

**WARRAGAMBA CATCHMENT AREA CEMETERIES
ACT.**

Act No. 35, 1952.

An Act to make provisions relating to certain Elizabeth II,
No. 35, 1952. Burratorang Valley cemeteries which will be inundated by the stored waters of Warragamba Dam; and for purposes connected therewith. [Assented to, 29th October, 1952.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Warragamba Short title. Catchment Area Cemeteries Act, 1952."

2. (1) The lands described in Parts I, II, III and IV Vesting of of the Schedule to this Act are hereby vested in the certain cemeteries in Metropolitan Water Sewerage and Drainage Board for an Metro- politan Water Sewerage and Drainage Board. an estate in fee simple for the purposes of the Metropolitan Water, Sewerage, and Drainage Act, 1924-1949.

(2) Any estate or interest in the said lands respectively described in Parts I, II, III and IV of the Schedule to this Act which immediately before the commencement of this Act was vested in or held by any persons or body of persons is hereby divested and all such persons and bodies are hereby discharged from any duties, liabilities or obligations existing immediately before the commencement of this Act in respect of or in relation to the said lands respectively.

(3) Any trusts, conditions, encumbrances or dedications affecting any of the said lands immediately before the commencement of this Act are hereby revoked and annulled.

No. 35, 1952.**Removal of
human
remains,
headstones,
etc.**

3. (1) Subject to the provisions hereinafter contained the said Board may cause the remains of all persons buried in the said lands (so far as such remains can by reasonable diligence be discovered or identified) together with all headstones, grave enclosures and other surface structures on such lands to be collected with due care and removed from such lands and shall cause any such remains so removed to be reverently reinterred and such headstones, grave enclosures and other surface structures to be re-erected in such cemetery as the Board may determine.

(2) The cost of such removal, reinterment and re-erection shall be borne by the said Board.

(3) At least one month before the remains of any person or any headstones, grave enclosures or other surface structures are removed under subsection one of this section an advertisement of the intention to remove the same shall be published three times at intervals of not less than two weeks in newspapers circulating in the locality and in one or more newspapers circulating in the Metropolitan Area.

(4) At any time after publication of the first advertisement referred to in subsection three of this section and before the expiration of one month from publication of the last of such advertisements the representatives or any persons claiming to be the representatives of any person buried in any of the said lands may, at their own expense, remove the headstone, grave enclosure or other surface structure erected over the grave of such person and may, at their own expense, and with the permission of the Director-General of Public Health, remove the remains of such person to such cemetery as they may desire.

**Register
to be
compiled.**

4. The said Board shall as soon as practicable after the commencement of this Act and before the removal of the remains of any person from any of the said lands compile with respect to each of the said lands a separate register of the names and other relevant information in respect of the persons buried therein, so far as such names and information can by reasonable diligence be obtained, and shall deposit such registers relating to the lands described in Parts I and II of the Schedule to this

Act

Act with the Church of England Property Trust Diocese **No. 35, 1952.** of Sydney and such registers relating to the lands described in Parts III and IV of the Schedule to this Act with the trustees of the Roman Catholic Church for the Archdiocese of Sydney.

5. The said Board may do all such other things as it **Power of** may consider necessary to carry fully into effect the **Board.** purposes of this Act.

6. No compensation or damages shall be payable to **No compensation** any person or body of persons in respect of the divesting **payable.** of any estate or interest by this Act or in respect of the performance of or omission to perform any act authorised by this Act.

SCHEDULE.**Sec. 2.****PART I.****CHURCH OF ENGLAND CEMETERY, BURRAGORANG.**

ALL that piece or parcel of land containing an area of 1 acre 3 roods 33 $\frac{1}{4}$ perches or thereabouts situate in the Shire of Wollondilly, Parish of Nattai, County of Camden and State of New South Wales. COMMENCING at the north-western corner of portion 132, Parish of Nattai aforesaid, and bounded thence on the north by the northern boundaries of portions 132 and 133 being a fenced line bearing 90 degrees for 364 decimal 3 links to the road from Yerranderie to Camden; thence on the north-east by the south-western side of that road being a fenced line bearing 171 degrees 11 minutes for 233 decimal 1 links; thence on the east by the eastern boundary of portion 133 being a fenced line bearing 180 degrees for 269 decimal 7 links; thence on the south by the southern boundaries of portions 133 and 132 being a fenced line bearing 270 degrees for 400 links and thence on the west by the western boundary of portion 132 being a fenced line bearing 360 degrees for 500 links to the point of commencement. Being the whole of the land contained in portions 132 and 133, Parish of Nattai, County of Camden as shown on plan catalogued C. 3151-2041 in the Department of Lands.

All bearings are relative to the Magnetic Meridian.

PART

No. 35, 1952.**PART II.****CHURCH OF ENGLAND CEMETERY, LAGOON FLATS, LOWER BURRAGORANG.**

ALL that piece or parcel of land containing an area of about 1 rood 34 perches or thereabouts situate in the Shire of Wollondilly, Parish of Werriberri, County of Camden and State of New South Wales. COMMENCING at a point distant about 480 links northerly from the south-eastern corner of portion 31, Parish of Werriberri, being the intersection of the eastern boundary of that portion with a fenced line and bounded thence on the south-west by that fenced line bearing 102 degrees 16 minutes for 195 decimal 2 links thence on the south-east by a fenced line bearing 14 degrees 45 minutes for 207 links; thence on the north-east by a fenced line bearing 282 degrees 47 minutes for 249 decimal 6 links to the eastern boundary of portion 31 aforesaid and thence by part of that boundary bearing 180 degrees for 213 decimal 8 links to the point of commencement. Being part of Crown land set apart for Coal Mining purposes by proclamation dated 24th May, 1945.

All bearings are relative to the Magnetic Meridian.

PART III.**ROMAN CATHOLIC CEMETERY, COX'S RIVER.**

ALL that piece or parcel of land containing an area of 1 rood 19 perches or thereabouts situate in the Shire of Wollondilly, Parish of Bimlow, County of Westmoreland and State of New South Wales. COMMENCING at the intersection of the eastern boundary of portion 28, Parish of Bimlow, County of Westmoreland, with the northern boundary of a Water Reserve and bounded thence on the south by a fenced line being part of the northern boundary of that Water Reserve bearing 268 degrees 30 minutes for 146 links; thence on the west by a fenced line bearing 358 degrees 44 minutes for 255 links; thence on the north by a fenced line bearing 88 degrees 30 minutes for 145 links to the eastern boundary of portion 28 aforesaid and thence by part of that boundary bearing 178 degrees for 255 links to the point of commencement. Being part of the land comprised in Certificate of Title registered Volume 5414 Folio 23.

All bearings are relative to the Magnetic Meridian.

PART IV.**ROMAN CATHOLIC CEMETERY, BURRAGORANG.**

ALL that piece or parcel of land containing an area of 1 rood 25 perches or thereabouts situate in the Shire of Wollondilly, Parish of Nattai, County of Camden and State of New South Wales and being part of the land described in Conveyance Registered Number 211 Book 84. COMMENCING at the south-eastern corner of portion 138

Parish

**Hunter District Water, Sewerage and Drainage
(Further Amendment) Act.**

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Parish of Nattai, being a point common with the south-western corner No. 35, 1952.
of the land comprised in Certificate of Title Volume 1946 Folio 190
and partly bounded on the north by part of the southern boundary
of the land in that Certificate of Title being a fenced line bearing
89 degrees 50 minutes for 188 links; thence on the east by a fenced
line bearing 179 degrees 18 minutes for 205 decimal 6 links; thence
on the south and south-west by fenced lines successively bearing
270 degrees 46 minutes for 164 decimal 8 links and 315 degrees
49 minutes for 55 decimal 2 links; thence on the west by a fenced
line bearing 358 degrees 53 minutes for 163 decimal 2 links; thence
again partly on the north by a fenced line being part of the southern
boundary of portion 138 aforesaid bearing 89 degrees 50 minutes for
15 decimal 9 links to the point of commencement. Be the said
dimensions all a little more or less.

All bearings are relative to the Magnetic Meridian.
