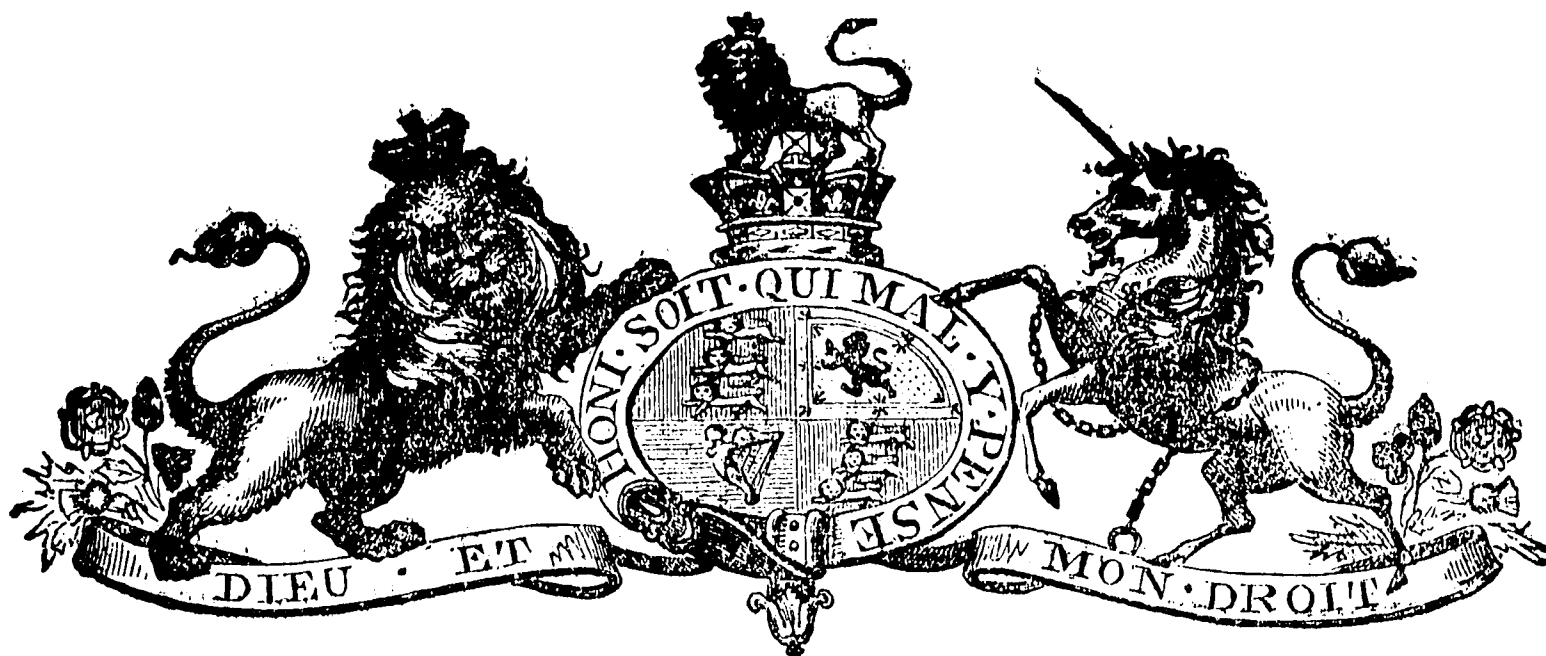


VICTORIA.



ANNO QUINQUAGESIMO SECUNDO

VICTORIÆ REGINÆ.

No. DCCCCLXXIII.

An Act to enable the Mayor Councillors and Burgesses of the Town of North Melbourne to demise for terms of years certain lands situate in the said Town and permanently reserved for municipal purposes by the Act DCCCXVI. and for other purposes. [3rd *December* 1888.]

WHEREAS by the Act DCCCXVI. the lands described in the First Preamble. Schedule hereto and situate in the Town of North Melbourne (formerly called the Town of Hotham) were vested in Her Majesty her heirs and successors and were thereby permanently reserved from sale : And whereas it was by the said Act provided that such permanent reservation should be of the same effect in all respects as if the said lands had been permanently reserved from sale as a site for municipal purposes under the provisions of "*The Land Act 1884*" : And whereas the said lands were vested in Her Majesty in exchange for certain other lands situate in the said town which had been permanently reserved as a site for municipal purposes and were immediately before the passing of the said Act in the occupation of the Mayor Councillors and Burgesses of the said town and which were by the said Act vested in the Victorian Railways

Published as a Supplement to the 'Victoria Government Gazette' of Friday, 30th November 1888.

Railways Commissioners : And whereas the said Mayor Councillors and Burgesses are now in occupation of the lands described in the said Schedule and of certain other lands situate in the said town and described in the Second Schedule hereto which together with certain other lands were by an Order of the Governor in Council made on the seventeenth day of October One thousand eight hundred and eighty-one permanently reserved as a site for municipal purposes and are desirous that the lands in the said Schedules described should be vested in them and that they should be empowered to from time to time demise the same or any portion thereof for terms not exceeding thirty years : And whereas it is expedient to vest the said lands in the said Mayor Councillors and Burgesses and to empower them to from time to time demise the same or any portion thereof for terms not exceeding thirty years : Be it therefore enacted by the Queen'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) :—

Lands in First Schedule vested in Mayor Councillors and Burgesses of North Melbourne.

1. The lands specified in the First Schedule hereto are (subject to the permanent reservation of the same by section four of the Act DCCCCVI.) hereby vested in the Mayor Councillors and Burgesses of the Town of North Melbourne for an indefeasible estate in fee simple, and so much of the said section four as vests the said lands in Her Majesty the Queen her heirs and successors is hereby repealed.

Lands in Second Schedule vested in Mayor Councillors and Burgesses of North Melbourne.

2. The lands specified in the Second Schedule hereto are (subject to the permanent reservation of the same by the Order of the Governor in Council dated the seventeenth day of October One thousand eight hundred and eighty-one) hereby vested in the Mayor Councillors and Burgesses of the Town of North Melbourne for an indefeasible estate in fee simple.

Mayor Councillors and Burgesses of North Melbourne may lease lands. Schedules.

3. The Mayor Councillors and Burgesses of the Town of North Melbourne may at any time and from time to time demise for any term not exceeding thirty years all or any of the lands described in the Schedules hereto and all buildings and erections which may at any time be thereon at such annual rent upon such terms and subject to such exceptions reservations covenants and conditions as to the said Mayor Councillors and Burgesses seem fit.

Powers of the Mayor Councillors and Burgesses as to lands.

4. The said Mayor Councillors and Burgesses may bring any action or suit for the recovery of the rent of any of the said lands and the buildings thereon or for the preservation of the same and for the recovery of damages for injuries thereto and may also repair and improve any of such buildings and out of their municipal fund defray the expenses of the same and may at any time accept the surrender of any such lease if they think fit.

5. The

5. The receipts of the said Mayor Councillors and Burgesses or of the Treasurer of the said Town of North Melbourne for the time being for the rent of any of the said lands so demised shall be effectual discharges to the lessees thereof their executors administrators and assigns, who shall be in no manner concerned to see to the application of such rent or any part thereof.

Mayor Councillors and Burgesses or Treasurer of North Melbourne may give receipts for rent.

6. All moneys received by the said Mayor Councillors and Burgesses as rent for any of the said lands so demised shall go to and form part of the municipal fund of the said Town of North Melbourne.

Application of rent.

SCHEDULES.

FIRST SCHEDULE.

Commencing at an angle of the land temporarily reserved for railway purposes by Order in Council of the 18th May 1886 formed by the intersection of the north side of Queensberry-street with the west side of Munster-terrace, and proceeding thence for 2 chains 65 links in a straight line bearing west along the said north side of Queensberry-street; thence for 4 chains $78\frac{1}{2}$ links in a straight line bearing north to the southern boundary of the land permanently reserved for municipal purposes by Order in Council of 17th October 1881; thence for 3 chains $41\frac{1}{2}$ links in a straight line bearing east along the said southern boundary to the west side of Munster-terrace aforesaid; thence for 4 chains $84\frac{1}{2}$ links in a straight line bearing south $9^{\circ} 5'$ west along the said west side of Munster-terrace to the commencing point, and containing 1 acre 1 rood and 24 and 1-10 perches.

Sections 1, 3, 4.
See No. 906,
Second Schedule.

SECOND SCHEDULE.

One acre three roods thirty-eight perches and six-tenths of a perch, county of Bourke, parish of Jika Jika, town of North Melbourne: Commencing at the intersection of the south side of Arden-street and the west side of Munster terrace; bounded thence by Munster terrace bearing S. $9^{\circ} 5'$ W. five chains twenty-six and three-quarters links; thence by lines bearing respectively west three chains forty-one and a half links and north five chains twenty links; and thence by Arden-street aforesaid bearing east four chains twenty-four and a half links to the point of commencement.

Section 2.

MELBOURNE:

By Authority: ROBT. S. BRAIN, Government Printer.