

**NATIONAL PARKS AND WILDLIFE (VAUCLUSE
HOUSE) AMENDMENT ACT, 1980, No. 96**

New South Wales



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ELIZABETHÆ II REGINÆ

Act No. 96, 1980.

An Act to amend the National Parks and Wildlife Act, 1974, to vest the property of the Trustees of Vacluse House Historic Site in the Historic Houses Trust of New South Wales. [Assented to, 1st May, 1980.]

National Parks and Wildlife (Vaucluse House) Amendment.

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.

1. This Act may be cited as the "National Parks and Wildlife (Vaucluse House) Amendment Act, 1980".

Commence-
ment.

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

(2) Except as provided in subsection (1), this Act shall commence on the day appointed and notified under section 2 (2) of the Historic Houses Act, 1980.

Interpre-
tation.

3. In this Act, except in so far as the context or subject-matter otherwise indicates or requires—

“appointed day” means the day appointed and notified under section 2 (2) of the Historic Houses Act, 1980;

“dissolved Trust” means the body corporate dissolved by section 4;

“Historic Houses Trust” means the Historic Houses Trust of New South Wales constituted by the Historic Houses Act, 1980;

“real property” means the land described in Schedule 1,

National Parks and Wildlife (Vaucluse House) Amendment.

4. The body corporate with the corporate name "Trustees of Vaucluse House Historic Site" is dissolved.

Dissolution
of body
corporate.

5. On and from the appointed day—

Transfer
of assets
and lia-
bilities.

- (a) all real and personal property that, immediately before that day, was vested in or belonged to the dissolved Trust, and all right and interest therein, and all control and management thereof, are vested in the Historic Houses Trust;
- (b) all money, and all liquidated and unliquidated claims, that, immediately before that day, was payable to, or were recoverable by, the dissolved Trust shall be money payable to, and liquidated and unliquidated claims recoverable by, the Historic Houses Trust;
- (c) all proceedings commenced before that day by the dissolved Trust and pending immediately before that day shall be deemed to be proceedings by the Historic Houses Trust pending on that day and all proceedings so commenced by any person against the dissolved Trust and pending immediately before that day shall be deemed to be proceedings pending on that day by that person against the Historic Houses Trust;
- (d) all contracts, agreements, arrangements and undertakings entered into with, and all securities given to or by, the dissolved Trust and in force immediately before that day shall be deemed to be contracts, agreements, arrangements and undertakings entered into with, and securities given to or by, the Historic Houses Trust;
- (e) the Historic Houses Trust may, in addition to pursuing any other remedies or exercising any other powers that may be available to it, pursue the remedies for the recovery of money and claims referred to in this section, and for the prosecution of proceedings so referred to, that would have been available to the dissolved Trust if this Act had not been enacted;

National Parks and Wildlife (Vaucluse House) Amendment.

- (f) the Historic Houses Trust may enforce and realise any security or charge existing immediately before that day in favour of the dissolved Trust and may exercise and perform any powers, authorities, duties or functions thereby conferred or imposed on the dissolved Trust as if the security or charge were a security or charge in favour of the Historic Houses Trust;
- (g) all money, and all liquidated and unliquidated claims that, immediately before that day, was payable by, or were recoverable against, the dissolved Trust shall be money payable by, and liquidated and unliquidated claims recoverable against, the Historic Houses Trust; and
- (h) a reference in any other Act, or in any regulation, by-law or other statutory instrument or in any other document, whether of the same or of a different kind, to the dissolved Trust shall be construed as a reference to the Historic Houses Trust.

Amend-
ment of
Act No. 80,
1974.
Schedule
5.

6. The National Parks and Wildlife Act, 1974, is amended by omitting from Schedule 5 the words "Vaucluse House Historic Site" and "Trustees of Vaucluse House Historic Site."

National Parks and Wildlife (Vaucluse House) Amendment.

SCHEDULE 1.

VAUCLUSE HOUSE.

All that piece or parcel of land situate in the county of Cumberland, Parish of Alexandria being the areas marked "A" and "B" (in two parts) in plan catalogued Ms. 3217 Sy. in the Department of Lands.
