

No. XXV.

NECROPOLIS
(ADDITIONAL
AREAS).

An Act to set apart certain land at Rookwood as a burial ground; to apportion such land among the trustees of various denominations, and the trustees of the general cemetery of the Necropolis; to extend the Acts 31 Victoria No. 14 and 47 Victoria No. 11 to such land, and to other land hereinafter set apart as a burial ground at Rookwood; and for other purposes. [12th June, 1893.]

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:—

Short title, &c.

1. This Act may be cited as the "Necropolis (Additional Areas) Act of 1893," and shall be read with the Acts thirty-first Victoria number fourteen and forty-seventh Victoria number eleven; and the three Acts may be collectively cited as the "Necropolis Acts 1867-1893."

Governor may appoint trustees of the Lutheran and Primitive Methodist denominations.

2. It shall be lawful for the Governor, with the advice of the Executive Council, to appoint, by proclamation in the *Gazette*, not less than five persons of the Lutheran denomination, and not less than five persons of the Primitive Methodist denomination to be trustees of a burying ground for persons of those denominations respectively as hereinafter provided.

Land in the Schedule vested in trustees; power to appoint trustees of other denominations, &c.

3. The portions of land described in Schedules A, B, C, D, E, F, G, and H hereto shall vest in the trustees of the Church of England, Roman Catholic, Presbyterian, Wesleyan, Independent, and Jewish Cemeteries appointed under the "Necropolis Act of 1867," and the trustees of the Lutheran and Primitive Methodist denominations, appointed under this Act, respectively, and their successors, to be held by them as burying grounds for burying the dead of their respective denominations; and it shall be lawful for the Governor, with the advice of the Executive Council, by proclamation in the *Gazette*,

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to set apart separate portions of any land at Rookwood hereafter reserved or dedicated for the interment of the dead as burial grounds for burying the dead of such denominations as aforesaid, and of any other denominations, and as a general cemetery, and to appoint trustees, not less than five in number, of each of such other denominations for the portions so set apart, respectively; and on the application of the trustees of any portion of land, whether appointed under this Act or the "Necropolis Act of 1867," to adjust the boundaries thereof, and for that purpose to vest any part of any portion in any such trustees, whether already vested in any other body of trustees or not; and the separate portions so set apart as aforesaid shall vest in the trustees of the denominations for which they are set apart and their successors, and in the trustees of the general cemetery of the Necropolis, and their successors, respectively.

4. The provisions of the Act thirty-first Victoria number fourteen and of the Act forty-seventh Victoria number eleven shall apply to the portions of land described in the Schedules hereto, and to the portions of land set apart under the powers conferred by this Act; and each body of trustees appointed, or to be appointed, shall, with respect to such portion as is or shall be vested in them, possess all the powers, and be subject to all the obligations conferred and imposed by the said Acts; and the provisions of the said Acts shall be applicable to and in respect of the said portions of land as fully and effectually as if the said portions had been respectively set apart and vested in the said trustees by the said Acts.

The Acts 31 Vic. No. 14 and 47 Vic. No. 11 to apply to land set apart and trustees appointed under this Act.

5. The portion of the five hundred and seventy-seven acres or thereabout, dedicated by notification in the *Gazette* of December second, one thousand eight hundred and eighty-seven, as an additional area for cemetery purposes, which is not specifically vested in the trustees of any denomination, shall be an additional area to and shall, for the purpose of the "Necropolis Acts, 1867-93," be deemed part of the land set apart under the "Necropolis Act of 1867" as a general cemetery at Rookwood: Provided that the Governor, with the advice aforesaid, may out of such portion as aforesaid set apart, by proclamation in the *Gazette*, any portion as a burial ground or additional burial ground for the use of any denomination, and such portion shall thereupon vest in the trustees of such denomination and their successors.

Unallotted portion of the dedicated area.

6. Each body of trustees shall have power, subject to the approval of the Governor and the Executive Council, to set apart and dedicate as a road, or for the purpose of drainage, either permanently or temporarily, and subject to such conditions and restrictions as may be convenient, any portion of the land vested in them as aforesaid.

Trustees to have power to make roads.

SCHEDULES.

SCHEDULE A.

CHURCH OF ENGLAND.

Additional Area.

All that piece or parcel of land in the county of Cumberland, parish of Liberty Plains, at Rookwood, containing by admeasurement one hundred and ninety-one acres: Commencing on the western side of a road one chain wide, confirmed twenty-second July, one thousand eight hundred and eighty-four, at a point bearing north fifty-two minutes west and distant fifty and three-tenth links from the north-eastern corner of the area containing seventy-seven acres two roods, measured as an extension to the area for unsectarian internments; and bounded thence on the south-west by a curved path, dividing it from the said seventy-seven acres two roods, bearing north-westerly to a curved path fifty links wide, surrounding an area of two acres nineteen perches, reserved for Mortuary Station number three; on the north-west, again on the south-west and on the south-east by that curved path, dividing it from the said two acres

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nineteen perches, bearing north-easterly, north-westerly, and south-westerly to a curved path fifty links wide; again on the south-west by that path, dividing it from the Jews' Cemetery Extension of eleven acres one rood, bearing north-westerly to the eastern boundary of the Necropolis; on the west by part of that boundary bearing north forty-six minutes west three thousand three hundred and thirty-eight and three-tenth links to the south-western corner of an area of one acre two roods seven perches reserved for plantation; on the north-east by the south-western boundary of that plantation to its southernmost corner; again on the west by the eastern boundary of that plantation bearing northerly to a road one chain wide, passing along a north-eastern boundary of the five hundred and seventy-seven acres, dedicated as an extension to the Necropolis, on the second December, one thousand eight hundred and eighty-seven; again on the north-east by that road and a road confirmed twenty-second July, one thousand eight hundred and eighty-four, dividing it from T. Dunn's eighty-five acres grant, S. Thorley's one hundred acres grant, and J. Fleming's two hundred acres grant bearing south seventy-two degrees forty-seven minutes east, in all five thousand three hundred and ninety-six and seven-tenths links; again on the east by a road one chain wide, confirmed twenty-second July, one thousand eight hundred and eighty-four, bearing south forty-nine minutes east two thousand one hundred and four and one-tenth links; again on the south-east by that road bearing south sixty-seven degrees nine minutes west one thousand one hundred and nine and seven-tenths links; and again on the east by that road bearing south fifty-two minutes east two thousand and eighty-three and four-tenths links, to the point of commencement. Exclusive of a road one chain wide carrying pipe line for water supply to northern suburbs, passing through the area in a north-easterly direction, and also of a road and railway one chain wide passing through the area in a north-westerly direction.

SCHEDULE B.

ROMAN CATHOLIC.

Additional Area.

All that piece or parcel of land in the county of Cumberland, parish of Liberty Plains, at Rookwood, containing by admeasurement one hundred and thirty-two acres: Commencing on the northern side of a road one chain wide at a point bearing north forty-five degrees fifty-one minutes west, and distant one hundred and forty-one and four-tenth links from the north-western corner of James Cox's thirty acres grant; and bounded thence on the south by that road and a road one chain wide, confirmed twenty-second July, one thousand eight hundred and eighty-four, dividing it from the said James Cox's thirty acres grant, bearing north eighty-nine degrees eight minutes east, in all one thousand two hundred and five and five-tenth links; on the east by a continuation of that confirmed road one chain wide, dividing it from W. Roberts' five hundred acres grant, bearing north twenty-six minutes west nine hundred and fifty-seven and seven-tenth links to a path fifty links wide; on the north-east by that path, dividing it from the allotment containing seventy-seven acres two roods measured as an extension to the area for unsectarian interment, bearing north seventy-three degrees twenty-seven minutes west two thousand eight hundred and seventy-five and six-tenth links to a road one chain wide carrying pipe for water supply to northern suburbs; again on the north-east by a line bearing north-westerly to the junction of the south-western side of a path fifty links wide with the north-western side of the last-mentioned road; again on the north-east by that path, dividing it from the said allotment of seventy-seven acres two roods, bearing north fifty-five degrees thirty-nine minutes west two hundred and twenty and six-tenths links to a curved path fifty links wide, surrounding an area of five acres reserved for Mortuary Station number two; on the north-west, again on the north-east and on the south-east by that path bearing south-westerly, north-westerly, and north-easterly to a road and railway one chain wide; on the north-east by that road and railway bearing north-westerly and dividing it from the Primitive Methodist Cemetery Extension of seven acres one rood to a curved path fifty links wide; again on the north-west by that path, dividing it from the Presbyterian Cemetery Extension of fifty-nine acres, bearing south-westerly to a path fifty links wide passing along the south-western boundary of the five hundred and seventy-seven acres, dedicated as an extension to the Necropolis, on the second of December, one thousand eight hundred and eighty-seven; on the south-west by that path bearing south thirty-two degrees forty-three minutes east four thousand six hundred and sixty-seven and five-tenth links to a road one chain wide passing along a south-eastern boundary of the said five hundred and seventy-seven acres; again on the south-east by that road bearing north eighty degrees fifty-one minutes east three thousand and twenty-three and five-tenths links to a road one chain wide passing along an eastern boundary of the aforesaid five hundred and seventy-seven acres; and on the east by that road, dividing it from the aforesaid James Cox's thirty acres grant, bearing north fifty minutes west three hundred and thirty-three and five-tenths links, to the point of commencement. Exclusive of a road one chain wide carrying pipe for water supply to northern suburbs, passing through the area in a north-easterly direction.

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SCHEDULE C.

PRESBYTERIAN.

Additional Area.

All that piece or parcel of land in the county of Cumberland, parish of Liberty Plains, at Rookwood, containing by admeasurement fifty-nine acres: Commencing on the northern side of a curved path fifty links wide at a point bearing north thirty-two degrees forty-three minutes west and distant fifty-five and seven-tenths links from the north-western corner of the Roman Catholic Cemetery Extension of one hundred and thirty-two acres; and bounded thence on the south-east by that curved path, dividing it from the said Roman Catholic Cemetery Extension of one hundred and thirty-two acres, bearing north-easterly to a curved road and railway one chain wide; on the north-east by that road and railway, dividing it from the Primitive Methodist Cemetery Extension of seven acres one rood and the Independent Cemetery Extension of thirty-six acres two roods, bearing north-westerly to a curved path fifty links wide; again on the north-east and on the north-west by that curved path, dividing it from the area of one acre three roods twenty-one perches in present use for unsectarian interment, the Presbyterian Cemetery in present use, and a small plantation, bearing north-westerly and south-westerly to a path fifty links wide, on the west by that path bearing south fifty-eight minutes east one thousand and thirty-three and four-tenths links; and on the south-west by that path bearing south thirty-two degrees forty-three minutes east one thousand four hundred and eighty-four and eight-tenths links, to the point of commencement.

SCHEDULE D.

WESLEYAN.

Additional Area.

All that piece or parcel of land in the county of Cumberland, parish of Liberty Plains, at Rookwood, containing by admeasurement fifty acres two roods: Commencing on the southern side of a curved path fifty links wide, at a point bearing south fifteen degrees twenty-one minutes east and distant fifty-one and two-tenths links from the southernmost corner of the Jews' Cemetery Extension of eleven acres one rood; and bounded thence on the north-east by that curved path, dividing it from the said eleven acres one rood, bearing north-westerly to a curved path fifty links wide; on the south-west, on the north-west, and again on the north-east by that curved path, dividing it from the Independent Cemetery Extension of thirty-six acres two roods, bearing south-easterly, south-westerly, and again north-westerly to a curved path fifty links wide; again on the south-west by that curved path, dividing it from the Primitive Methodist Extension of seven acres one rood, bearing south-easterly to a curved path fifty links wide surrounding an area of five acres reserved for Mortuary Station number two; again on the south-west by that curved path, dividing it from the said five acres, bearing south-easterly to a curved path fifty links wide; on the south-east and again on the south-west by that path, dividing it from the Lutheran Cemetery Extension of eleven acres, bearing north-easterly and south-easterly to a road one chain wide carrying pipe for water supply to the northern suburbs; again on the south-east by that road, dividing it from two acres reserved for plantation, bearing north thirty-four degrees twenty-one minutes east eight hundred and thirty-nine and one-tenth links to a road and railway one chain wide; on the east by that road and railway dividing it from the area of seventy-seven acres two roods measured as an extension to the area for unsectarian interment, bearing north thirty-three minutes west one thousand three hundred and ninety-eight and nine-tenths links to a curved path fifty links wide, surrounding an area of two acres nineteen perches reserved for Mortuary Station number three; and again on the north-east by that path, dividing it from the said two acres nineteen perches, bearing north-westerly, to the point of commencement.

SCHEDULE E.

INDEPENDENT.

Additional Area.

All that piece or parcel of land in the county of Cumberland, parish of Liberty Plains, at Rookwood, containing by admeasurement thirty-six acres two roods: Commencing on the south-western side of a curved path fifty links wide at a point bearing north seventy-four degrees fifty-seven minutes west and distant one hundred and ninety-six links from the north-western corner of the Wesleyan Cemetery Extension of fifty acres two roods; and bounded thence on the north-east, south-east, and south-west by that curved path, dividing it from the said Wesleyan Cemetery Extension of fifty acres two roods and the Primitive Methodist Cemetery Extension of seven acres one rood, bearing south-easterly, south-westerly, and north-westerly to a curved road and railway one chain wide; again on the south-west by that road and railway dividing it from the Presbyterian Cemetery Extension of fifty-nine acres and the area of one acre three roods

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twenty-one perches, in present use for unsectarian interment, bearing north-westerly to the southern side of the circular road one chain wide which surrounds the reserve for ornamentation and mortuary chapels in the Necropolis; on the north-west by the last-mentioned road bearing north-easterly to a curved path fifty links wide, and again on the north-east, again on the north-west, and again on the north-east by that curved path dividing it from the Independent Cemetery in present use, a small plantation, and the Jews' Cemetery Extension of eleven acres one rood, bearing south-easterly, north-easterly, and south-easterly, to the point of commencement.

SCHEDULE F.
Jews.*Additional Area.*

All that piece or parcel of land in the county of Cumberland, parish of Liberty Plains, at Rookwood, containing by admeasurement eleven acres one rood: Commencing on the southern side of a curved path fifty links wide, at a point bearing south thirteen degrees forty-three minutes west fifty-six and eight-tenths links from the south-western corner of the Church of England Cemetery Extension of one hundred and ninety-one acres; and bounded thence on the north-east by that curved path, dividing it from the said one hundred and ninety-one acres, bearing south-easterly to a curved path fifty links wide, surrounding an area of two acres nineteen perches, reserved for Mortuary Station number three; on the east by that path, dividing it from the said two acres nineteen perches, bearing southerly to a curved path fifty links wide; on the south-west by that curved path, dividing it from the Wesleyan Cemetery Extension of fifty acres two roods and the Independent Cemetery Extension of thirty-six acres two roods, bearing north-westerly to a path fifty links wide; and on the west by that path bearing north forty-six minutes west and two hundred and seventeen and seven-tenths links, to the point of commencement.

SCHEDULE G.
LUTHERAN.

All that piece or parcel of land in the county of Cumberland, parish of Liberty Plains, at Rookwood, containing by admeasurement eleven acres: Commencing on the northern side of a curved path fifty links wide, at a point bearing south eighty-six degrees seventeen minutes east, and distant fifty-two and four-tenths links from the southernmost corner of the Wesleyan Cemetery Extension of fifty acres two roods; and bounded thence on the north-west and north-east by a curved path fifty links wide, dividing it from the said fifty acres, bearing north-easterly and south-easterly to a road one chain wide carrying pipe line for water supply to northern suburbs; on the south-east by that road, dividing it from two acres reserved for plantation, bearing south thirty-four degrees twenty-one minutes west eight hundred and seven links to a curved road and railway one chain wide; again on the south-east by that road and railway, dividing it from seventy-seven acres two roods measured as an extension to the area for unsectarian interment, bearing south-westerly to a curved path fifty links wide, surrounding an area of five acres, reserved for Mortuary Station number two; and on the south-west and south by that curved path, dividing it from the said five acres, bearing north-westerly and westerly, to the point of commencement.

SCHEDULE II.
PRIMITIVE METHODISTS.

All that piece or parcel of land in the county of Cumberland, parish of Liberty Plains, at Rookwood, containing by admeasurement seven acres one rood: Commencing on the south-western side of a curved path fifty links wide, at a point bearing north seventy-one degrees ten minutes west, and distant seventy-five and nine-tenths links from the westernmost corner of the Wesleyan Cemetery Extension of fifty acres two roods; and bounded thence on the north-east by that curved path, dividing it from the Independent Cemetery Extension of thirty-six acres two roods, bearing north-westerly to a curved road and railway one chain wide; on the south-west by that road and railway, dividing it from the Presbyterian Cemetery Extension of fifty-nine acres and the Roman Catholic Cemetery Extension of one hundred and thirty-two acres, bearing south-easterly to a curved path fifty links wide, surrounding an area of five acres, reserved for Mortuary Station number two; on the south-east and again on the south-west by that curved path, dividing it from the said five acres, bearing north-easterly and south-easterly to a curved path fifty links wide; and on the north-east by that curved path, dividing it from the said Wesleyan Cemetery Extension of fifty acres two roods, bearing north-westerly, to the point of commencement.