

## BUNBURY (OLD CEMETERY) LANDS REVESTMENT.

1<sup>o</sup> EDWD. VIII., No. XIV.

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No. 14 of 1936.

**AN ACT relating to the Old Church of England  
Cemetery at Bunbury (Bunbury allotment 294).**

[Assented to 3rd December, 1936.]

**W**HEREAS all that piece of land being Bunbury Preamble.  
allotment 294 and being the land comprised in  
grant enrolled in the Registry of Deeds at Perth and  
numbered 900 formerly granted to certain trustees in  
trust for a burial ground is by virtue of an instrument  
of conveyance enrolled in the said Registry of Deeds in  
Book XIX. Number 1195 now vested in the municipality  
of Bunbury as the proprietors of an estate in fee simple  
therein in trust for the purposes of a burial ground and  
upon and subject to certain special conditions contained  
in the said instrument of conveyance: And whereas the  
said land had for some years been used as a Church of  
England burial ground, but by an Order in Council made  
under the Cemeteries Act, 1897, and published in the  
*Government Gazette* on the 2nd day of November, 1923,  
the use of the said land as a burial ground was as from  
and after the 26th day of January, 1929, discontinued,  
except in cases where persons desiring to bury therein

can produce title to an area of land in the said burial ground: And whereas it is unlikely that hereafter any person having a title to an area of land as aforesaid will desire to bury in the said land, and the municipality of Bunbury as the proprietors thereof are desirous of converting the said Bunbury allotment 294 into a closed cemetery and public park and the Diocesan Trustees of Bunbury Incorporated as the former owners of the said land have approved thereof: Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

Short title.

1. This Act may be cited as the *Bunbury (Old Cemetery) Lands Revestment Act, 1936.*

Lands  
revested in  
His Majesty.

2. From and after the commencement of this Act, all rights of property which may have at any time been vested by Statute or otherwise in the municipality of Bunbury, or in any other person or persons whomsoever, in the whole or any part of Bunbury allotment 294 hereinbefore mentioned and described in the preamble to this Act, shall absolutely cease and determine, and the whole of the said land and all the right and title thereto both in law and in equity shall be and the same is hereby vested in His Majesty the King, freed and released from all and every trust, encumbrance, condition, charge, or limitation affecting the same.

Lands vested  
in His  
Majesty to  
be reserved  
and granted  
to Muni-  
cipality of  
Bunbury.

3. Upon the said land being vested in His Majesty the King as aforesaid, the same shall, in accordance with the provisions of the Land Act, 1933, be reserved as a Class A reserve for the purposes of a closed cemetery and public park, and shall be granted in fee simple to the municipality of Bunbury for such purposes.

Power to  
remove monu-  
ments, etc.

4. When the municipality of Bunbury shall have become the proprietor of the said reserve under section three of this Act, it shall be lawful for the said municipality to remove all or any of the monuments, headstones, and other grave fittings then standing upon the reserve to such other place or places within the said

