



J.S. Champion

Resident Commissioner in the New Hebrides

QUEEN'S REGULATION

TO PROVIDE FOR THE VESTING IN THE PRESBYTERIAN CHURCH OF THE NEW HEBRIDES TRUST ASSOCIATION OF CERTAIN LAND IN THE NEW HEBRIDES OWNED BY THE PRESBYTERIAN CHURCH OR AGENCIES THEREOF IN AUSTRALIA AND NEW ZEALAND

MADE BY Her Britannic Majesty's Resident Commissioner in the New Hebrides in pursuance of the powers contained in the New Hebrides Orders. In the name of Her Majesty Elizabeth the Second, by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and Her other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith.

1. This Regulation may be cited as the Presbyterian Church of the New Hebrides Trust Association (Vesting) Regulation 1976 and shall come into operation on a date to be appointed by the Resident Commissioner.

2. In this Regulation, unless the context otherwise requires:-

"Assembly" means the Assembly of the Presbyterian Church in the New Hebrides;

"former owners" means the persons or bodies set out in the First Schedule;

"Trust Association" means the Presbyterian Church of the New Hebrides Trust Association established by subsection (1) of section 3 of the Presbyterian Church of the New Hebrides Trust Association Regulation;

"trust land" means the land and rights or interests in land set out in the Second Schedule.

Vesting of trust land in Trust Association

3. (1) Upon the commencement of this Regulation, the trust land immediately prior to such commencement vested in the former owners shall without further assurance vest in the Trust Association for the respective estates and interests for which the same is held.

(2) Subject to the provisions of subsection (3), the Trust Association shall hold the trust land subject to any charges, encumbrances or trusts affecting the same immediately prior to the commencement of this Regulation.

(3) Notwithstanding the terms of any existing trust, the Trust Association may in its discretion, subject to the approval of the Assembly, dispose of any trust land or interest therein on such terms as it may think fit to any New Hebrideans collectively or to any individual New Hebridean or New Hebrideans whether acting in a personal or representative capacity, who appear to the Trust Association to be beneficially interested in such trust land, or to any other person for the benefit of New Hebrideans who appear to the Trust Association to be beneficially interested in such trust land.

Pending proceedings etc.

4. (1) Any proceedings or cause of action pending or existing immediately before the commencement of this Regulation by or against any of the former owners or any person acting as its attorney or otherwise on its behalf may be continued or enforced by or against the Trust Association as it might have been by or against such former owner or such person if this Regulation had not been enacted.

(2) All deeds, bonds and other instruments and all agreements whatsoever subsisting and enforceable before the commencement of this Regulation affecting any trust land vested in the Trust Association under section 3, shall be of as full force and effect against or in favour of the Trust Association and enforceable as fully and effectually as if, instead of such former owner or any person acting as its attorney or otherwise on its behalf, the Trust Association had been named therein or had been a party thereto.

Errors etc. in names of former owners

5. For the avoidance of doubt, it is hereby declared that any formal error in or misdescription of the name of any of the former owners in the Register of Land Titles or at the Registry of the Joint Court relative to any part of the trust land shall not serve to defeat the vesting of such trust land under the provisions of section 3.

SHED AND EXHIBITED at the Public Office of the Resident
Commissioner

- 1 MAR 1976

J. Simon
Office Superintendent

FIRST SCHEDULE

(section 2)

FORMER OWNERS OF TRUST LAND

- The Presbyterian Church of Victoria Trust Corporation
- The Presbyterian Church (New South Wales) Property Trust
(sometimes known as the Trustees of the Presbyterian
Church of Australia in the State of New South Wales or
the New Hebrides Presbyterian Mission)
- The Presbyterian Church of South Australia Incorporated
- The Trustees of the Property of the Presbyterian Church
of Tasmania
- The Presbyterian Church Property Trustees of New Zealand

SECOND SCHEDULE

(section 2)

TRUST LAND

PART I - REGISTERED LAND (FREEHOLD ESTATE)

A. Registered Proprietor - The Presbyterian
Church of Victoria Trust Corporation

<u>NO.</u>	<u>DESCRIPTION OF LAND</u>	<u>AREA</u>		
		<u>Acres</u>	<u>Roods</u>	<u>Perches</u>
Portion 6	Efate, Iririki	41	1	36
Section 4	Vila, Efate	0	1	30.2
Portion 32	Efate, Fila Island	0	0	13.2
Portion 1	Efate, Port Havannah	743	1	00
Portion 2	Efate, Port Havannah	101	3	00

145	Portion 21 Efate, Undine Bay	386	0	00
146	Portion 22 Efate, Port Havannah	723	0	00
154	Portion 26 Efate, Undine Bay	3934	3	00
155	Portion 31 Efate, Undine Bay	0	3	32
172	Portion 14 Efate, Port Havannah	0	0	28
173	Portion 16 Efate, Undine Bay	1	0	02
181	Portion 1 Tanna, Lenakel	86	1	28
182	Portion 2 Tanna, Lenakel	294	0	22
184	Portion 4 Tanna, Lenakel	628	1	19
185	Portion 6 Tanna, Lenakel	23	1	02
188	Portion 8 Tanna, Loaneai	0	2	37
196	Portion 36 Tanna, Loanatit	27	3	20
206	Portion 17 Tanna, Port Resolution	3	3	22
257	Portion 1 Aniwa, Nimsefure	15	0	12
259	Portion 31 Tanna, Lenakel	15	1	08
698	Portion 1 Hog Harbour	169	0	00
703	Portion East Santo, Hela	158	0	00
750	Portion 1 Santo, Big Bay	21	3	13
741	Portion 6 West Santo, Pakora	10	2	07.
742	Portion "Ului", Cumberland Peninsula	8	3	28
743	Portion 1 West Santo	46	2	00
744	Portion 5 West Santo	1	0	36

B. Registered Proprietor - The Presbyterian Church (New South Wales) Property Trust

2	Portion 19 Efate	0	1	20
22	Portion 7 Efate, Erakor	19	0	00
44	Portion 8 Efate, Erakor	3483	3	00
198	Portion 45 Tanna, Kwamera	69	1	20
227	Portion 1 Aneityum, Anelgauhat	133	0	00
228	Portion 16 Aneityum, Anelgauhat	258	3	00
236	Portion 7 Aneityum, Port Patrick	276	2	00
237	Portion 12 Aneityum, Anauunse	3	1	7.
242	Portion 8 Plan 281 Erromanga, Dillon's Bay	5432	2	00
243	Portion 2 Erromanga, Dillon's Bay	2818	0	00

248	Portion 7 Erromanga, Polenia Bay	23	3	18
249	Portion 11 Erromanga, Cook Bay	363	0	00
250	Portion 12 Erromanga, Cook Bay	286	3	00
251	Portion 4 Erromanga "Bunkil"	13	3	23
252	Portion 3 Futuna "Serekai"	0	0	21. 5
253	Portion 1 Futuna "Tururæ Rufie"	1	1	08
255	Portion 2 Futuna "Tabongasawi"	8	0	27
255	Portion 2 Island of Tangoa	3	1	20
256	Portion 1 Island of Tangoa	113	0	00
257	Portion 3 Island of Tangoa	1	0	00
260	Portion 2 Island of Araki	1	0	00
262	Portion 3 Island of Araki	1	1	00
299	Portion 2 Malo	11	1	00
500	Portion 1 Santo Tasiriki	213	0	00
501	Portion 6 Malo	11	1	00
603	Portion 2 South Santo	1361	0	13. 4
605	Portion 3a South Santo	22	1	37. 9
606	Portion 1 Tutuba Island	2	2	02. 2
611	Portion 2 Tutuba Island	0	2	00
677	Portion 15 Malo	0	0	25.67
780	Portion 1 Hambî Ahamb	2	3	2.81
786	Portion 2 Koliviu	3	2	26
899	Portion 8 Malo	19	2	25. 2
900	Portion 9 Malo	0	2	19. 9
901	Portion 10 Malo	0	0	35. 6
912	Portion 22 Malo	71	3	39.94
936	Portion 10 Leneluk, Plan 493 Malekula	5	0	36.16
937	Portion 26 Malekula, Plan 458	60	3	17.72

C. Registered Proprietor - The Presbyterian
Church of South Australia Incorporated

Portion 18 Tanna, Whitesands	13	3	07
Portion 26 Tanna, Wasisi	2	1	19

D. Registered Proprietor - The Trustees of the Property of the Presbyterian Church of Tasmania

266	Portion 16 Epi, Bukutu	15	3	05
279	Portion 15 Epi, Bukutu	28	2	06
304	Portion 38 Epi Island	0	3	06

E. Registered Proprietor - The Presbyterian Church Property Trustees of New Zealand

140	Portion 1 Island of Emau	0	2	29
161	Portion 3 Pele	0	3	07
178	Portion 1 Nguna	4	1	18
179	Portion 1 Pele	2	0	20
180	Portion 2 Pele	0	3	05
211	Portion 12 Tanna, Port Resolution	4	0	33
265	Portion 10 Epi, Sakau	1	3	03
294	Portion 6 Epi, Lamén Island	1	0	24
295	Portion 7 Epi, Lamén Island	0	2	06
520	Portion Plan 198A Efate, Onesua	99	3	35
628	Portion 23 Epi, Nikaura	72	0	00

PART II - LAND SUBJECT TO APPLICATION TO JOINT COURT FOR REGISTRATION (FREEHOLD ESTATE)

A. Applicant - The Presbyterian Church (New South Wales) Property Trust

<u>INTERIM JUDGMENT NO.</u>	<u>DATE</u>	<u>APPLICATION NO.</u>	<u>DESCRIPTION OF LAND</u>
690	3. 4.1962	444 Malekula	Batfuin and Bugut Hill
694	9. 5.1962	121 Malekula	Portion 7 Malekula
742	27.12.1963	160 Malekula	Portion 47 Malekula
825	21. 8.1964	165 Malekula	Portion 53 Malekula
839	21. 8.1964	103 Paama	Portion 1 Paama
896	20.10.1964	166 Malekula	Portion 49 Malekula

20.10.1964	194 Wala	Portion 2 Wala
20.10.1964	196 Rano	Portion 2 Rano Malekula
20.10.1964	201 Atchin	Portion 2 Atchin
20.10.1964	202 Atchin	Portion 10 Atchin
20.10.1964	346 Malekula	Portion 75 Malekula

B. Applicant - The Presbyterian Church Property
Trustees of New Zealand

14. 8.1964	71 Efate Mataso	Naasaga
14. 8.1964	72 Efate Makura	Portion 1 Makura
14. 8.1964	73 Efate Makura	Portion 2 Makura
14. 8.1964	81 I.N. Tongariki	Len Namata
14. 8.1964	528 I.N. Tongoa	Boat House
18. 8.1964	94 I.N. Ambrym	Portion 4 Ambrym
18. 8.1964	96 I.N. Ambrym	Portion 6 Ambrym
21. 3.1964	74 I.N. Mahe (Emai)	Portion 1 Mahe (Emai)

PART III - LEASEHOLD ESTATES

A. Lessee - The Presbyterian Church
(New South Wales) Property Trust

<u>OR</u>	<u>DESCRIPTION OF LAND</u>	<u>AREA</u>
Britannic Majesty's Agent Commissioner	Portion Title 7 Efate	Oa. 3r. 30.75 p.
Britannic Majesty's Agent Commissioner	Portion Title 148 Efate	Oa. Or. 19.83 p.