



ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

No. 37 of 1961

An Act to amend the Real Property Act, 1886-1960.

[Assented to 9th November, 1961.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

Short titles.

1. (1) This Act may be cited as the "Real Property Act Amendment Act, 1961".

(2) The Real Property Act, 1886-1960, as amended by this Act, may be cited as the "Real Property Act, 1886-1961".

(3) The Real Property Act, 1886-1960, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Repeal of s. 20 of principal Act.

3. Section 20 of the principal Act is repealed.

Enactment of s. 90a of the principal Act.

4. The following section is inserted in the principal Act after section 90 thereof :—

Variation or extinguishment of certain easements.

90a. The easement to which any land is subject under or by virtue of section 14a of the Town Planning Act, 1929-1957, may, on application in writing to the Registrar-General of Deeds by the Minister of Works or the council of the area in which the land is situated, as the case may be, and with the consent in writing of all persons having a registered interest in the land, be

varied or extinguished and upon any such variation or extinguishment, as the case may be, the Registrar-General of Deeds may, if the land affected is land under this Act, without fee make all such entries as may be necessary or proper to evidence such variation or extinguishment or if the land is not land under the said Act, without fee register in the General Registry Office a memorial to the effect that the easement has been so varied or extinguished.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

J. M. NAPIER, Governor's Deputy.