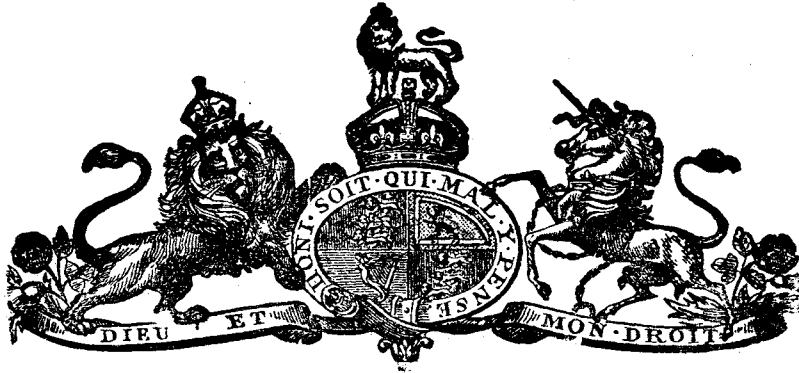


TASMANIA.



1918.

ANNO NONO

GEORGI V. REGIS.

No. 48.

ANALYSIS.

Preamble.

Proclamation excepting from sale 2 acres 13¼ perches for purposes of wharf.

Lease to Board of said 2 acres 13¼ perches and other land for a wharf.

Proclamation excepting from sale 15 acres 33 perches for a silt-depositing area.

Lease to Board of said 15 acres 33 perches for a silt-depositing area.

Portions reserved for railway.

Portions taken for approach to bridge.

Provision for land for evaporating, &c., company.

Marine Board raised the surface of the 15 acres 33 perches, and it is desired to give Board further powers.

1. Short title.
2. Interpretation.
3. Power for Board to sublet and use certain lands.
4. Sub-leases to be approved by Minister.
5. Board may construct street. Treasurer of State to find money.
6. Board to make payments.



AN ACT to empower the Marine Board of Launceston to grant Sub-Leases of certain property, and for other purposes.

A.D. 1918.

[14 January, 1919.]

WHEREAS by a Proclamation under his hand Sir Arthur PREAMBLE. Elibank Havelock, Governor in and over the State of Tasmania and its Dependencies in Council, dated the Thirteenth and gazetted the Seventeenth day of June, One thousand nine hundred and two, in pursuance of the power and authority in him vested by Section Twenty-four of "The Crown Lands Act, 1890," did except from sale and reserve to His Majesty for the purposes of a Public Wharf—All that portion of Crown land situate in the City of Launceston in Tasmania

54 Vict. No. 8.

Marine Board of Launceston Subletting

A.D. 1918.

Proclamation ex-
cepting from sale
2 acres 13 $\frac{1}{4}$
perches for
purposes of wharf.

containing Two acres Thirteen perches and One-quarter of a perch and bounded on the north-west by Four chains and One link north-easterly along Lots 6 and 5 Section N3 commencing at the south angle of the firstmentioned lot on the north-east by Two chains and Four links south-easterly along Crown land to the North Esk River on the south-east by Eight chains Forty-three links and Two-fifths of a link south-westerly along that river on the south-west by Two chains Fifty-two links and Two-tenths of a link north-westerly along Crown land to Goderich-street on the north-west by Four chains Ninety-two links and Two-tenths of a link north-easterly in Two bearings along that street (and Lindsay-street) and thence again on the north-east by One chain Twenty-nine links and One-quarter of a link south-easterly along Lot 6 aforesaid to the point of commencement :

Lease to Board of
said 2 acres
13 $\frac{1}{4}$ perches
and other land for
a wharf.

And whereas by an indenture dated the Twenty-sixth day of January, One thousand nine hundred and three, between his said Excellency the Governor as aforesaid of the one part and the Marine Board of Launceston of the other part, in consideration of the yearly rent of Five Shillings, payable on the First day of January in each year, the Governor-in-Council demised and leased unto the Board, *inter alia*, the said Two acres Thirteen perches and One-quarter of a perch of land, reserving to His Majesty the King liberty and power to make, construct, and use railways and tramways over a strip of the said land of the width of Forty feet, the situation of such strip to be selected by an officer or person appointed by the Governor-in-Council in that behalf—to hold the same unto the Board and its assigns for the term of Ninety-nine years from the day of the date of those presents; and the said indenture contained a proviso that the said land should be appropriated only to the purpose of a public wharf, and that upon breach of such condition the said land should be subject to the absolute forfeiture thereof to His Majesty under and upon the terms and conditions and provisions contained in the Twenty-fifth Section of “The Crown Lands Act, 1890” :

54 Vict. No. 8.

Proclamation ex-
cepting from sale
15 acres 33
perches for a silt-
depositing area.

And whereas by a proclamation under his hand Sir *William Grey Ellison-Macartney*, Governor in and over the State of Tasmania and its dependencies, dated the Thirtieth day of April, and gazetted the Fifth day of May, One thousand nine hundred and fourteen, in pursuance of the power and authority in him vested by Section Eleven of “The Crown Lands Act, 1911,” did except from sale and reserve to His Majesty for the purpose of a silt-depositing area—all that piece of land situate in the City of Launceston in Tasmania containing Fifteen acres and Thirty-three perches and bounded on the north-east by One chain Forty-four links and Nine-tenths of a link north-westerly along Two acres Thirteen and One-quarter perches leased to the Marine Board of Launceston commencing at the south angle thereof on the North Esk River on the north-west by Twenty-four chains Ninety and Seven-tenth links south-westerly along Crown land to the River Tamar and thence by that river and the North Esk River to the point of commencement :

2 Geo. V. No. 64.

Lease to Board of
said 15 acres 33
perches for a silt-
depositing area.

And whereas by an indenture dated the First day of July, One thousand nine hundred and fourteen, between his said Excellency the Right Honourable Sir *William Grey Ellison-Macartney*, Governor, of

Marine Board of Launceston Subletting.

the one part, and the Marine Board of Launceston of the other part, in consideration of the yearly rent of One Shilling, payable on the First day of July in each year, the Governor demised and leased unto the Board the said Fifteen acres and Thirty-three perches of land—to hold the same unto the Board and its assigns for the term of Ninety-nine years from the day of the date of those presents, and the said indenture contained a proviso that if the said piece of land should be appropriated and used for any other purpose than that of a silt-depositing area at any time during the term thereby granted, or if the Board or its assigns should, without the consent of the Governor-in-Council first had and obtained, assign, underlet, or otherwise part with the possession of the said demised premises, then the said land should, subject to the provisions of the said Act and every amendment thereof, become absolutely forfeited to His Majesty the King :

And whereas certain land being a portion of the said Two acres Thirteen and One-quarter perches and portion of the said Fifteen acres and Thirty-three perches have been reserved for railway purposes :

And whereas certain part of the said lands has been appropriated and used for the approach from Lindsay street, Goderich-street, and the Esplanade, to a new bridge over the North Esk River :

And whereas by "The Launceston Swamp Land Sale Enabling Act, 1917," provision was made for surrendering to the Crown all the right, title, and interest of the Marine Board of Launceston, in that piece of land situated in the City of Launceston, in Tasmania, containing Four acres and Thirty-two perches (being portion of the said Fifteen acres and Thirty-three perches of land hereinbefore described), and bounded as follows, that is to say :—On the north-west by Eight chains Sixty-five links south-westerly along a railway reserve commencing at a point distant Five chains Fifty-nine links and Three-tenths of a link south-westerly from the west angle of Two acres Thirteen and One-quarter perches reserved for a public wharf on the south-west by Seven chains Eighty and One-tenth links south-easterly along portion of Fifteen acres Thirty-three perches leased to the Marine Board of Launceston and thence on the south-east by Fifty-three and Nine-tenth links Two chains Seven and Four-tenth links One chain Fifty-one and Eight-tenth links Five chains Thirty and One-half links and Two chains Fifty and Seven-tenth links north-easterly along a reservation One hundred feet wide on the North Esk River to the point of commencement :

And whereas the Marine Board of Launceston duly appropriated and used the said Fifteen acres and Thirty-three perches of land, as and for the purposes of a silt-depositing area, and raised the surface of the said land considerably, and it is now desired to give the the said Board further powers with regard to portions of the said Fifteen acres and Thirty-three perches and the said Two acres Thirteen and One-quarter perches :

Be it therefore enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows :—

1 This Act may be cited as "The Marine Board of Launceston Sub-letting Act, 1918."

A.P. 1918.

Portions reserved for railway.

Portions taken for approach to bridge.

8 Geo. V. No. 21. Provision for land for evaporating, &c., company.

Marine Board raised the surface of the 15 acres 33 perches, and it is desired to give Board further powers.

Short title.

Marine Board of Launceston Subletting.

A.D. 1918.

Interpretation.

- 2** "The Board" means the Marine Board of Launceston :
 "The Minister" means the Minister of Lands and Works for the time being.

Power for Board to sublet and use certain lands.

2 Geo. V. No. 64.

3 Notwithstanding anything contained in "The Crown Lands Act, 1890," or any amendment thereof, or the said proclamation of the Thirteenth day of June, One thousand nine hundred and two, or the said indenture of the Twenty-sixth day of January, One thousand nine hundred and three, and notwithstanding anything contained in "The Crown Lands Act, 1911," or any amendment thereof, or the said proclamation of the Thirtieth day of April, One thousand nine hundred and fourteen, or the said indenture of the First day of July, One thousand nine hundred and fourteen, it shall be lawful for the Board from time to time :—

I. To assign or sublet the whole or any part or parts of the Two pieces of land described in Schedule (1) hereto for any term or terms not exceeding in respect of each of the said Two pieces or any portion of that piece the full end and term of Ninety-nine years in that piece demised to the Board as aforesaid :

II. To use as and for the purposes of a public wharf and for any other purposes in connection with the exercise or performance by the Board of the powers and duties of the Board such portions of the said Two acres Thirteen perches and One-quarter of a perch and such portions of the said Fifteen acres and Thirty-three perches as are not included in the railway reserves shown by the plan (from actual measurement) in Schedule (2), and therein coloured red, or in the said approach to the said bridge, or in the said Four acres and Thirty-two perches of land, or as are not included in any assignment or sublease from time to time in existence by virtue of the powers hereinbefore contained—

and the exercise by the Board of the powers herein given to the Board shall not forfeit the said lands or any portion thereof or the said terms or any portion thereof to His Majesty the King.

Sub-leases to be approved by Minister.

4 Every assignment or sub-lease made in accordance with the powers in the preceding section contained shall be upon such terms and conditions, and with such covenants, provisos and stipulations, and reserving such rents as the Board shall, with the approval of the Minister think reasonable.

Board may construct street. Treasurer of State to find money.

5 If the Board shall decide to construct a street or roadway from the Esplanade in a south-easterly direction for the purpose of providing access to the land secondly described in the said schedule or any part thereof, it shall be lawful for the Board so to do, and the Treasurer of the State shall from time to time provide money out of moneys to be provided by Parliament, as the same shall from time to time be required by the Board for the construction of such street, or so much thereof as shall from time to time be decided upon, and shall pay the same to the

Marine Board of Launceston Subletting.

Board on the certificate of the Master-Warden that such money is required, and such street may be constructed to the south-eastern side of the said land secondly described in the said Schedule (1) and shall be in all respects in accordance with the requirements of the Municipal Council of the City of Launceston with regard to the construction of streets. A.D. 1918.

6 The Board shall pay to the Treasurer of the State during the continuance of the demise contained in the said indenture of the First day of July, One thousand nine hundred and fourteen, of the land secondly described in the schedule hereto, Seven Pounds per centum per annum on so much money as shall from time to time be actually provided and paid to the Board for the construction of the said street, calculated from the date of payment to the Board, by half-yearly payments, provided that the Board shall not in any case be liable to pay such amount of Seven Pounds per centum per annum on any money paid to the Board as aforesaid after the expiration of Forty years from the date of payment to the Board. Board to make payments.

SCHEDULES.**(1)**

Firstly, all that piece of land situated in the City of Launceston, being part of the said 2 acres $13\frac{1}{4}$ perches, demised to the Board by the said indenture of the Twenty-sixth day of January, One thousand nine hundred and three, containing 12 perches, and bounded as follows, that is to say, on the north-east by $89\frac{1}{4}$ links south-easterly along Lot 6 Section N3 commencing at Lindsay-street thence on the south-west by the railway reserve to Lindsay-street aforesaid and thence on the north-west by 1 chain 66 links north-easterly along that street to the point of commencement, and which piece of land is also shown by the plan following this schedule, and is therein surrounded by red boundary lines.

Small piece of land between Lindsay-st. and railway.

Secondly, all that piece of land containing 5 acres 3 roods 14 perches situated in the City of Launceston aforesaid being part of the said 15 acres and 33 perches demised to the Board by the said indenture of the First day of July One thousand nine hundred and four een, and bounded on the north-west by 9 chains 72 links north-easterly in three bearings along a railway reserve commencing at the angle of that railway reserve with the reservation on the River Tamar on the north-east by 7 chains 80 links south-easterly along land surveyed for H. Jones and Co. and thence on the south-east and the south-west by 14 chains 16 links south-westerly and north-westerly in several bearings along the reservation on the River Tamar aforesaid to the point of commencement, and which piece of land is also shown by the plan following this schedule and is therein surrounded by red boundary lines.

Town Point land, except 100 feet reservation adjoining evaporation company

(2)

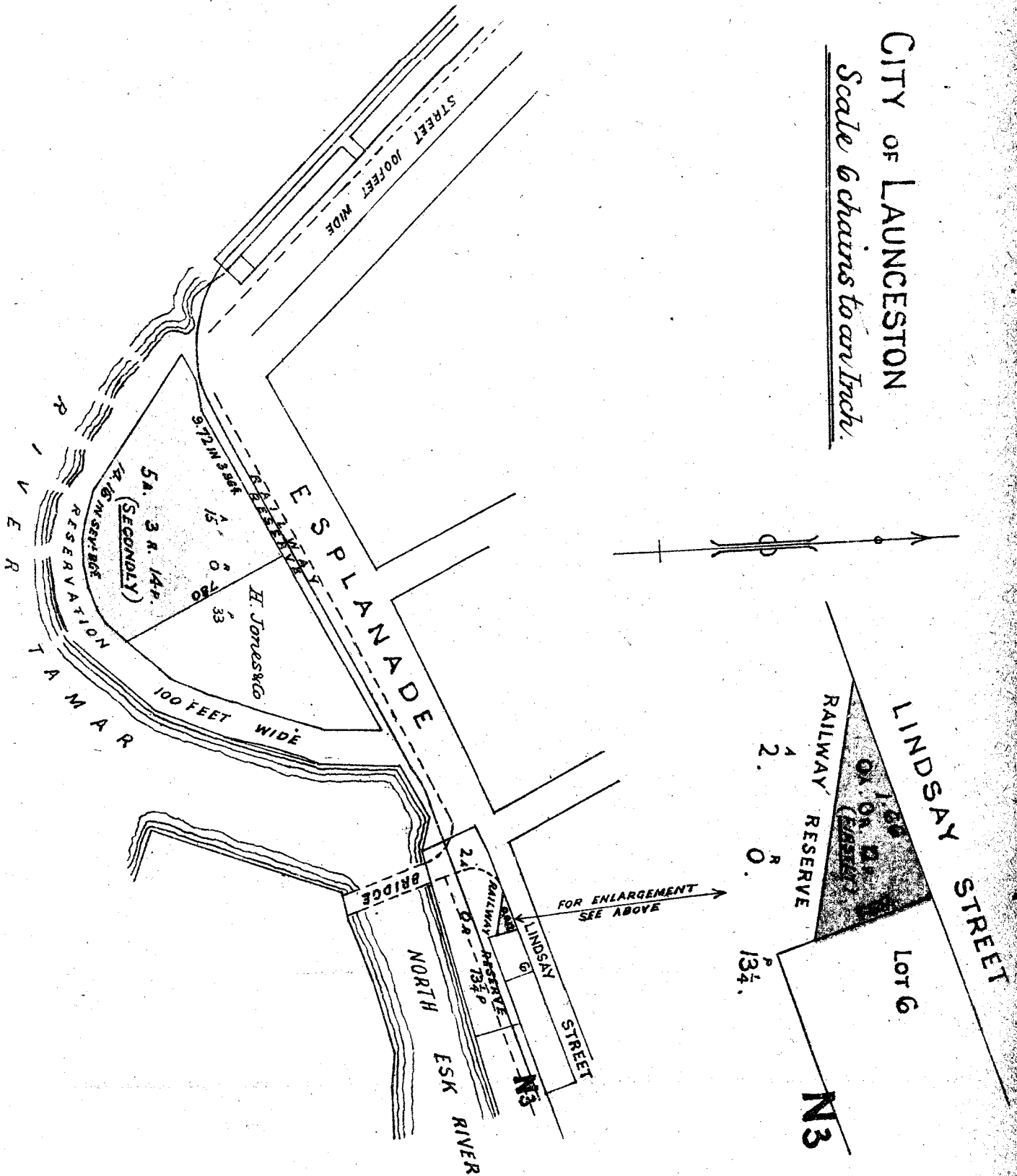
(Plan Attached).



PLAN OF LAND IN SCHEDULE (1)

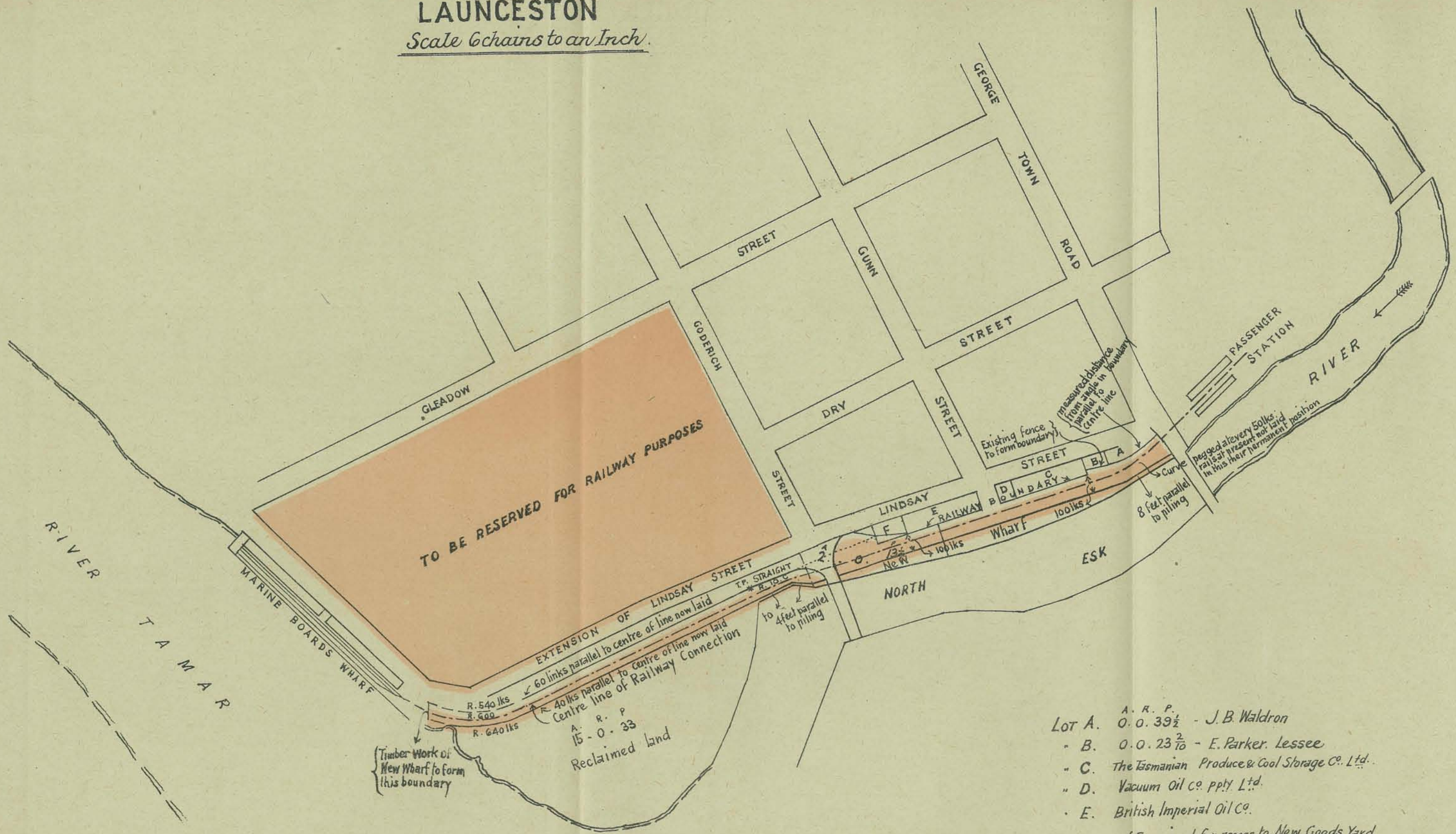
CITY OF LAUNCESTON

Scale 6 chains to an Inch.



PLAN OF LAND IN SCHEDULE (2)

LAUNCESTON
Scale 6 chains to an Inch.



- Lot A. A. R. P. 0.0.39½ - J. B. Waldron
 - " B. 0.0.23 2/10 - E. Parker. Lessee
 - " C. The Tasmanian Produce & Cool Storage Co. Ltd.
 - " D. Vacuum Oil Co. ppty. Ltd.
 - " E. British Imperial Oil Co.
- Portion of F. required for access to New Goods Yard.