

RESERVES.

No. 72 of 1966.

AN ACT relating to certain Reserves and other Lands.

[Assented to 12th December, 1966.]

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, 1966*. Short title.

2. (1) Reserve No. 24258, near Albany, containing about nine thousand and eighteen acres, classified as of Class "A" and set apart for the purposes of "National Park and Recreation", is hereby amended by excising all those portions being—

(a) an area containing forty-seven acres three roods three perches, bounded by lines

Reserve
No. 24258,
near Albany.

starting from the south-eastern corner of Plantagenet Location 393 and extending northerly along the eastern boundary of that location to the southern side of Frenchman Bay Road (Road Number 3312); thence generally south-easterly along that side of that Road to the western corner of the southern severance of Location 112; thence south to a point situate in prolongation easterly of the southern boundary of Location 393 aforesaid; thence westerly along that prolongation to the starting point;

- (b) an area containing fifty acres and thirty-two perches now surveyed as Plantagenet Location 6993 as shown on Lands and Surveys Diagram No. 71203; and
- (c) an area containing five acres and thirty-two perches as shown coloured brown on Lands and Surveys Diagram No. 71203.

(2) The portion of Reserve No. 24258 excised by the operation of paragraph (a) of subsection (1) of this section shall be reserved for the purpose of a "Rubbish Disposal Site" and be vested in the Shire of Albany, in trust, for that purpose.

(3) The portion of Reserve No. 24258 excised by the operation of paragraph (b) of subsection (1) of this section shall be reserved for the purpose of a "Gravel Quarry" and be vested in the Shire of Albany, in trust, for that purpose.

(4) The portion of Reserve No. 24258 excised by the operation of paragraph (c) of subsection (1) of this section shall be set apart for road purposes.

Reserve
No. 27068
Albany.

3. (1) Reserve No. 27068 classified as of Class "A" and set apart for the purpose of "Recreation and Park Lands" is hereby amended by excising an area of one acre nineteen and four-tenths perches, now surveyed as Albany Lot 1176.

(2) The portion so excised shall be reserved for the purpose of a "Sewerage Main".

4. Reserve No. 2682, at Albany, classified as of Class "A" and set apart for the purpose of "Public Park", is hereby amended by excising an area of eight acres and two perches more or less, to be surveyed as Albany Lots 1188, 1189, 1190 and 1191, with the intention that the excised land be set apart as a separate reserve for "Service Tank and Pipe Lines", and vested in the Minister for Water Supply, Sewerage and Drainage, by vesting order, under the provisions of section thirty-three of the Land Act, 1933, in such manner as the Governor may approve.

Reserve No.
2682 Albany.

5. Reserve No. 23480, near Alexandra Bridge, containing an area of two hundred and fifty-five acres three roods twenty-two perches, classified as of Class "A", set apart for the purpose of "Camping and Public Utility", and under the control of the Shire of Augusta-Margaret River as a Board of Management, under the provisions of section thirty-four of the Land Act, 1933, is hereby amended by excising all that portion being—

Reserve No.
23480 near
Alexandra
Bridge.

the portion, comprising an area of one acre and twenty-eight and seven-tenths perches, that has been surveyed as part of Sussex Location 4413, as shown on Lands and Surveys Diagram No. 71596.

6. Reserve No. 20310 classified as of Class "A" and set apart for the purpose of "Recreation" is hereby cancelled, with the intention that the whole of the land formerly contained therein, together with portion of the adjoining Reserve No. 3364 ("Railway Purposes") now surveyed as Busselton Lots 348, 349, 350 and 351 and shown on Lands and Surveys Original Plan No. 10284, be again reserved and classified as of Class "A" for the following purposes—

Reserve
No. 20310
Busselton.

Lot 348—"Park Lands and Open Space"

Lot 349—"Tennis Courts"

Lot 350—"Tennis and/or Squash"

Lot 351—"Park Lands and Open Space".

Reserve
No. 22624
Busselton.

7. (1) Reserve No. 22624, classified as of Class "A" and set apart for the purpose of "Camping and Recreation" is hereby reduced by the excision of Broadwater Suburban Lots 29 and 30 comprising an area of twenty acres three roods thirty-seven perches.

(2) The lots so excised shall be reserved for the purpose of "Aged Peoples Homes" and leased or alienated under the provisions of the Land Act, 1933, in such manner as the Governor may approve.

Reserve
No. 23000 near
Bunbury.

8. (1) Reserve No. 23000, near Bunbury containing five hundred and thirty-five acres three roods five perches classified as of Class "A" and set apart for the purposes of "Travellers' Stopping Place and Caravan Park" is hereby amended by excising all those portions, being—

- (a) that now designated Wellington Location 4997 containing seventy-one acres two roods more or less;
- (b) that now designated Wellington Location 4998 containing thirty-nine acres two roods more or less; and
- (c) that now designated Wellington Location 4999 containing seventy acres and fifteen perches more or less, being the surveyed route of the Five Mile Brook Diversion Drain.

(2) The land comprised in the portions so excised from the reserve shall be set apart as separate reserves under the provisions of the Land Act, 1933, in such manner as the Governor may approve.

Reserve
No. 11381
Cottesloe.

9. (1) Reserve No. 11381, at Cottesloe classified as of Class "A" and set apart for the purpose of "Educational Endowment" and held in fee simple by

the Trustees of the Public Education Endowment under Certificate of Title Volume 812, Folio 98, is hereby cancelled.

(2) The land comprised in portion of Cottesloe Lot 9 and held in Certificate of Title Volume 812, Folio 98, may be disposed of by the Trustees of the Public Education Endowment free of all trusts, subject to the proceeds of the sale being invested in accordance with the provisions of the Public Education Endowment Act, 1909.

10. (1) Reserve No. 8589, comprising Fremantle Town Lots 1511 and 1512, containing thirty-seven and eight-tenths perches, set apart for the purposes of the "Fremantle and Districts Trades Hall" and held in fee simple, in trust, in Certificate of Title Volume 277, Folio 135, by The Fremantle and District Trades Hall Industrial Association of Workers, is hereby cancelled.

Reserve 8589
Fremantle.

(2) Fremantle Town Lots 1511 and 1512, comprised in the Certificate of Title mentioned in subsection (1) of this section, are hereby revested in Her Majesty as of her former estate and are removed from the operation of the Transfer of Land Act, 1893.

(3) The Governor is hereby authorised to issue a Crown Grant for Fremantle Town Lots 1511 and 1512 to The Perth Trades Hall Incorporated, freed and discharged of all trusts, with the intention that the property may be sold and the proceeds of such sale held in trust for the purpose of building a Trades Hall at Fremantle.

11. (1) Reserve No. 14794, at Gosnells, set apart for the purpose of a "Hall Site" and held in fee simple by The Gosnells Hall Association (Incorporated) under Certificate of Title Volume 1023, Folio 777, is hereby cancelled.

Reserve
No. 14794
Gosnells.

(2) Canning Location 944, comprised in the Certificate of Title mentioned in subsection (1) of this

section, is hereby revested in Her Majesty as of her former estate and is removed from the operation of the Transfer of Land Act, 1893.

(3) The land revested by the operation of subsection (2) of this section shall be reserved for the purpose of "Fire Station Site".

Reserve
No. 20194
Geraldton.

12. Reserve No. 20194, at Geraldton, classified as of Class "A" and set apart for the purpose of "Esplanade and Recreation" is hereby amended by the adjustment of the northern boundary of Geraldton Lot 1141 as surveyed and shown on Lands and Surveys Diagram No. 71320.

Reserve
No. 9093
Kalamunda.

13. (1) Reserve No. 9093, comprising Kalamunda Lot 85 and containing thirty-four acres three roods twenty perches classified as of Class "A" and set apart for the purposes of "Parklands and Recreation" is hereby reclassified as of Class "C" with the intention that the Governor may amend the Reserve under the provisions of section thirty-seven of the Land Act, 1933, by excising portion of that Reserve for subdivision under and in accordance with the provisions of the Town Planning and Development Act, 1928.

(2) The remaining portion of Reserve No. 9093 and any land contained within Swan Location 4141 that is surrendered to the Crown shall, after amendment of the Reserve, be reclassified as of Class "A", by Proclamation.

Reserve
No. 24329
Manning.

14. (1) Reserve No. 24329, at Manning, in the City of South Perth, classified as of Class "A" and set apart for the purpose of "Recreation", is hereby amended by excising all that portion surveyed as Canning Location 2026 containing an area of ten and four-tenths perches and shown on Lands and Surveys Diagram No. 71463 (subject to examination of survey).

(2) The land comprised in Canning Location 2026 so excised shall be set apart as a reserve for

the purpose of an Ejector Station Site to be vested in the Metropolitan Water Supply, Sewerage, and Drainage Board.

15. The purpose of Reserve No. 1790, at Mount Barker, classified as of Class "A", is hereby amended from "Recreation" to "Recreation and Agricultural Showground".

Reserve
No. 1790
Mount
Barker.

16. (1) Reserve No. 13045, at Nornalup, containing about nine hundred and twenty acres, classified as of Class "A" and set apart for the purpose of "Park Lands", is hereby amended by excising all that portion being—

Reserve
No. 13045
Nornalup.

an area of about one acre and eighteen perches bounded by lines starting from a point on the left bank of the Frankland River situate in prolongation northerly of the eastern boundary of the southern severance of "A" Class Reserve 13045 and extending southerly a distance of about 280 links along that prolongation to the northern side of Road Number 5467 as shown on Lands and Surveys Diagram 67105; thence 258 degrees 46 minutes a distance of 578 and four-tenths links along that side; thence north a distance of about 150 links to the left bank of the Frankland River aforesaid and thence generally north-easterly along that bank to the starting point.

(2) The portion of Reserve No. 13045 so excised shall be reserved for the purpose of "Caravan Park" and vested in the Shire of Denmark under the provisions of the Land Act, 1933, in such manner as the Governor may approve.

17. Reserve No. 12086, classified as of Class "A" and set apart for the purpose of a Public Education Endowment, is hereby reduced by the excision of Northampton Lot 2 comprising an area of one acre one rood twenty-two perches, being portion of the land comprised in Certificate of Title Volume 557

Reserve
No. 12086
Northampton.

Folio 84, and the Trustees of the Public Education Endowment are hereby authorised to transfer Northampton Lot 2, freed and discharged of all trusts, to the Shire of Northampton so that the Shire may establish Bowling Greens and a Club House thereon.

Reserve
No. 4813
Point Walter.

18. All that portion of Reserve No. 4813 at Point Walter, classified as of Class "A" and set apart for the purpose of "Recreation" and being—

the portion surveyed as Cockburn Sound Location 1717 containing an area of twenty-eight acres three roods one perch,

which by the authority of section fifteen of Act No. 35 of 1958, is being utilised for the purpose of Immigrants' Home for a period which expires on the twenty-seventh day of March, one thousand nine hundred and sixty-seven, may by force of this Act be used for the same purpose for a further period of five years which shall commence on the twenty-eighth day of March, one thousand nine hundred and sixty-seven.

Reserve
No. 16606
Scaddan.

19. (1) Reserve No. 16606, being Scaddan Lot 34, containing nine acres three roods, set apart for the purpose of "Recreation" and under the control and management of Frederick Gilmore, Thomas Crosborough Henchman and Gustav Holznagel as a Board in accordance with the provisions of the Parks and Reserves Act, 1895, is hereby cancelled, and the appointment of the Board revoked.

(2) Scaddan Lot 34 shall be reserved again for the purpose of "Recreation" and vested in such authority as the Governor may approve under the provisions of section thirty-three of the Land Act, 1933.

Reserve
No. 16607
Scaddan.

20. (1) Reserve No. 16607, being Scaddan Lot 33, containing one rood, set apart for the purpose of "Agricultural Hallsite" and held in trust for that purpose under License No. 696/42, for a term of nine

hundred and ninety-nine years, registered in the names of Frederick Gilmore, Thomas Lamb Jackson and William Henry Grigg, as Trustees of the Scaddan Settlers' Association, is hereby cancelled.

(2) License No. 696/42 is hereby cancelled and the land comprised therein is revested in Her Majesty as of her former estate, with the intention that it be reserved again for the purpose of "Agricultural Hallsite" and vested in such body as the Governor may approve under the provisions of section thirty-three of the Land Act, 1933.

21. Reserve No. 16976, at Scarborough, comprising five acres, classified as of Class "A" set apart for the purpose of "Recreation and Public Utility", and under the control of the Shire of Perth as a Board appointed under the "Parks and Reserves Act, 1895", is hereby amended by excising an area of two roods twenty and seven-tenths perches, more or less, surveyed as Swan Location 8152, with the intention that the excised land be set apart as a separate reserve for "Drainage Purposes" and vested in the Metropolitan Water Supply, Sewerage and Drainage Board.

Reserve
No. 16976
Scarborough.

22. (1) Reserve No. 8427, classified as of Class "A" and set apart "For the Protection and Preservation of Caves and Flora, and for Health and Pleasure Resort" is hereby amended by excising the portion described as Sussex Location 4453 containing an area of about seven perches.

Reserve
No. 8427
Yallingup.

(2) The portion so excised shall be included, together with vacant Crown land comprising about one rood five and one-tenth perches abutting the eastern boundary, in Reserve No. 27062 and set apart for the purpose of "Recreation".

23. Reserve No. 17695, classified as of Class "A" and set apart for the purpose of "Cave House Site", is hereby cancelled, with the intention that Sussex Location 360 as contained therein, together with

Reserve
No. 17695
Yallingup.

vacant Crown land abutting the southern boundary, be included in Class "A" Reserve No. 8427 and set apart "For the Protection and Preservation of Caves and Flora, and for Health and Pleasure Resort".

Reserve
No. 12073 at
Wagerup.

24. (1) Reserve No. 12073, at Wagerup, classified as of Class "A" and set apart for the purpose of an Education Endowment and held in fee simple by the Trustees of the Public Education Endowment, under Certificate of Title Volume 560, Folio 47, is hereby cancelled.

(2) Wagerup Lots 46, 47, 48 and 49, comprised in the Certificate of Title mentioned in subsection (1) of this section, are hereby revested in Her Majesty as of her former estate and are removed from the operation of the Transfer of Land Act, 1893.

(3) The land revested by the operation of subsection (2) of this section shall be subdivided to provide a widening of South Western Highway, necessary road truncations and an Irrigation Channel Reserve.

(4) The balance of the area subdivided by the authority of subsection (3) of this section shall, together with abutting closed roads, be renumbered as Wagerup Lots 121 and 122 and the Governor is hereby authorised to issue a Crown Grant for those lots to the Trustees of the Public Education Endowment, freed and discharged of all trusts, with the intention that the land may be disposed of in accordance with the provisions of the Public Education Endowment Act, 1909.

Reserve
No. 27575 at
Wanneroo.

25. (1) Reserve No. 27575, near Wanneroo, classified as of Class "A" and set apart for the purpose of "National Park" is hereby reduced by the excision of Swan Location 8035.

(2) The portion so excised shall be reserved for the purpose of a "Quarry" and vested in the Shire of Wanneroo.

26. (1) Reserve No. 14222, at Denison, containing twenty-eight acres three roods twenty-five perches, classified as of Class "A" and set apart for the purpose of "Camping and Recreation", is hereby amended by excising an area of two acres two roods and eighteen perches comprised in Denison Lots 113, 114, 115, 116, 117, 118, 120, 121, 122 and 123.

Reserve
No. 14222
Denison.

(2) The lots so excised shall be reserved for the purpose of "Recreation, Camping and Caravan Park" under the provisions of the Land Act, 1933, in such manner as the Governor may approve.

27. (1) Perth Lot 837, comprising an area of two and one-half perches and shown on Lands and Surveys Original Plan No. 10326, is hereby set apart and dedicated as Reserve No. 28330 for the Use and Requirements of The Commissioners of the Rural and Industries Bank of Western Australia in perpetuity and the Reserve No. 28330 is hereby classified as of Class "A".

Perth
Lot 837.

(2) The Governor shall issue and is hereby authorised to issue to the Commissioners a Crown grant of Perth Lot 837 in trust for the use and requirements aforesaid, and subsection (2) of section twenty-nine of the Land Act, 1933, shall not apply to the land comprised in Perth Lot 837.