

THE KING GEORGE VI MEMORIAL PARK ACT

Law
29 of 1956.
Act
47 of 1964.

[30th July, 1956.]

WHEREAS the land in Kingston known as the Kingston Race Course is no longer used for the purposes of horse-racing, and it is considered desirable that it should be known as the King George VI Memorial Park:

AND WHEREAS it is necessary to confer extended powers upon the Council of the Kingston and St. Andrew Corporation for the purposes of developing and improving the said land for the benefit of the inhabitants of the Corporate Area.

1. This Act may be cited as the King George VI Memorial Park Act. Short title.

2. In this Act, unless the context otherwise requires— Interpre-
tation.

“the Council” means the Council of the Kingston and St. Andrew Corporation;

“the Corporate Area” means the area defined and described in the First Schedule to the Kingston and St. Andrew Corporation Act;

“the King George VI Memorial Park” and “the Park” mean the land in the parish of Kingston bounded by the thoroughfares known as North Race Course, South Race Course, East Race Course and West Race Course.

3.—(1) The Kingston Race Course shall hereafter be known as the King George VI Memorial Park. Change of
name and
vesting of
Park in
Corpora-
tion for
benefit of
inhabitants
of Corpor-
ate Area.

(2) The Park is hereby declared to be vested in the Kingston and St. Andrew Corporation to be used as a

public garden, pleasure park and recreation area for the benefit of the inhabitants of the Corporate Area.

Powers of
Council.

4. Subject to the provisions of section 7, the Council may—

- (a) develop and lay out all or any part of the Park for use as a public garden, pleasure park and recreation area or for any of these purposes and may manage and conduct such garden, pleasure park or recreation area;
- (b) apportion parts of the Park for use for purposes of recreation, including athletics and other outdoor sports and games;
- (c) construct, widen or improve or permit the construction, widening or improvement of roads in the Park;
- (d) erect or permit the erection in the Park of any buildings or structures necessary for or incidental to the use of the Park for any of the purposes mentioned in paragraph (a) or (b);
- (e) lease any part of the Park to be used for any of the purposes mentioned in paragraph (a) or (b); and
- (f) grant licences for the use of any part of the Park for any period not exceeding three months.

Limitation
on power
to lease.

5. Every lease granted under the provisions of paragraph (e) of section 4 shall—

- (a) contain a provision for the termination thereof if **the land is not being used for the purposes expressed in the lease or in accordance with the provisions of this Act or any regulations thereunder;**

- (b) contain such covenants and conditions as shall have been approved by the Minister generally or in any particular case;
- (c) be for a term not exceeding twenty-one years.

6.—(1) The Council may, subject to the provisions of Regulations, section 7, make regulations—

- (a) prescribing the purposes for and the conditions under which the Park or any part thereof may be used;
- (b) prescribing the fees to be paid to the Council for the use of the Park or any part thereof;
- (c) for the removal from the Park of any person contravening the provisions of this Act or of any regulations made under this section;
- (d) generally for the control, management and maintenance of the Park or any part thereof and for the conduct of persons using the same.

(2) The Council shall, in making regulations under this section, have regard to the provisions of subsection (2) of section 3.

(3) All regulations made under this section shall be subject to the approval of the Minister responsible for local government who may allow, disallow, alter or add to such regulations or any of them.

7.—(1) The Minister, after consultation with the Council of the Kingston and St. Andrew Corporation, may by order published in the *Gazette* declare any land in the Park to be vested in the Commissioner of Lands, to be used for the construction of parliament buildings and such administrative and other buildings as the Minister may consider necessary, and such land shall vest in the Com-

Allocation
of land for
Parliament
and
administra-
tive build-
ings.

missioner of Lands by virtue of this section and the provisions of the order and without further assurance.

(2) The maximum area of land that may be vested in the Commissioner of Lands for the purposes specified in subsection (1) shall be 11.4 acres and the Council shall be paid compensation therefor.

(3) Any building, structure, fence or other thing (whether affixed or not) on any land so vested in the Commissioner of Lands unless removed by the person to whom such building, structure, fence or other thing belongs, within three months of a written request by the Commissioner of Lands, may be removed, demolished or destroyed by order of the Commissioner of Lands, and no compensation shall be paid to such person in respect of such removal, demolition or destruction.

Reservation
for public
or
municipal
purpose.

8. The Council may reserve any land in the Park (not being land required for the purposes mentioned in subsection (1) of section 7) for use in connection with any public or municipal purpose or development project, so, however, that the general character of the Park as a public garden, pleasure park and recreation area shall not thereby be altered:

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Provided that nothing in this section shall prevent any such land being reserved for use in connection with the burial of the remains of distinguished persons.