

RESERVES (No. 2).

12° Elizabeth II., No. LII.

No. 52 of 1963.

AN ACT relating to Certain Reserves and other Lands.

[Assented to 17th December, 1963.]

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:—

Short title
and citation.

1. This Act may be cited as the *Reserves Act* (No. 2), 1963.

Reserve
No. 1454
Boyup
Brook.

2. (1) Reserve No. 1454 at Boyup Brook, classified as of Class "A" and set apart for the purpose of "Recreation", is hereby amended by excising all that portion being—

portion of Boyup Brook Lot 190, comprising an area of one rood four and two tenths perches

situated west of Hack Street, as deviated in the *Government Gazette* of the 11th January, 1963, page 244.

(2) The land comprised in the portion so excised may be included by survey in Boyup Brook Lot 330 which may then be sold to the Shire of Upper Blackwood under the provisions of the Land Act, 1933, in such manner as the Governor may approve.

3. Reserve No. 21380, at Bruce Rock, classified as of Class "A" and set apart for the purposes of "Recreation", is hereby amended by excising the portions comprising Bruce Rock Lots 44 and 45, containing an aggregate area of two roods, with the intention that the portions so excised be set apart as a separate reserve for the purposes of "Recreation and Kindergarten".

Reserve
No. 21380
Bruce Rock.

4. Reserve No. 8485, at Busselton, containing an area of fifty-six acres two roods thirty-four perches, classified as of Class "A" and set apart for the purposes of "Camping, Park and Recreation" and vested in the Shire of Busselton, in trust, for those purposes, is hereby amended by excising an area of eight acres one rood eleven perches, for the purpose of extending Milne, Carey and Georgette Streets and for a new road along the northern end of the reserve, in the manner as surveyed and shown on Lands and Surveys Original Plan No. 8891.

Reserve
No. 8485
Busselton.

5. Reserve No. 24522, at Cervantes, classified as of Class "A" and set apart for the purposes of "Preservation of Caves and National Park", is hereby amended by excising the portion now comprised in Melbourne Location No. 3885, containing an area of one acre three roods twenty-nine and eight-tenths perches, with the intention that the portion so excised be reserved for the purpose of "Water Supply", for the new Townsite of Cervantes.

Reserve
No. 24522
Cervantes.

6. Reserve No. 17188, comprising Dalwallinu Lot 156, containing four acres and twenty-eight perches, and set apart for the purpose of "Public Education

Reserve
No. 17188
Dalwallinu.

Endowment", is hereby vested in the Trustees of the Public Education Endowment, for an estate in fee simple, with authority in the Trustees to subdivide and sell the land, free of all trusts, subject to the proceeds of the sale being invested by them, in accordance with the provisions of the Public Education Endowment Act, 1909.

Reserve
No. 20403
Denmark.

7. The purpose of Class "A" Reserve No. 20403, at Denmark, is hereby amended from "Park Lands" to "Recreation", with the intention that the Reserve be vested in the Shire of Denmark, in trust, for the amended purpose, with power, subject to the prior approval of the Minister for Lands, to lease for any term not exceeding twenty-one years.

Reserve
No. 25337
Denmark.

8. The purpose of Class "A" Reserve No. 25337, at Denmark, is hereby amended from "Park (Pioneer Park)" to "Park (Pioneer Park) and Kindergarten Site", with the intention that the reserve be vested in the Shire of Denmark, in trust, for the amended purpose.

Reserve
No. 11384
Fremantle.

9. Reserve No. 11384, at Fremantle, classified as of Class "A", set apart for the purpose of "Public Education Endowment" and held in fee simple, in trust, for that purpose by the Trustees of the Public Education Endowment, is hereby amended, by the excision of Fremantle Lots 1038, 1040, 1042 and 1044, being the whole of the land comprised in Certificate of Title Volume 790 Folio 85; and the Trustees are hereby authorised to sell the lots so excised, free of trust, subject to the proceeds of any sale being invested by them, in accordance with the provisions of the Public Education Endowment Act, 1909.

Reserve
No. 10216
Guilderton.

10. Reserve No. 10216, at Guilderton, classified as of Class "A" and set apart for the purpose of "Picnic Ground", is hereby cancelled, with the intention that the land be included in Guilderton Townsite.

11. (1) Reserve No. 9286, at Kalgoorlie, classified as of Class "A" and vested in the Minister for Water Supply Sewerage and Drainage, in trust, for the purpose of "Water Supply", is hereby amended—

Reserve
No. 9286
Kalgoorlie.

- (a) to comprise Kalgoorlie Lot 2569, only, and, as resurveyed, to contain fifty-seven acres and twelve perches or thereabouts; and
- (b) by the excision of all other portions thereof, with the intention that the portions so excised be reserved in such manner as the Governor may approve, under the provisions of the Land Act, 1933.

(2) Notwithstanding the provisions of section two of the Permanent Reserves Act, 1913, the land comprised in the reserve, as amended, is hereby revested in Her Majesty as of her former estate, with the intention that it be 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.

12. Reserve No. 2076, at Mingenew, comprising Victoria Locations 9764 and 9765, classified as of Class "A", and set apart for the purposes of "Watering Place, Stock Route and Common for Travellers and Stock", is hereby amended by excising Location 9764, with the intention that the portion excised may be made available for selection under conditional purchase, under the provisions of the Land Act, 1933, in such manner as the Governor may approve.

Reserve
No. 2076
Mingenew.

13. (1) Reserve No. 12070, at Mingenew, comprising Mingenew Lots 31 to 40 inclusive, containing two acres two roods, classified as of Class "A", set apart for the purpose of "Public Education Endowment" and held in trust, for that purpose, by the Trustees of the Public Education Endowment, and comprised in Certificate of Title Volume 557 Folio 171, is hereby cancelled and the Trustees are hereby authorised to sell the land, free of all trusts,

Reserves
Nos. 12070
and 21556 at
Mingenew.

to the State Housing Commission, subject to the proceeds of the sale being invested by them, in accordance with the provisions of the Public Education Endowment Act, 1909.

(2) Reserve No. 21556, comprising Mingenew Lots 47 and 48, containing two roods thirteen and a half perches and set apart for the purpose of "Public Education Endowment", is hereby vested in the Trustees of the Public Education Endowment, for an estate in fee simple, with authority to sell the land, free of all trusts, to the State Housing Commission, subject to the proceeds of the sale being invested by them in accordance with the provisions of the Public Education Endowment Act, 1909.

Reserve
No. 15162
Mount
Barker.

14. (1) Reserve No. 15162, at Mount Barker, classified as of Class "A", set apart for the purpose of "Parklands" and vested in the Shire of Plantagenet, in trust, for that purpose, under the provisions of section thirty-three of the Land Act, 1933, is hereby amended by excising the portion containing one acre and thirty-four and three-tenths perches, now identified as Plantagenet Location No. 6924, being the portion bounded on its eastern, southern and western sides by alignments of Road No. 12385.

(2) The portion of the reserve so excised is hereby revested in Her Majesty as of her former estate, with the intention that it be disposed of to the Commonwealth of Australia, for the purpose of a National Television Transmitter Site, under the provisions of section seven of the Land Act, 1933.

(3) The balance of Reserve No. 15162 remaining after the excision provided by this section shall be identified as Plantagenet Location No. 6923.

Reserve
No. 12085
Parkerville.

15. (1) Reserve No. 12085, at Parkerville, classified as of Class "A", set apart for the purpose of "Public Education Endowment" and held in fee simple, in trust, for that purpose by the Trustees of the Public Education Endowment, and comprised

in Certificate of Title Volume 571, Folio 32, is hereby amended by excising all that portion of Parkerville Lot 24 being—

the portion, comprising an area of ten acres one rood and thirty-seven perches, that has been included by survey as part of Parkerville Lot 385, as shown on Lands and Surveys Diagram No. 69415.

(2) The portion so excised 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 for the purpose of the Parkerville Schoolsite.

(3) Reserve No. 12085 is hereby further amended by the re-inclusion therein of an area of two acres three roods and thirty-seven perches, being the remaining portion of Parkerville Lot 379 and being the portion of cancelled Reserve A.25339 that is not required for the Parkerville Schoolsite, with the intention that the portion so added be again vested in the Trustees of the Public Education Endowment, for an estate in fee simple, in trust, for the purpose of "Public Education Endowment".

16. Reserve No. 25339, at Parkerville, comprising Parkerville Lot 379, classified as of Class "A", set apart for the purpose of "Recreation (School Sports Ground)" and vested in the Minister for Education, in trust, for that purpose, is hereby cancelled, with the intention that the portion now surveyed as part of Parkerville Lot 385 be reserved for the purpose of the Parkerville Schoolsite and that the balance of Parkerville Lot 379 be re-included in Class "A" Reserve No. 12085 and be again vested, for an estate in fee simple, in the Trustees of the Public Education Endowment.

Reserve
No. 25339
Parkerville.

17. Reserve No. 15962, at Quairading, classified as of Class "A" and set apart for the purposes of "Parklands and Recreation", is hereby amended by reducing the area from one of two acres three roods and sixteen perches to that of two acres one rood nine perches, comprised in Quairading Lots 132 and 180.

Reserve
No. 15962
Quairading

Reserve
No. 7478
Southern
Cross.

18. Reserve No. 7478, at Southern Cross, classified as of Class "A" and set apart for the purpose of "Recreation Ground", is hereby amended by excising Southern Cross Lots 718, 719, 720 and 725, containing an aggregate area of eleven acres and thirty perches, with the intention that the land so excised be reserved for the purpose of a schoolsite.

Reserve
No. 17391
South
Nedlands.

19. (1) Reserve No. 17391, comprising South Nedlands Lot 232, containing an area of about fifty-five acres and twenty-seven perches, classified as of Class "A", set apart for the purpose of "Public Recreation" and vested in the City of Nedlands, in trust, for that purpose, under the provisions of section thirty-three of the Land Act, 1933, is hereby amended by excising the portion now surveyed as South Nedlands Lot 252 containing one rood twenty-two perches and being the portion occupied by the building known as "Gallop House".

(2) The land comprised in the portion so excised may be set apart as a separate reserve for the purpose of "Conservation of Historical Buildings" and may be vested in the City of Nedlands, in trust, for that purpose, with power, subject to the approval in writing of the Governor being first obtained, to lease the reserve for any term not exceeding twenty-one years.

Reserve
No. 24329
at Manning.
City of
South Perth.

20. (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 being—

an area of one rood twenty-four and six-tenths perches, bounded by lines starting from a point on the south-eastern alignment of Griffin Crescent, situate one hundred and twenty-one degrees thirty-two minutes, one hundred links from the southern corner of Lot 755 of Canning Location 37, as shown on Land Titles Office Plan 6240, and extending one hundred and six degrees thirty-nine minutes, fifty-six and six-tenths links to the western alignment of Elderfield Road; thence southerly two chains seventy links along that alignment; thence two hundred

and eighty-three degrees nineteen minutes, two chains sixty-nine and seven-tenths links to the south-eastern alignment of Griffin Crescent aforesaid and thence generally north-easterly along that alignment to the starting point.

(2) The land comprised in the portion so excised shall be surveyed as Canning Location No. 1929 and be reserved for the purpose of "Drainage", in such manner as the Governor may approve.

(3) The portions of Reserve No. 24329 remaining, after the excision provided by this section, are redescribed to comprise Canning Locations 1300, 1927 and 1928.

21. Reserve No. 1275, at Wyndham, classified as of Class "A" and set apart for the purposes of "Recreation and Parklands", is hereby amended so as to comprise Wyndham Lot 380 and, as re-surveyed, to contain four acres one rood and twenty-five perches, as shown on Lands and Surveys Original Plan No. 9210, with the intention that the excised portions be reserved, leased or alienated under the provisions of the Land Act, 1933, in such manner as the Governor may approve.

Reserve
No. 1275
Wyndham.

22. Reserve No. 20359, at Wyndham, set apart for the purpose of "Cemetery Site", is hereby amended so as to comprise Wyndham Lot 441 and, as re-surveyed, to contain three acres three roods and six perches, as shown on Lands and Surveys Original Plan No. 9210, with the intention that the excised portions be reserved, leased or alienated under the provisions of the Land Act, 1933, in such manner as the Governor may approve.

Reserve
No. 20359
Wyndham.
