

CAIRNS HARBOUR.*See HARBOURS.***CEMETERIES.**

2 Geo. V.
No. 9.
THE
PADDINGTON
CEMETERIES
ACT OF 1911.

An Act to Provide for the Resumption of Certain Disused Cemeteries at Paddington, near Brisbane, and for the Conversion of the same to other Public Uses.

[ASSENTED TO 30TH NOVEMBER, 1911.]

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 Queensland in Parliament assembled, and by the authority of the same, as follows:—

Short title.

1. This Act may be cited as "*The Paddington Cemeteries Act of 1911.*"

Resumption
of
Paddington
Cemeteries.

2. All those parcels of land situated in the county of Stanley, parish of North Brisbane, which are described in the Schedule to this Act, and which heretofore were granted in trust or otherwise held in possession and used for the purposes of burial grounds or cemeteries, but which have for many years ceased to be so used, are hereby resumed from the respective trustees or other the persons having in law possession of the same, and the subsisting trusts thereof are hereby determined.

From and after the passing of this Act, all such parcels of land shall become Crown land, and shall be dealt with under this Act.

The Deeds of Grant numbered respectively 3754, 79644, 79645, 82377, and 17772, issued in respect of certain of the said parcels of land, are cancelled.

Assets and
liabilities.

3. All assets and liabilities of or attaching to the trustees or other the persons in possession of the said parcels of land in connection with the same shall, from and after the passing of this Act, pass to and be vested in and shall be discharged by the Secretary for Public Lands as representing His Majesty.

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4. The Secretary for Public Lands, upon the application of any of the relatives of any deceased persons who have been interred in any of the said cemeteries made within twelve months after the passing of this Act, shall exhume the remains of such deceased persons (so far as such remains can by reasonable diligence be discovered) and remove the same, together with any monuments, tombstones, or other memorials of such deceased persons, to the Toowong Cemetery or some other cemetery agreed upon with such relatives, and shall there cause such remains to be reverently reinterred.

Right to
remove
tombstones
and remains.

5. The said parcels of land shall be reserved for such public purposes under "*The Land Act of 1910*"* as the Governor in Council shall think fit :

Lands to be
reserved.

Provided that, in order to prevent any disturbance of public worship in the church erected on subdivision 633B and used by members of the Church of England, a part of the land comprised in Deed of Grant No. 3754, referred to in the Schedule to this Act as the Episcopalian Burial Ground—that is to say, such area thereof as is comprised in a parallelogram immediately bounded on the south by subdivisions 633A, 633C, and 633B, and having a frontage of half a chain to Hale street—shall be reserved from public use, and shall be placed under the control of trustees either permanently or temporarily as the Governor in Council may direct.

6. The expenses incurred by the Secretary for Public Lands in the execution of this Act shall be defrayed out of the Consolidated Revenue Fund, which is hereby appropriated for the purpose.

Appropriation.

* 1 Geo. V. No. 15, *supra*, page 1347.

SCHEDULE.

Reserve.	Area.	Nature of Title.	Description of Land.
Jewish Cemetery ...	1 rood 8 perches	No Deed of Grant issued	Commencing at the intersection of the west side of Hale street with the south-west side of Caxton street, and bounded thence on the east by the firstnamed street bearing one hundred and seventy-eight degrees twenty minutes sixty-five links, on the south by a line bearing west two chains and fifty links, on the west by a line bearing north one chain and seventy-five links and half a link, and on the north-east by Caxton street aforesaid bearing one hundred and eleven degrees fifty minutes two chains and seventy-two links and half a link to the point of commencement.
Roman Catholic Cemetery	1 acre 11 $\frac{3}{4}$ perches	No Deed of Grant issued	Commencing at the intersection of the north side of Judge street with the west side of Hale street, and bounded thence on the south by the firstnamed street bearing two hundred and sixty-nine degrees forty minutes four chains and seventeen links and six-tenths of a link, on the west by a line bearing three hundred and fifty-nine degrees fifty minutes two chains and sixty-two links, on the north by a line bearing ninety degrees twenty-eight minutes four chains and ten links and nine-tenths of a link, and on the east by Hale street aforesaid bearing one hundred and seventy-eight degrees twenty minutes two chains and fifty-six links and two-tenths of a link to the point of commencement.
Baptists' Cemetery	1 acre ...	Deed of Grant No 17772	Commencing at a point bearing north eighteen degrees twenty-six minutes east and distant one chain and fifty-eight links from the north-east corner of the Independent Cemetery, and bounded thence on the south by a line bearing west two chains and fifty links, on the west by a line bearing north four chains, on the north by a line bearing east two chains and fifty links, and on the east by a line bearing south four chains to the point of commencement.

SCHEDULE—continued.

Reserve.	Area.	Nature of Title.	Description of Land.
Presbyterian Cemetery	1 acre 2 roods 2 $\frac{3}{10}$ perches	Deed of Grant No. 82377	Commencing at the intersection of the west side of Hale street by the south side of Judge street, and bounded thence on the east by Hale street bearing one hundred and eighty degrees six minutes two chains and fifty links and four-tenths of a link, on the south by a line bearing two hundred and sixty-nine degrees forty-five minutes six chains and six links and six-tenths of a link, on the west by a line bearing three hundred and fifty-nine degrees forty minutes two chains and forty-nine links and four-tenths of a link, and on the north by Judge street bearing eighty-nine degrees forty minutes six chains and eight links and two-tenths of a link to the point of commencement.
Wesleyan Methodist Cemetery	2 roods 5 $\frac{3}{10}$ perches	Deed of Grant No. 79644	Commencing at the north-east corner of Ithaca Shire Council Reserve proclaimed in <i>Government Gazette</i> dated 2nd June, 1888, page 279, and bounded thence on the south by that reserve bearing two hundred and sixty-nine degrees fourteen minutes two chains and five and a-half links, on the west by the Congregational Cemetery Reserve bearing north two chains and fifty-nine links and six-tenths of a link, on the north by Caroline street bearing ninety degrees eleven minutes two chains and eight links and one-tenth of a link, and on the east by a line bearing one hundred and eighty degrees thirty-five minutes two chains and fifty-six links to the point of commencement.
Congregational Cemetery	2 roods 14 $\frac{9}{10}$ perches	Deed of Grant No. 79645	Commencing at the north-west corner of Ithaca Shire Council Reserve proclaimed in <i>Government Gazette</i> dated 2nd June, 1888, page 279, and bounded thence on the south-west by Moreton street bearing three hundred and thirty-nine degrees fifty-six minutes two chains and seventy-nine links and eight-tenths of a link, on the north by Caroline street bearing ninety degrees eleven minutes two chains and seventy-four links and four-tenths of a link, on the east by the Wesleyan Methodist Cemetery Reserve bearing south two chains and fifty-nine links and six-tenths of a link, and on the south by the Ithaca Shire Council Reserve aforesaid bearing two hundred and sixty-nine degrees fourteen minutes one chain and seventy-eight links and three-tenths of a link to the point of commencement.

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SCHEDULE—*continued.*

Reserve.	Area.	Nature of Title.	Description of Land.
Episcopalian Burial Ground	4 acres	Deed of Grant No. 3754	Commencing at a point in the eastern boundary of the General Cemetery Reserve distant one chain and forty-eight links south from the south-east corner of the Presbyterian Burial Ground, and bounded thence on the north by a line bearing west seven chains and fifty links, on the west by a line bearing south five chains and thirty-three links and one-third of a link, on the south by a line bearing east seven chains and fifty links, and on the east by a line bearing north five chains and thirty-three links and one-third of a link to the point of commencement.