

TASMANIA.



1940.

ANNO QUARTO

GEORGII VI. REGIS.

No. 3.

ANALYSIS.

1. Short title.
2. Repeal.
3. Amendment of 29 Vict. No. 7.
New section 2.
Administration.
4. Amendment of 36 Vict. No. 17, s. 2.

AN ACT to amend the *Cemeteries Act* 1865.

[27 June, 1940.]

A.D.
1940

BE it 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 *Cemeteries Act* 1940.

Short title.

2 The enactments enumerated in the schedule are hereby
repealed to the extent therein indicated.

6d.]

Cemeteries.

A.D. 1940.

Amendment
of 29 Vict.
No. 7.

New section 2.

Administra-
tion.

3 The Principal Act is hereby amended by substituting for repealed section two thereof the following new section two—

“2—(1) Upon and from the first day of May, one thousand nine hundred and forty-one—

I. The Launceston City Council: and

II. The council of each municipality—

shall respectively become the sole trustee of every public cemetery within such city or municipality, as the case may be.

(2) Any reference in any Act to the trustees of any such cemetery shall be construed as a reference to the relevant council acting as such trustee.

(3) All acts and proceedings of any such council in the administration of this Act may be done, performed, and taken in the usual name of such council, and it shall not be necessary to use or include any reference to its trusteeship therein.

(4) Upon the date mentioned in subsection (1) hereof, all books, papers, records, moneys, and other property held by such trustees by virtue of their office, shall thereupon vest in and become the property of the council for the purpose of this Act, and the council shall be subject to all the obligations and liabilities of such trustees as if the same had been entered into or incurred by such trust; and all such trustees shall thereupon cease to hold office.”

Amendment of
36 Vict. No.
17, s. 2.

4 The *Cemeteries Act* 1872 is hereby amended by deleting from section two thereof the words “In any” to “constituting such trustees.”

THE SCHEDULE.

Regnal Year and Number.	Title of Act.	Extent of Repeal.
29 Vict. No. 7	<i>The Cemeteries Act</i> 1865	Sections 2, 4, 13, 14, 29, and 40
34 Vict. No. 29	<i>The Cemeteries Act</i> 1870	Section 2
36 Vict. No. 17	<i>The Cemeteries Act</i> 1872	Section 1
64 Vict. No. 33	<i>The Cemeteries Act</i> 1900	Section 3