

1992—No. 395

**COMMONS MANAGEMENT ACT 1989—REGULATION**

(Relating to enrolment for St. Albans Common)

NEW SOUTH WALES



*[Published in Gazette No. 91 of 24 July 1992]*

HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Commons Management Act 1989 has been pleased to make the Regulation set forth hereunder.

**GARRY WEST**

Minister for Conservation and Land Management.

**Commencement**

**1.** This Regulation commences on 24th July, 1992.

**Amendment**

**2.** The Commons Management Regulation 1991 is amended:

(a) by omitting clause 6 (2) and by inserting instead the following subclause:

(2) This clause does not apply in respect of the St. Albans Common.

(b) by inserting after clause 6 the following clauses:

**Qualification for enrolment—St. Albans Common**

6A. (1) For the purposes of sections 5 (2) and 10 (2) of the Act, a person is qualified for enrolment on the commoners' roll for St. Albans Common if the person:

(a) is a natural person who resides in the district to which this clause applies; or

(b) is a commoner in respect of that common pursuant to clause 5 of Schedule 5 to the Act.

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(2) This clause applies to the “District known as the Lower Branch of the Hawkesbury or MacDonald River, in the county of Northumberland” within the meaning of the instrument sealed on 4 March 1853 by which land was granted to trustees to have and to hold as a common for the benefit of the settlers, cultivators and other inhabitants of that district.

**Roll open for inspection**

6B. A copy of a trust’s commoners’ roll must be kept at the office of the relevant trust officer for inspection by any person during normal business hours.

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**EXPLANATORY NOTE**

The purpose of this Regulation is to provide that a person is entitled to enrolment as a commoner in respect of St. Albans Common if the person resides in the district of the Lower Branch of the MacDonald or Hawkesbury river.

The amendment also makes it clear that existing commoners in respect of St. Albans Common are entitled to be enrolled as commoners.

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