

**HOUSING (REAL PROPERTY COMPUTER REGISTER)
AMENDMENT ACT, 1979, No. 167**

New South Wales



ANNO VICESIMO OCTAVO

ELIZABETHÆ II REGINÆ

Act No. 167, 1979.

An Act to amend section 4C of the Housing Act, 1912, so as to facilitate the keeping of the Register maintained under the Real Property Act, 1900, in a computer and to vary certain provisions relating to the rescission of notifications of resumptions. [Assented to, 14th December, 1979.]

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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 "Housing (Real Property Computer Register) Amendment Act, 1979". Short title.

2. (1) This section and section 1 shall commence on the date of assent to this Act. Commencement.

(2) Except as provided in subsection (1), this Act shall commence on the day appointed and notified pursuant to section 2 (2) of the Real Property (Computer Register) Amendment Act, 1979.

3. The Housing Act, 1912, is amended—

(a) by omitting from section 4C (1) the words "The Governor" and by inserting instead the words "Subject to subsection (2AA), the Governor"; Amendment of Act No. 7, 1912. Sec. 4C. (Power to rescind resumptions.)

(b) by inserting after section 4C (2) the following subsection :—

(2AA) Where a resumption application relating to land described or referred to in a notification of resumption made in pursuance of section 4 has been lodged under section 31A (2) of the Real Property Act, 1900, with the Registrar-General—

(a) a notification under subsection (1) published in the Gazette after the commencement of this subsection may not rescind so much of the notification of resumption as relates to that land; and

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- (b) any transfer of that land, after it has been brought under the provisions of the Real Property Act, 1900, to the person who was entitled thereto immediately before the resumption shall, for the purposes of sub-section (3), be deemed, upon its registration under that Act—
 - (i) to revest that land under this section in the transferee; and
 - (ii) to rescind the resumption in so far as it relates to that land.
- (c) by omitting section 4C (2A) and (2B) and by inserting instead the following subsection :—
 - (2A) On the lodgment with the Registrar-General of a copy of a notification published in the Gazette under subsection (1), whether published before or after the commencement of the Housing (Amendment) Act, 1949, that rescinds a notification of resumption of land under the provisions of the Real Property Act, 1900, the Registrar-General shall—
 - (a) make, in the Register kept under the latter Act, such recordings with respect to the rescission; and
 - (b) create or cancel such folios of that Register, as he considers appropriate.
- (d) by omitting from section 4C (4) the words “as amended by subsequent Acts.”.