

ROMAN CATHOLIC GERALDTON CHURCH PROPERTY.

16° GEO. V., No. IX.

No. 9 of 1925.

AN ACT to vest in the Roman Catholic Bishop of Geraldton land and other property belonging to the Diocese of Geraldton, and for other relative purposes.

[Assented to 24th September, 1925.]

BE it 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:—

1. This Act may be cited as the *Roman Catholic Geraldton Church Property Act, 1925.* Short title.

2. In this Act the word "Property" includes property of every kind whatsoever, both legal and equitable, real and personal, and choses in action. Interpretation.

3. The lands comprised in the instruments of title set out in the schedule hereto, and all other property now or hereafter belonging to the Diocese of the Roman Catholic Church known as the Diocese of Geraldton, or vested in any person as trustee on account of the said Church in the said Diocese (including all lands the property of such Church standing in the name of the late William Bernard Kelly, the late Roman Catholic Bishop of Geraldton, or in the name of Richard Ryan, the present Roman Catholic Bishop of Geraldton), shall, by virtue hereof, vest absolutely in the Roman Catholic Bishop for the time being of the said Diocese, and his successors in office, subject to all trusts and dispositions respectively affecting the same. Vesting of property.
See No. 36 of 1911,
s. 3.

Bishop a corporation sole.

4. For the purposes of this Act the said Bishop for the time being shall be a corporation sole, by the name of "The Roman Catholic Bishop of Geraldton," with perpetual succession and a common seal, and by and in that name may sue and be sued, and shall have power to purchase, take, and hold property, and (subject to the trusts and dispositions aforesaid) to sell, mortgage, lease, or dispose of any property hereby vested, and may, in respect of any real or leasehold property vested, exercise all powers conferred on the Bishop for the time being administering the ecclesiastical affairs of the Roman Catholic Church of Western Australia, and his successors in office, by the Roman Catholic Church Lands Act, 1895.

Power to mortgage.

5. In addition to the powers of mortgaging contained in the said Roman Catholic Church Lands Act, 1895, it shall be lawful for the said the Roman Catholic Bishop of Geraldton to mortgage any lands for the time being vested in him, for the purpose of raising moneys to pay and discharge debts now or which may hereafter be incurred, and which are now or may hereafter be secured by mortgages on such lands, or any of them, and for the purpose of raising moneys for the purchase of any lands, and for any other purpose or purposes whatsoever that the said Bishop may deem necessary from time to time.

Purchasers, etc., not bound to inquire whether powers duly exercised.

6. Nothing in this Act, or in the Roman Catholic Church Lands Act, 1895, contained shall be deemed or construed to make it necessary for any purchaser, mortgagee, or lessee to inquire whether any power of sale, mortgage, or lease was duly and regularly made or exercised, or in anywise to see to the application of any moneys raised under the authority of this Act, or to inquire into the necessity, regularity, or propriety of any such sale, mortgage, or lease, or be affected by notice that the same is or are irregular, unnecessary, or improper, or by notice of any trusts or equities affecting the said lands or any of them.

Registration.

7. The vesting of any land by this Act in "The Roman Catholic Bishop of Geraldton" shall be registered and noted in the Office of Titles, the Office of the Registrar of Deeds, or the Department of Lands and Surveys, as the case may require, and on the document of title to such land, free of charge.

THE SCHEDULE HERETO:

CERTIFICATES OF TITLE—Volume 88, Folio 127 ; Volume 118, Folio 113 ; Volume 99, Folio 36 ; Volume 95, Folio 42 ; Volume 99, Folio 43 ; Volume 117, Folio 180 ; Volume 27, Folio 246 ; Volume 34, Folio 32 ; Volume 34, Folio 31 ; Volume 34, Folio 33 ; Volume 34, Folio 34 ; Volume 34, Folio 29 ; Volume 34, Folio 30 ; Volume 34, Folio 38 ; Volume 28, Folio 331 ; Volume 23, Folio 2 ; Volume 22, Folio 358 ; Volume 22, Folio 359 ; Volume 22, Folio 362 ; Volume 34, Folio 111 ; Volume 34, Folio 112 ; Volume 34, Folio 113 ; Volume 34, Folio 107 ; Volume 33, Folio 286 ; Volume 33, Folio 287 ; Volume 33, Folio 288 ; Volume 2, Folio 225 ; Volume 2, Folio 98 ; Volume 3, Folio 146 ; Volume 775, Folio 14 ; Volume 680, Folio 190 ; Volume 560, Folio 54 ; Volume 616, Folio 87 ; Volume 617, Folio 53 ; Volume 502, Folio 137 ; Volume 527, Folio 199 ; Volume 510, Folio 171 ; Volume 535, Folio 20 ; Volume 422, Folio 156 ; Volume 445, Folio 129 ; Volume 482, Folio 191 ; Volume 490, Folio 71 ; Volume 349, Folio 39 ; Volume 247, Folio 168 ; Volume 228, Folio 95 ; Volume 280, Folio 112 ; Volume 278, Folio 49 ; Volume 182, Folio 101 ; Volume 182, Folio 102 ; Volume 182, Folio 95 ; Volume 176, Folio 50 ; Volume 291, Folio 70 ; Volume 298, Folio 3 ; Volume 179, Folio 125 ; Volume 179, Folio 126 ; Volume 173, Folio 30 ; Volume 297, Folio 90 ; Volume 448, Folio 41 ; Volume 448, Folio 43 ; Volume 448, Folio 44 ; Volume 447, Folio 127 ; Volume 299, Folio 192 ; Volume 387, Folio 75 ; Volume 249, Folio 8 ; Volume 481, Folio 71 ; Volume 510, Folio 146 ; Volume 447, Folio 149 ; Volume 448, Folio 53 ; Volume 119, Folio 98 ; Volume 216, Folio 100 ; Volume 4, Folio 241 ; Volume 130, Folio 119.

CROWN LEASES—Numbers 1493/1910, 4918/1914, 252/1919, 253/1919, 254/1919, 255/1919, 256/1919, and Special Lease number 354/42.