Public Instruction (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 "Public Instruction (Real Property Computer Register) Amendment Act, 1979".

Commence-
ment.

2. (1) This section and section 1 shall commence on the date 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 43
Vic. No. 23.
Sec. 4A.
(Power to
rescind re-
sumptions.)

3. The Public Instruction Act of 1880 is amended—

- (a) (i) by omitting from section 4A (1) the words "The Governor" and by inserting instead the words "Subject to subsection (2A), the Governor";
- (ii) by omitting from section 4A (1) the words "as amended by subsequent Acts,";
- (b) by omitting section 4A (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 made in pursuance of the Public Works Act, 1912, has been lodged under section 31A (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 as relates to that land; and

Public Instruction (Real Property Computer Register) Amendment.

- (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 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 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 4A (5) the words “as amended by subsequent Acts,” wherever occurring.

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

A. R. CUTLER,
Governor.

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

