

SAINT VINCENT'S HOSPITAL (AMENDMENT) ACT 1987
No. 239

NEW SOUTH WALES



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SAINT VINCENT'S HOSPITAL (AMENDMENT) ACT 1987 No. 239

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Act No. 239, 1987

An Act to transfer certain land to the Trustees of the Sisters of Charity of Australia and, for that purpose, to amend the Saint Vincent's Hospital Act 1912. [Assented to 16 December 1987]

Saint Vincent's Hospital (Amendment) 1987

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Saint Vincent's Hospital (Amendment) Act 1987.

Commencement

2. This Act shall commence on the date of assent to this Act.

Principal Act

3. The Saint Vincent's Hospital Act 1912 is referred to in this Act as the Principal Act.

Transfer of certain land

4. (1) On registration under Division 3 of Part XXIII of the Conveyancing Act 1919 of a plan of subdivision, certified by the Minister for Health to be a plan delineating the land to which this section applies, that land shall be—

- (a) divested from the trustees referred to in section 2 of the Principal Act; and
- (b) vested in the Trustees of the Sisters of Charity of Australia for an estate in fee simple and, notwithstanding any other Act, on trust for the purposes of the Congregation of the Religious Sisters of Charity of Australia but freed and discharged from any trusts (whether statutory or otherwise) which affected that land immediately before its being so vested.

(2) This section does not operate so as—

- (a) to affect any reservation or condition contained in a Crown grant affecting any portion of the land to which this section applies; or
- (b) to vary or to discharge or extinguish any mortgage, charge, positive covenant, restriction on the use of land, lease or easement, within the meaning of the Real Property Act 1900, which, immediately before the registration of the plan, affected that land.

(3) This section applies to land—

- (a) which is vested in the trustees referred to in section 2 of the Principal Act; and
- (b) which generally consists of the land on which Saint Vincent's Private Hospital is erected and land to the south west of that hospital bounded by Victoria Street, Oxford Street and Barcom Avenue, Darlinghurst.

Saint Vincent's Hospital (Amendment) 1987

Amendment of Act No. 5, 1912

5. The Principal Act is amended by omitting section 1A and by inserting instead the following section:

Application of Act

- 1A. This Act (section 7 excepted) does not apply to or in respect of—
- (a) the land comprised in the folio of the Register kept under the Real Property Act 1900 and identified as Volume 8293 Folio 193; and
 - (b) the land delineated by a plan of subdivision certified by the Minister for Health under section 4 of the Saint Vincent's Hospital (Amendment) Act 1987 and registered under Division 3 of Part XXIII of the Conveyancing Act 1919.