

## No. 3414.

An Act to provide for the Revocation of the Permanent Reservation of certain Land situate at Malvern and the Permanent Reservation of such Land for Municipal purposes and for the Transfer to His Majesty of certain other Land situate at Malvern now used for Municipal purposes and the Permanent Reservation thereof for purposes of Public Recreation.

[15th December, 1925.]

WHEREAS by an Order in Council of the twenty-second day of December One thousand nine hundred and two the land described in the First Schedule to this Act was permanently reserved as a site for public recreation: And whereas the land described in the Second Schedule to this Act being part of the land described in the said First Schedule is required for municipal purposes: And whereas the council of the city of Malvern has agreed to the transfer to His Majesty of the land described in the Third Schedule to this Act in order that such land may be permanently reserved as a site for public recreation: Be it therefore enacted by the King's Most Excellent Majesty by and with the advice and consent of the Legislative Council and the Legislative Assembly of Victoria in this present Parliament assembled and by the authority of the same as follows (that is to say):—

Preamble.

See *Government Gazette*, 31st December, 1902, p. 5076.

First Schedule.

Second Schedule.

Third Schedule.

1. This Act may be cited as the *Malvern Land Act* 1925.

Short title.

2. When the mayor councillors and citizens of the city of Malvern have transferred the land described in the Third Schedule to this Act to His Majesty freed and discharged from all encumbrances (if any)—

Transfer to His Majesty of land described in Third Schedule.

(a) the said lands shall on the registration in the Office of Titles of the transfer thereof be and be deemed to be unalienated land of the Crown freed and discharged from all encumbrances trusts

First Schedule.

Second  
Schedule.

trusts limitations and restrictions and may in accordance with the provisions of the Land Acts be permanently reserved from sale for purposes of public recreation; and

(b) so far only as relates to so much of the land described in the First Schedule to this Act as is described in the Second Schedule to this Act the hereinbefore recited Order in Council of the twenty-second day of December One thousand nine hundred and two shall be hereby revoked and the land described in the said Second Schedule shall be deemed to be unalienated land of the Crown; and

(c) the Governor in Council may in accordance with the provisions of the Land Acts permanently reserve for municipal purposes the land described in the said Second Schedule.

Second  
Schedule.

## SCHEDULES.

Section 2.

### FIRST SCHEDULE.

*Land permanently reserved as a site for Public Recreation by Order in Council of the 22nd December, 1902 (vide "Government Gazette" of the 31st December, 1902, page 5076).*

Four acres two roods four perches, county of Bourke, parish of Prahran, town (now city) of Malvern, being part of allotment 20: Commencing at the south-east angle of the Shire Hall, Court House, and Public Library reserve; bounded thence by that reserve, the Police reserve and the Church of England reserve bearing N. 2° 31' W. six chains seventy-one links; thence by allotment 19 bearing S. 89° 26' E. seven chains fifty-five links; thence by allotment 18 bearing S. 2° 22' E. four chains thirteen links; thence by lines bearing respectively west two chains and S. 2° 22' E. two chains fifty links; and thence by High-street bearing west five chains fifty-three links to the point of commencement.

Section 2.

### SECOND SCHEDULE.

*Land (being portion of the land described in the First Schedule) to be permanently reserved for Municipal purposes.*

One rood twenty-five perches, county of Bourke, parish of Prahran, city of Malvern, being part of allotment 20: Commencing at the south-east angle of the Shire Hall, Court House, and Public Library reserve; bounded thence by that reserve, the Police reserve, and the Church of England reserve bearing N. 2° 31' W. six chains seventy-one links; thence by allotment 19 bearing S. 89° 26' E. sixty links and six-tenths of a link; thence by a line bearing S. 2° 31' E. six chains seventy links and three-tenths of a link; and thence by High-street bearing west sixty links and six-tenths of a link to the point of commencement.

THIRD

## THIRD SCHEDULE.

Section 2.

*Land to be transferred to the King and permanently reserved for purposes of Public Recreation.*

Two roods, county of Bourke, parish of Prahran, at Gardiner (now city of Malvern), being part of allotment 20 : Commencing at a point bearing east five chains fifty-three links from the south-east angle of the Shire Hall, Court House, and Public Library reserve ; bounded thence by the reserve for Public Recreation bearing N.  $2^{\circ} 22'$  W. two chains fifty links, and east two chains ; thence by allotment 18 bearing S.  $2^{\circ} 22'$  E. two chains fifty links ; and thence by High-street bearing west two chains to the point of commencement.