

Legislative Council.

58^o VICTORIÆ, 1894.

A BILL

To amend the Real Property Act and the Real Property Act
Further Amendment Act of 1877.

[MR. SIMPSON ;—12 *September*, 1894.]

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. Every person applying to bring land under the provisions of the Real Property Act shall in his application state to the best of his knowledge, information, and belief whether any person (whether *bonâ fide* or not) claims or asserts adversely to the applicant or to any person through whom he derives his title to the said land, or has
10 within the period of six years immediately preceding the making of the said application claimed or asserted adversely to the applicant or to any person above-mentioned that he has or had any estate, right, title, or interest at law or in equity in or to the said land or any part of it; and shall also state as aforesaid the name and address of every
15 person who claims or asserts, or has within the said period claimed or asserted, as aforesaid.

Applicant must state particulars of adverse claims.

Proceedings on failure to comply with above requirements.

2. If an applicant has failed to comply with the above requirements, or any of them, the Registrar-General may summon the person to whom the certificate of title of the said land has been issued, or by whom the same is retained; and thereupon such things may be done as are authorised by sections one hundred and twenty-six and one hundred and twenty-seven of the Real Property Act to be done on the summoning of a person by the Registrar-General under the former of those sections. 5

And in case the person to whom a summons has been directed, under the authority of this section, by or on the application of the Registrar-General, has absconded, so that the summons cannot be served upon him, the Registrar-General shall, if the circumstances of the case require it issue to the proprietor of the said land such certificate of title or other instrument as is provided in the Real Property Act to be issued in the case of any certificate of title being lost, mislaid, or destroyed, and shall thereupon enter in the register book notice of the issuing of the said certificate of title or other instrument, and the circumstances under which the same was issued, and such other particulars as he may deem necessary. 15

Applicant must furnish particulars to Registrar-General.

3. The applicant shall also furnish in writing to the Registrar-General at his request such particulars in relation to any estate, right, title, or interest so claimed or asserted as aforesaid, as the Registrar-General may require. 20

Short title.

4. This Act may be cited as the "Real Property Acts Amendment Act, 1894." 25

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