

ROMAN CATHOLIC CHURCH COMMUNITIES' LANDS (AMENDMENT) ACT.

Act No. 2, 1948.

George VI. **An Act to amend the Roman Catholic Church**
No. 2, 1948. **Communities' Lands Act, 1942-1943, in**
certain respects; and for purposes connected
therewith. [Assented to, 22nd April, 1948.]
BE

**Roman Catholic Church Communities' Lands
(Amendment) Act.**

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BE it enacted by the King'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:—

No. 2, 1948.

1. (1) This Act may be cited as the "Roman Catholic Church Communities' Lands (Amendment) Act, 1948." Short title and citation.

(2) The Roman Catholic Church Communities' Lands Act, 1942, as amended by the Roman Catholic Church Communities' Lands (Amendment) Act, 1943, and by this Act, may be cited as the Roman Catholic Church Communities' Lands Act, 1942-1948.

2. The Roman Catholic Church Communities' Lands Act, 1942-1943, is amended— Amendment of Act No. 23, 1942.

(a) (i) by inserting in section two at the end of the definition of "Community" the words "and any order, congregation, community, association or society named in the first column of the Second Schedule to this Act"; Sec. 2. (Definitions.)

(ii) by omitting from the definition of "Provincial" in the same section the words "Provincial or Superior" and by inserting in lieu thereof the words "Provincial, Superior or President";

(iii) by inserting at the end of the same section the following new subsection:—

(2) (a) The Governor may,—

(i) upon the written request of the Provincial-General, Provincial, Superior or President of any order, congregation, community, association or society of the Church which is not a community within the meaning of this Act, and

(ii) upon the presentation of a certificate, under the hand and seal of the Bishop of the Diocese within which

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which the principal site or house in New South Wales of such order, congregation, community, association or society is situated, and to the effect that the Bishop of such Diocese approves of such order, congregation, community, association or society being a community for the purposes of this Act,

by proclamation published in the Gazette, add the name of such order, congregation, community, association or society to the first column of the Second Schedule to this Act, and add to the second column of the Second Schedule, the corporate name of the trustees of such order, congregation, community, association or society.

(b) The Second Schedule with the additions made thereto pursuant to the provisions of paragraph (a) of this subsection shall be deemed to be the Second Schedule to this Act.

**Sec. 4.
(Corporate
names of
trustees.)**

(b) by inserting at the end of subsection two of section four the words "and for each community named in the first column of the Second Schedule to this Act shall be the corporate name set out opposite thereto in the second column of such Schedule";

**Sec. 8.
(Vesting of
communities'
land.)**

(c) by inserting at the end of section eight the following new subsections:—

(4) Subsections one and two of this section shall, in their application to and in respect of the communities named in the first column of the Second Schedule to this Act as inserted by the Roman Catholic Church Communities' Lands (Amendment) Act, 1948, and the community lands of those communities, have and take effect as on and from the commencement of the Roman Catholic Church Communities' Lands (Amendment) Act, 1948; and for the purposes

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purposes of such application the reference in subsection two of this section to the "commencement of this Act" shall be read and construed as a reference to the "commencement of the Roman Catholic Church Communities' Lands (Amendment) Act, 1948." No. 2, 1948.

(5) Subsections one and two of this section shall, in their application to and in respect of any community the name of which is added to the first column of the Second Schedule to this Act pursuant to the provisions of subsection two of section two of this Act, and the community lands of any such community, have and take effect as on and from the date of gazettal of the proclamation adding the name of such community to the said Schedule; and for the purposes of such application the reference in subsection two of this section to the "commencement of this Act" shall be read and construed as a reference to the date of "gazettal of the proclamation adding to the Second Schedule to this Act the name of the community for which the body corporate is constituted."

- (d) by omitting from subsection one of section nine the word "Schedule" and by inserting in lieu thereof the words "First Schedule"; Sec. 9.
(Certain lands not to vest until consent given.)
- (e) by inserting at the commencement of subparagraph (iii) of paragraph (a) of subsection one of section ten the words "by itself or by any servant or agent authorised in writing in that behalf under its common seal"; Sec. 10.
(Powers of bodies corporate.)
- (f) by omitting from subsection one of section fourteen the word "Schedule" and by inserting in lieu thereof the words "First Schedule"; Sec. 14.
(Evidence.)
- (g) by inserting in the Schedule before the word "Schedule" the word "First"; Schedule.
(Consequential.)

(h)

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New Second
Schedule.
Secs. 2, 4
and 8.

(h) by inserting at the end thereof the following new Schedule—

SECOND SCHEDULE.

Column One. (Canonical Name.)	Column Two. (Corporate Name.)
The Franciscan Missionaries of Mary.	Trustees of the Franciscan Missionaries of Mary.
The Society of the Sacred Heart of Jesus.	Trustees of the Society of the Sacred Heart of Jesus.
The Congregation of Our Lady of Charity of the Good Shepherd.	Trustees of the Sisters of the Good Shepherd.
The Oblate Fathers of Mary Immaculate.	Trustees of the Oblate Fathers.
The Congregation of the Brothers of St. Patrick.	Trustees of the Patrician Brothers.
The Society of Jesus.	The Trustees of the Jesuit Fathers.
The Sisters of Saint Joseph of California (Greenwich).	Trustees of the Sisters of Saint Joseph of California (Greenwich).
The Congregation of the Little Sisters of the Poor.	Trustees of the Little Sisters of the Poor.
The Ursuline Nuns of the Roman Union of Ursuline.	Trustees of the Ursuline Nuns of the Roman Union of Ursuline.
Poor Clares.	Trustees of the Poor Clares.
The Congregation of the Presentation Sisters of Lismore.	The Trustees of the Presentation Sisters, Diocese of Lismore.
The Fathers of the Congregation of the Most Holy Redeemer.	Trustees of the Redemptorist Fathers.
The Daughters of Our Lady of Compassion (Broken Hill).	The Mother Aubert Home of Compassion Trust Board.
The Order of the Capuchin Franciscan Fathers.	Trustees of the Order of the Capuchin Franciscan Fathers.
The Superior Council of Australia of the Society of St. Vincent de Paul.	The Trustees of the Superior Council of Australia of the Society of St. Vincent de Paul.

SECOND

Money-lenders and Infant Loans (Amendment) Act.**7****SECOND SCHEDULE—continued.****No. 2, 1948.**

Column One. (Canonical Name.)	Column Two. (Corporate Name.)
The Amalgamated Sisters of Mercy, Diocese of Wilcannia-Forbes.	Trustees of the Amalgamated Sisters of Mercy, Diocese of Wilcannia-Forbes.
The Sisters of Mercy, Broken Hill.	Trustees of the Sisters of Mercy, Broken Hill.
The Sisters of Mercy, Gunnedah.	Trustees of the Sisters of Mercy, Gunnedah.
The Sisters of Mercy, Goulburn and Amalgamated Houses.	The Sisters of Mercy, Goulburn and Amalgamated Houses.
