

(No. 57.)



1863.

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TASMANIA.  
LEGISLATIVE COUNCIL.

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MULGRAVE-STREET, LAUNCESTON.

PETITIONS AGAINST CLOSING.

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Presented September 3, 1863; and ordered by the Council to be printed,  
September 8, 1863.



*To the Honourable the Legislative Council of Tasmania, in Parliament assembled.*

The Petition of the Mayor and Aldermen of the Town of Launceston.

RESPECTFULLY SHOWETH :

THAT a Bill, intituled "A Bill for extinguishing all Rights of Way through or over a portion of Mulgrave-street, Launceston," has passed the Honourable the House of Assembly, and is now before your Honourable House.

That by this Bill Mulgrave-street, from Howick to Frankland-streets, would be closed up, and the inhabitants deprived of this part of the street.

That although the Preamble of the Bill sets forth that "doubts have arisen whether any rights of way exist through or over a certain portion of Mulgrave-street, in the Town of Launceston," your Petitioners respectfully submit that no such doubts ever existed.

That when the Burgesses of the Town were incorporated, and the streets then vested in the Municipal Council, a Plan of the Town was furnished them by the Government showing the description and boundaries of the several streets; and in that Plan the portion of Mulgrave-street referred to is distinctly set out and delineated as a public highway.

That several persons upon the faith of this purchased lands, at a high price, fronting on the street for the purpose of obtaining access to their properties, which, otherwise, they would not have done.

That the reservation of a right of way ten feet wide, as proposed in the Honourable the House of Assembly, would be of no advantage to the Burgesses, because, independently of other objections, it could not, from the formation of the adjoining grounds, be made into a thoroughfare.

Your Petitioners, therefore, pray that the said Bill may not be passed into law by your Honourable House.

And your Petitioners, as in duty bound, will ever pray, &c.

For Mayor and Aldermen,

WILLIAM HART, *Mayor.*

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*To the Honourable Legislative Council of Tasmania.*

The Petition of the undersigned Owner of Land in Mulgrave-street.

HUMBLY SHOWETH :

THAT your Petitioner will, by the closing of Mulgrave-street, be put to considerable inconvenience and loss, being the Owner of Land having a frontage of about 400 feet on the said street.

That your Petitioner knew, when purchasing the land, that there was a street along the frontage, it being laid down in Official Chart of Launceston, in the Town Clerk's Office.

And your Petitioner, therefore, prays that the street may be continued a public Road.

And your Petitioner, as in duty bound, will ever pray.

ANTHONY HART.

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*To the Honourable the Legislative Council of the Parliament of Tasmania, in Parliament assembled.*

The humble Petition of the undersigned Bruce Robert Harvey, of Launceston, Tasmania.

MOST RESPECTFULLY SHOWETH :

THAT your Petitioner has learned with alarm and astonishment that a Bill to close Mulgrave-street, Launceston, is now before your Honourable Council, it having passed the House of Assembly with unusual haste, and no notice given to any of the parties concerned whose interests are injured by said Bill.

That two Bills have been introduced into the House of Assembly, and been defeated by Petitions and other opposition by the representatives of public and private interests.

That your Petitioner, by said Bill, would be deprived of over Three hundred and sixty feet frontage in Mulgrave-street, and that One hundred and forty feet frontage in French-street would be rendered almost valueless without an outlet. That your Petitioner's property would be much depreciated in value by such loss of frontage, making it useless for building purposes, and cutting off access to Petitioner's house, in the event of Frankland-street being reduced to its permanent level. When said property was purchased its value was fully considered.

That your Petitioner believes, that no proper enquiry has been made as to the necessity of said street being included in the Hospital Grounds at the sacrifice of so many interests; and that if such were made, it could be proved that the portion of the street from French-street to Frankland-street is only wanted to make a garden or pleasure-ground.

That the south end of the Hospital Buildings only extend to French-street; and that by no pretence can it be shown that the rest of the street overlooks the Hospital, or that it is essential for the public good; neither are there any difficulties in forming a good street as far as French-street.

That leaving a path ten feet wide, as proposed in the said Bill, would be more injurious than taking all the street, as giving a harbour for thieves between two high fences, and highly dangerous to the neighbourhood.

Your Petitioner therefore prays that said Bill may not pass into Law without further enquiry as to its necessity; and that fair compensation, by arbitration or other ways, may be provided in any Bill passed by your Honourable Council, to satisfy the just claims of your Petitioner should his private rights be invaded.

And your Petitioner will ever pray, &c.

BRUCE R. HARVEY.

*Launceston, 1st September, 1863.*

*To the Honorable the Legislative Council of Tasmania.*

The Memorial of the undersigned Inhabitants of the Town of Launceston, possessors and occupants of Land fronting on French and Mulgrave-streets, in the Town of Launceston aforesaid.

HUMBLY SHOWETH :

THAT your Memorialists' lands and houses front on French or Mulgrave-streets.

That French-street runs along the top of Cox's Hill into Mulgrave-street, which is at right angles with it, and is laid down on the Town Chart as a public street.

That the said streets so planned presented few difficulties to the construction of good streets by which vehicles could approach Memorialists' respective allotments, and that owing to this Memorialists were induced to purchase these allotments.

That the Bill introduced by the Ministry and passed by the House of Assembly, for the closing of Mulgrave-street, will, if it becomes law, deprive Memorialists of the only direct practicable approach to their dwellings, and inflict on them irreparable loss.

Memorialists therefore earnestly pray that your Honorable Council will not sanction a measure that will inflict on Memorialists great and needless injury; and your Memorialists as in duty bound will ever pray.

James O'Connor.  
Frank Hart.  
Pro John Rattray,  
William Rattray.

George Illman, junior.  
James Courtney.  
Pro John A. White,  
John Steer.

Frank Tyson.  
George Hedington.  
Henry Hedington.  
Henry White.