

CONCURRENCE COPY

CROWN LANDS (VALIDATION OF REVOCATIONS) BILL, 1983

EXPLANATORY NOTE

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

The objects of this Bill are to validate certain revocations, between the years 1909 and 1969, of reserves which were vested in The Board for Protection of Aborigines or the Aborigines Welfare Board under the Aborigines Protection Act, 1909, and to make certain consequential provisions.



**CROWN LANDS (VALIDATION OF REVOCATIONS)
BILL, 1983**

No. , 1983.

A BILL FOR

An Act with respect to the validation of certain revocations of reserves which were vested in The Board for Protection of Aborigines or the Aborigines Welfare Board under the Aborigines Protection Act, 1909.

[MR GORDON—24 *March*, 1983.]

Crown Lands (Validation of Revocations).

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 **Short title.**

1. This Act may be cited as the "Crown Lands (Validation of Revocations) Act, 1983".

Interpretation.

2. In this Act, except in so far as the context or subject-matter otherwise
10 indicates or requires—

"reserved" means reserved by the Governor or reserved under an Act dealing with Crown lands;

15 "revocation" means revocation effected or purported to have been effected under, or by the operation of, the Crown Lands Consolidation Act, 1913, or any other Act or law.

Validation of revocations.

3. (1) Any revocation of a reserve for the use of Aborigines (being a reserve over an area of land which at the time of the revocation was vested in The Board for Protection of Aborigines or the Aborigines Welfare Board
20 under the Aborigines Protection Act, 1909) shall, to the extent of any invalidity, be deemed to have been validly effected.

(2) An area of land reserved for the use of Aborigines and vested in The Board for Protection of Aborigines or the Aborigines Welfare Board under the Aborigines Protection Act, 1909, shall be deemed, on the revoca-
25 tion of the reserve for the use of Aborigines—

(a) to the extent (if any) that it was not divested from that Board—to have been divested from that Board; and

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- (b) to the extent (if any) that it did not become subject to the provisions of any law that would have been applicable to it if the revocation had in all respects been validly effected—to have become subject to those provisions.
- 5 **(3)** The vesting in The Board for Protection of Aborigines or the Aborigines Welfare Board under the Aborigines Protection Act, 1909, of an area of land reserved for the use of Aborigines shall be deemed not to have affected the status of the area of land as land so reserved.
- 10 **(4)** Without prejudice to the generality of the foregoing provisions of this section, this section has effect in relation to any act, matter or thing and in relation to any person in respect of any act, matter or thing, whether that act, matter or thing—
- (a) occurred or occurs, arose or arises or came or comes into existence; or
- 15 (b) was or is the subject of proceedings that were or are commenced, before, on or after the date of assent to this Act.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1983

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