

VICTORIA.



ANNO SEXTO

EDWARDI SEPTIMI REGIS.

No. 2057.

An Act to provide for the Sale of certain Crown Land in the City of South Melbourne to the Melbourne and Metropolitan Board of Works, and to authorize the said Board to sell certain land in the City of Melbourne to the incorporated institution called the Victorian Eye and Ear Hospital.

[28th December, 1906.]

BE it 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. This Act may be cited as the *South and East Melbourne Lands Act 1906* and shall be read and construed as one with Part I. of the *Land Act 1901*.

Short title and construction. No 1749.

2. The Order in Council dated the eleventh day of March One thousand eight hundred and ninety permanently reserving from sale certain land in the city of South Melbourne as a site for Melbourne Water Supply purposes shall be and is hereby revoked to the extent mentioned in the First Schedule to this Act.

Partial revocation of Order in Council reserving certain land in South Melbourne.

First Schedule.

3. (1) Notwithstanding

Power to sell certain Crown land in city of South Melbourne to Melbourne and Metropolitan Board of Works.

3. (1) Notwithstanding anything contained in the *Land Act 1901*, the Governor in Council in the name and on behalf of His Majesty may subject to such covenants conditions exceptions and reservations as he may think fit sell in fee simple to the Melbourne and Metropolitan Board of Works for the sum of Four thousand pounds the Crown land described in the First Schedule to this Act and the said Board is hereby authorized to buy the said land and pay for the same out of the Metropolitan General Fund.

Conditions - Deposit of £1,000 and ten yearly instalments.

(2) It shall be one of the conditions of sale that the said Board shall pay a deposit of One thousand pounds and, subject to duly providing for the payment of a sum of One thousand three hundred pounds six shillings and threepence and interest charged to the said Board as part of its liability to the Treasurer of Victoria under section sixty-one of the *Melbourne and Metropolitan Board of Works Act 1890*, shall pay the balance of One thousand six hundred and ninety-nine pounds thirteen shillings and ninepence in not more than ten equal instalments on the last day of each successive period of twelve months from the time of the sale and that such balance of the price shall bear interest at the rate of Four pounds per centum per annum to be computed with respect to each instalment for the period which has elapsed between the time of sale and the end of each successive period of twelve months for which the payment of such instalment is made.

No. 1197.

Purpose for which land to be used.

(3) The land when so sold shall be held by the said Board and shall not be capable of alienation in fee simple or for any lesser estate and shall be used for the purposes of the said Board and for no other purposes.

Deposit &c. to be paid into Land Sales by Auction Fund.

(4) The said deposit and the said instalments with interest thereon shall be paid into the Land Sales by Auction Fund and not into the Consolidated Revenue.

Revocation of Orders in Council reserving certain land in Melbourne. Second Schedule.

4. The Orders in Council dated the twenty-fifth day of July One thousand eight hundred and eighty-one and the twenty-eighth day of March One thousand eight hundred and eighty-two permanently reserving from sale certain land described in the Second Schedule to this Act in the city of Melbourne as a site for Melbourne Water Supply purposes shall be and are hereby revoked.

Power of Melbourne and Metropolitan Board of Works to sell certain land at East Melbourne to Eye and Ear Hospital for £2,500.

5. (1) Notwithstanding anything contained in any Act of Parliament, the Melbourne and Metropolitan Board of Works is hereby authorized and empowered to sell the land described in the Second Schedule to this Act to the incorporated institution called the Victorian Eye and Ear Hospital for the sum of Two thousand five hundred pounds and the said institution is hereby authorized and empowered to buy the said land for the said sum.

(2) It

(2) It shall be one of the conditions of sale that the said incorporated institution shall pay a deposit of One thousand pounds, and shall pay the balance in not more than ten equal instalments on the last day of each successive period of twelve months from the time of the sale, provided that more than one such instalment may be paid on any due date, and that such balance of the price shall bear interest at the rate of Four pounds per centum per annum, to be computed with respect to each instalment for the period which has elapsed between the time of sale and the end of each successive period of twelve months for which the payment of such instalment is made.

Conditions—Deposit
of £1,000 and ten
yearly instalments.

Interest.

SCHEDULES.

SCHEDULES.

Section 2.

FIRST SCHEDULE.

PORTION OF LAND IN SOUTH MELBOURNE PERMANENTLY RESERVED BY ORDER IN COUNCIL DATED 11TH MARCH, 1890, AS A SITE FOR MELBOURNE WATER SUPPLY PURPOSES, VIDE GOVERNMENT GAZETTE OF 14TH FEBRUARY, 1890, PAGE 693, AND 14TH MARCH, 1890, page 1041.

Two acres nineteen perches, county of Bourke, city of South Melbourne, being allotments 26, 27, 28, 29, and 30 of section D : Commencing at the south-west angle of allotment 25 ; bounded thence by that allotment bearing S 84° 24' E. four chains twenty-three links and eight-tenths ; thence by Wells-street bearing S. 5° 36' W. five chains ; thence by allotment 31 bearing N. 84° 24' W. four chains twenty-three links and eight-tenths ; and thence by Dodds-street bearing N. 5° 36' E. five chains to the point of commencement.

Section 4.

SECOND SCHEDULE.

LAND IN EAST MELBOURNE PERMANENTLY RESERVED FOR WATER SUPPLY PURPOSES BY ORDERS IN COUNCIL OF THE 25TH JULY, 1881, AND THE 28TH MARCH, 1882, VIDE GOVERNMENT GAZETTE OF 29TH JULY, 1881, PAGE 2177, AND 31ST MARCH, 1882, PAGE 761, AND VESTED IN THE MELBOURNE AND METROPOLITAN BOARD OF WORKS, BY THE MELBOURNE AND METROPOLITAN BOARD OF WORKS ACT 1890 (No. 1197, SECTION 60).

Tank reserve.

One rood thirty and six-tenth perches, county of Bourke, city of Melbourne, being part of section 2, at East Melbourne : Commencing at a point on the south side of Victoria-parade bearing west eighty-seven links from the intersection therewith of the west side of Brunswick-street south ; bounded thence by the Eye and Ear Hospital Reserve bearing south two chains and west thirty-eight links, and by that reserve and allotment 23 bearing south one chain thirty-five links ; thence by lines bearing respectively N. 48° 49' W. thirteen links, west thirty-three links, north twenty links, and west eighty-two links ; thence by Gisborne-street bearing north one chain ninety-five and a half links, and north-easterly one chain seventy-three and a half links in an arc of a circle whose centre lies one chain ten and a half links south-easterly ; and thence by Victoria-parade aforesaid bearing east fifty-two and a half links to the point of commencement.

MELBOURNE :

By Authority : J. KEMP, Acting Government Printer.