

RESERVES.

4° Elizabeth II., No. XLIII.

No. 43 of 1955.

AN ACT relating to certain Reserves and other Lands.

[Assented to 5th December, 1955.]

BE it enacted, by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the *Reserves Act*, Short title.
1955.

2. Reserve No. 17863 at Bicton, classified as of Class "A" and set apart for the purpose of Recreation is hereby amended Reserve
No. 17863
at Bicton.

- (a) by the excision of the portion which has been surveyed as Cockburn Sound Location 1726; and

(b) by the inclusion of Cockburn Sound Location 873

with the intention that Cockburn Sound Location 1726 so excised shall be reserved for the purpose of an Infant Health Clinic as Reserve No. 22098 in lieu of Cockburn Sound Location 873.

Reserve
No. 20165
at Byford.

3. Reserve No. 20165 at Byford, classified as of Class "A" and set apart for the purpose of Recreation and vested in the Armadale-Kelmscott Road Board, is hereby reduced by the excision of all that portion south-west of a line in prolongation of the north-eastern alignments of Park Avenue and Park Road with the intention that the land so excised be used, firstly, in providing a connecting road one chain wide between Park Avenue and Park Road, and, secondly, that the balance of the land be disposed of in such manner as the Governor may approve.

Reserve
No. A1203 at
Cottesloe.

4. (1) Reserve No. 1203, at Cottesloe, classified as of Class "A" and set apart for the purpose of Recreation and vested in the Municipality of Cottesloe under the provisions of section thirty-three of the Land Act, 1933, is hereby reduced by the excision of an area of one rood twenty-seven and nine-tenths perches, being the portion coloured dark brown on Lands and Surveys Diagram No. 63825.

(2) The land so excised is hereby revested in Her Majesty as of Her former estate with the intention that it be dedicated as a public highway under the provisions of the Municipal Corporations Act, 1906.

Reserve
No. 10925 at
Greenbushes.

5. (1) Reserve No. 10925, comprising Greenbushes Lot 181, set apart for the purposes of a Hallsite for the Greenbushes Branch of the General Workers' Union and leased to certain trustees on behalf of the General Workers' Union of Western Australia for a term of nine hundred and ninety-nine years in Crown Lease No. 5168/1914 (Section 490/42), is hereby cancelled.

(2) The land comprised in the reserve so cancelled is hereby revested in Her Majesty as of Her former estate with the intention that the land be disposed of in such manner as the Governor may approve.

6. Reserve No. 7276 at the mouth of the Greenough River, classified as of Class "A" and set apart for the purpose of Parklands, is hereby reduced by the excision of all those portions being—

Reserve
No. 7276 at
Greenough.

- (a) the portion bounded by lines starting at a point situate about twenty-four chains sixty links north and about forty-three chains west from the northernmost corner of Victoria Location 2584 and extending west to the low water mark of the Indian Ocean, thence generally north-easterly along that low water mark and upstream along the left bank of the Greenough River to a point situate north of the starting point and thence due south to the starting point;
- (b) the portion bounded on the west by the easternmost boundary of Victoria Location 4200, on the north-east by a portion of the south-western boundary of location 2466 and on the south-east by a portion of the north-western side of Road No. 2235.

7. Reserve No. 5324 at Kalgoorlie, classified as of Class "A" and set apart for the purpose of Recreation, is hereby reduced by the excision of Kalgoorlie Lot 2967 with the intention that the lot be set apart as a separate reserve for the purpose of a Kindergarten Site.

Reserve
No. 5324 at
Kalgoorlie.

8. The purpose of Reserve No. 15593 at Kellerberrin, classified as of Class "A" and set apart for the purpose of Recreation and Picnic Ground, is hereby altered to Recreation (Golf Course).

Reserve
No. 15593
at Keller-
berrin.

Reserve
No. 17376 at
Kojonup.

9. Reserve No. 17376 at Kojonup set apart for the purposes of Showgrounds, Racecourse and Recreation and held in fee simple in trust for those purposes by the Kojonup Road Board in Certificate of Title Volume 1007, Folio 17, is hereby reduced by the excision of three acres and eight perches as comprised in Kojonup Location 9076, which is hereby revested in Her Majesty as of Her former estate and removed from the operation of the Transfer of Land Act, 1893, with the intention that it be set apart as a separate reserve for water supply purposes.

Reserve
No. 15309 at
Kumminin.

10. (1) Reserve No. 15309, comprising Avon Location 20498 set apart for the purpose of a Hall-site and granted in fee simple in trust for the purpose to Robert Nevins Allen, Stanier Bourne and Richard James Potter Clarke as registered in Certificate of Title Volume 731, Folio 65, is hereby cancelled.

(2) The land comprised in Avon Location 20498 is hereby revested in Her Majesty as of Her former estate and is removed from the operation of the Transfer of Land Act, 1893, with the intention that it be reserved or disposed of in such manner as the Governor may approve.

Reserve
No. 20838 at
Nedlands.

11. Reserve No. 20838 at Nedlands, classified as of Class "A" and set apart for the purpose of Recreation and vested in the Nedlands Road Board under the provisions of section thirty-three of the Land Act, 1933, is hereby reduced by the excision of an area of two acres two roods and thirty perches, being the portion north of the schoolsite Reserve No. 21498, with the intention that the land so excised be added to Reserve No. 21498.

Reserve
No. 21116 at
Pemberton
(V. No. 50
of 1948)

12. Notwithstanding the provisions of section nine of the Reserves Act, 1948, whereby portion of Class "A" Reserve No. 21116 at Pemberton, was excised with the intention that the portion so excised be subdivided into sites for public and institutional

buildings with the necessary road access thereto, the Governor is hereby authorised to set apart as a reserve any portion of the land so excised for any of the objects and purposes mentioned in section twenty-nine of the Land Act, 1933.

13. (1) The portions of Class "A" Reserve No. 1720, King's Park, Perth, being the portions now surveyed as Perth Lots 784 and 785, are hereby deemed lawfully vested under the provisions of section thirty-three of the Land Act, 1933, in the Members for the time being of the Board appointed under the provisions of the Parks and Reserves Act, 1895, to control and manage Reserve A.1720, in trust for the purposes of a public park and recreation, with power from time to time, but upon and subject to such terms and conditions as the Governor may require or approve, to lease for any period not exceeding twenty-one years Perth Lot 784 to Royal King's Park Tennis Club Incorporated for the purpose of a Tennis Club, and Perth Lot 785 to The King's Park Bowling Club Incorporated for the purpose of a Bowling Club. The Governor may require provision to be made in any lease for public rights of way and, in regard thereto, for colonnading in any building erected on either lot.

Reserve
No. 1720,
King's Park,
Perth.

(2) All that portion of Class "A" Reserve No. 1720, King's Park, Perth, being the portion now surveyed as Perth Town Lot 786 containing one rood fourteen and four-tenths perches, is hereby deemed lawfully vested under the provisions of section thirty-three of the Land Act, 1933, in the Members for the time being of the Board appointed under the provisions of the Parks and Reserves Act, 1895, to control and manage Reserve A.1720, in trust for the purpose of a Public Park with power to lease Perth Town Lot 786 for the purpose of a tearoom site for any term not exceeding twenty-one years and under such terms and conditions as the Governor may approve.

14. Reserve No. 20833 set apart for the purpose of Park Lands and Recreation and classified as of Class "A" is hereby cancelled with the intention that

Reserve
No. 20833 at
South Perth.

the land comprised therein be included in a general town planning scheme of the Crown land in this area.

Reserve
No. 1859 at
Swanbourne.

15. (1) The purpose of Reserve No. 1859 comprising Swan Location 1063 at Swanbourne, is hereby changed from "Recreation and Park Lands" to "Endowment for the Municipality of Claremont".

(2) The Governor is hereby authorised to grant to The Municipality an estate in fee simple in the land being Swan Location 1063, free of any trust and The Municipality shall have power to subdivide and sell the land subject however, to the following provisions:—

- (a) The Municipality shall surrender to Her Majesty the area of one acre and three roods fifteen and five-tenths perches now surveyed as Lot 25 on Land Titles Office Plan No. 6603, with the intention that the land be set apart as a Reserve for Recreation (Children's Playground), classified as of Class "A" and vested in The Municipality in trust for that purpose under the provisions of section thirty-three of The Land Act, 1933.
 - (b) The Municipality shall dedicate for public use under the provisions of The Municipal Corporations Act, 1906, any necessary road extensions or road widenings involved in the subdivision of the land.
 - (c) The Municipality shall use the net proceeds of any sale of the land in the development of another reserve vested in or under the control of the Municipality.
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