

## No. LIV.

### An Act to remove doubts concerning the validity of certain Grants of Land in the City of Sydney. [17th June, 1848.]

CROWN GRANTS  
CONFIRMATION.

**W**HEREAS by a Proclamation bearing date the eighth day of June one thousand eight hundred and twenty-nine made and published by His Excellency Lieutenant-General Ralph Darling then Captain-General and Governor-in-Chief of the Colony of New South Wales reciting that much inconvenience had been occasioned by the want of sufficient titles for allotments of land in the Town of Sydney and that such titles had not been issued by the Government except in a few instances since the thirtieth day of June one thousand eight hundred and twenty-three in order to remedy the said inconvenience and to give the necessary security to private property it was thereby ordained and proclaimed that on application being made a grant in fee simple should be issued under the conditions in the said Proclamation specified to every person or his lawful representative who on or before the said thirtieth day of June one thousand eight hundred and twenty-three was *bonâ fide* in possession by lease from the Government whether such lease was then expired or not or by mere right of occupancy of any allotment of land in the Town of Sydney which had not theretofore been alienated by the Crown and not specified in a certain order of the Government bearing even date with the said Proclamation number thirty or otherwise notified theretofore as being required for public purposes reserving however and keeping harmless all rights of other private individuals which might be lawfully established at any time thereafter And whereas since the issuing of the said Proclamation grants in fee simple of allotments of land in Sydney which had been before leased by the Government have from time to time been made and issued to divers persons claiming the said land under the terms and conditions set forth in the said Proclamation And whereas at the time of the making and issuing of divers of the said grants leases of the said lands which had been issued by the Government were unexpired and the said leases were not surrendered nor cancelled nor recited nor mentioned in the said grants And whereas doubts have been entertained whether such grants or conveyances made and issued as aforesaid are valid in the law and it is expedient that such doubts should be removed Be it therefore enacted by His Excellency the Governor of New South Wales with the advice and consent of the Legislative Council thereof That all grants made and issued after the date and publication of the said Proclamation by or in the name of the Governor or person administering the Government of the said Colony

Preamble.

Recital of Proclamation  
5th day of June  
1829.

Grants issued in the  
name of the Governor  
for the time being  
or of Her Majesty's

Colony

*Female Transportation abolished.*

Predecessors King  
George IV. or King  
William IV. or in the  
name of Her present  
Majesty Queen Vic-  
toria to be valid.

Colony for the time being or in the name of Her Majesty's Predecessors King George the Fourth or King William the Fourth or by or in the name of Her present Majesty Queen Victoria of any lands situated in Sydney and notwithstanding that the leases which had been issued of the same lands were at the time of the making and issuing of such grants unexpired and that such leases were not recited in the said grants shall be and shall be deemed taken and held to be and to have been from the respective dates thereof as valid and effectual in the law to grant and convey such lands to all intents and purposes as if such leases had been surrendered cancelled or recited and set forth in the said grants anything in any Act law custom or usage to the contrary notwithstanding.

As to lands errone-  
ously granted.

2. Provided always and be it enacted That nothing in this Act contained shall be deemed or taken to affect or prejudice the rights of any person or persons to any lands or hereditaments which shall have been or shall be erroneously or wrongfully granted to any grantee thereof contrary to the true intent and meaning of the said Proclamation anything in any such grant or in this Act to the contrary notwithstanding.