

Version No. 001

Geelong (Kardinia Park) Land Act 1950

Act No. 5510/1950

Version incorporating amendments as at 7 August 2000

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An Act to adjust the Common Boundaries of Two Reserves in
the City of Geelong

Preamble

WHEREAS by an Order in Council of the seventeenth day of April One thousand nine hundred and twenty-four¹ land referred to in the Second Schedule to the **Geelong (Kardinia Park) Land Act 1920** was permanently reserved as a site for a public park, and by another Order in Council of the same day land referred to in the Third Schedule to the said Act was permanently reserved for public recreation:

AND WHEREAS it is expedient to adjust the boundaries of the said reserves and for that purpose to revoke the hereinbefore recited Orders in Council and to reserve the said lands for similar purposes with boundaries so adjusted:

BE IT THEREFORE ENACTED by the King's Most Excellent Majesty by and with the advice and consent of the Legislative Council and the Legislative Assembly of Victoria in this present Parliament assembled and by the authority of the same as follows (that is to say):

1. Short title

This Act may be cited as the **Geelong (Kardinia Park) Land Act 1950**.

2. Re-adjustment of boundaries of Kardinia Park reserves

With effect from a date (hereinafter referred to as the appointed day) to be fixed by Order of the Governor in Council published in the Government Gazette, by virtue of this Act—

- (a) the hereinbefore recited Orders in Council of the seventeenth day of April One thousand nine hundred and twenty-four shall be revoked;
- (b) the land described in the First Schedule to this Act (being part of the hereinbefore recited lands) shall be permanently reserved as a site for a public park in all respects as if it had been so reserved under the Lands Acts;
- (c) the land described in the Second Schedule to this Act (being the remainder of the hereinbefore recited lands) shall be permanently reserved as a site for public recreation in all respects as if it had been so reserved under the Land Acts;
- (d) the corporation of the city of Geelong shall be a committee of management of the lands described in the First Schedule to this Act and of the lands described in the Second Schedule to this Act and shall have the like rights privileges powers and duties with respect to the lands described in the said First Schedule and the said Second Schedule respectively as immediately before the appointed day the council of the City of Geelong had with respect to the corresponding reserves adjusted by this Act, and subject to the Land Acts shall be committee of management of each such reserve accordingly; and

S. 2(d)
amended by
No. 8972
s. 2(a)–(c).

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| s. 3 |
|------|

(e) the regulations of the Board of Land and Works under the Land Acts with respect to each of the hereinbefore recited reserves in force immediately before the appointed day shall be and be deemed to be regulations made by the Board of Land and Works in accordance with the provisions of the Land Acts with respect to the lands respectively comprised in the corresponding reserves as adjusted by this Act and, subject to due amendment variation rescission or revocation, shall continue in force accordingly.

3. Power to committee of management of land described in Second Schedule to grant leases thereof

S. 3
inserted by
No. 7257 s. 2.

(1) Notwithstanding anything in any Act the corporation of the City of Geelong as committee of management of the land described in the Second Schedule to this Act may from time to time grant leases of that land or any part thereof for the purposes of sport or recreation or social activities or purposes connected therewith.

S. 3(1)
amended by
No. 8972
s. 3(1).

(2) A lease under this section—

(a) shall be subject to such conditions covenants exceptions and reservations as the said council thinks fit;

(b) shall be for a term not exceeding forty years; and

S. 3(2)(b)
amended by
No. 8972
s. 3(2).

(c) shall if the term exceeds three years be subject to approval by the Governor in Council.

(3) The moneys received by way of rent under a lease granted under this section may be applied by the said corporation towards the maintenance and improvement of the said land.

S. 3(3)
amended by
No. 8972
s. 3(3).

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- (4) No person or body of persons whatsoever or whatsoever shall be entitled to receive or shall receive from the Crown any money or consideration by way of compensation in respect of any improvement whatsoever or of any act matter or thing under this section.
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Sch. 1

SCHEDULES**FIRST SCHEDULE****LAND TO BE PERMANENTLY RESERVED AS A SITE FOR A PUBLIC PARK**

Forty-four acres, three roods, two perches, more or less, City of Geelong, Parish of Corio, County of Grant:

Commencing at the intersection of the western side of Moorarbool-street and the south-western boundary of the South Western Railway-reserve; bounded thence by Moorarbool-street bearing S. 11° 0' W. three chains thirty-four and five-tenths links; by lines bearing N. 71° 12' W. five chains thirty-five links, S. 48° 28' W. seven chains fifty-eight and nine-tenths links, S. 11° 49' W. two chains fifty and four-tenths links, S. 24° 12' E. eight chains twenty-one and three-tenths links, and S. 84° 8' E. five chains twenty-four links; by Moorarbool-street aforesaid bearing S. 11° 0' W. three chains forty-nine and three-tenths links; by Park-crescent bearing south-westerly three chains thirty and three-tenths links in an arc of a circle with centre lying two chains ten links north-westerly, N. 78° 53' W. nine chains sixty-six links, south-westerly four chains twenty-three and one-tenth links in an arc of a circle with centre lying five chains south-easterly, and north-westerly two chains eighty-four and four-tenths links in an arc of a circle with centre lying one chain thirty links north-easterly; by La Trobe-terrace bearing N. 0° 25' W. twenty-eight chains sixty-four links and north-easterly two chains twenty-one links in an arc of a circle with centre lying two chains thirty links south-easterly; by Kilgour-street bearing S. 79° 3' E. eight chains thirty-seven links; and thence by the South Western Railway-reserve aforesaid bearing south-easterly three chains thirty links in an arc of a circle with centre lying twenty-one chains north-easterly, and S. 57° 2' E. twelve chains forty-four links to the point of commencement.

SECOND SCHEDULE**LAND TO BE PERMANENTLY RESERVED AS A SITE FOR
PUBLIC RECREATION**

Eleven acres, three roods, sixteen perches, more or less, City of Geelong,
Parish of Corio, County of Grant:

Commencing on the western side of Moorarbool-street at a point bearing
S. 11° 0' W. three chains thirty-four and five-tenths links from the
intersection of the western side of that street and the southern boundary of the
South Western Railway-reserve; bounded thence by Moorarbool-street
bearing S. 11° 0' W. fourteen chains four and four-tenths links; and thence by
lines bearing N. 84° 8' W. five chains twenty-four links, N. 24° 12' W. eight
chains twenty-one and three-tenths links, N. 11° 49' E. two chains fifty and
four-tenths links, N. 48° 28' E. seven chains fifty-eight and nine-tenths links,
and S. 71° 12' E. five chains thirty-five links to the point of commencement.

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Endnotes

ENDNOTES

1. General Information

The **Geelong (Kardinia Park) Land Act 1950** was assented to on 11 December 1950 and came into operation on 1 May 1952: Government Gazette 18 April 1951 page 2767.

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2. Table of Amendments

This Version incorporates amendments made to the **Geelong (Kardinia Park) Land Act 1950** by Acts and subordinate instruments.

Geelong (Kardinia Park) Land Act 1965, No. 7257/1965

Assent Date: 11.5.65
Commencement Date: 11.5.65
Current State: All of Act in operation

Geelong (Kardinia Park) Land Act 1977, No. 8972/1977

Assent Date: 27.4.77
Commencement Date: 27.4.77: s. 1(3)
Current State: All of Act in operation

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Endnotes

3. Explanatory Details

¹ Preamble: Government Gazettes 5 March 1924 page 931, 30 April 1924 page 1717, 28 May 1924 page 1964.