

*This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.*

ALLAN PICKERING,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 28 April, 1964.*

## New South Wales



ANNO TERTIO DECIMO

**ELIZABETHÆ II REGINÆ**

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**Act No. , 1964.**

An Act to make provisions relating to certain land held by The Sydney Exchange Company Limited; to validate certain matters; and for purposes connected therewith.

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Sydney Exchange Short title. Company Limited Act, 1964".

2.



*Sydney Exchange Company Limited.*

2. (1) Any conditions, trusts, dedications, rights of reverter or restrictions on alienation affecting the land described in the First Schedule to this Act immediately before the commencement of this Act are hereby revoked and  
5 annulled but the said land is hereby made subject to the covenant set out in the Second Schedule to this Act.

Vesting of certain land in Sydney Exchange Company Ltd. subject to a covenant.

(2) No title to the said land described in the First Schedule to this Act shall be held bad either at law or in equity by reason of any breach or non-performance before the  
10 commencement of this Act of any condition, trust or proviso contained in the grant by the Crown of such land and every provision for forfeiture, reverter or re-entry in respect of any such breach or non-performance or in respect of any other  
15 matter provided in the said grant shall be deemed to have been waived and released by the Crown as from the date of such grant and it is declared that the said land described in the First Schedule to this Act is now vested subject to this Act in The Sydney Exchange Company Limited for an estate in fee simple in possession both at law and in equity.

20 3. (1) In the event of a breach of the covenant contained in the Second Schedule to this Act the owner for the time being (hereinafter called "the owner") of the land described in the First Schedule to this Act shall subject as hereinafter provided pay a penalty of three hundred pounds to the Under  
25 Secretary for Lands for each day or part of a day the breach continues : Provided that the total penalty payable under this Act shall not exceed the sum of six hundred and fifty thousand pounds and upon such sum being paid, whether by way of penalty or otherwise, and in the case of penalty together  
30 with interest thereon in accordance with subsection four of this section, the covenant shall thereupon determine.

Breach of covenant.

(2) No breach of the said covenant shall be deemed to have taken place because of any failure to comply with the terms of such covenant—

35 (a) during a period of three years after commencement of the demolition of the existing building in which the Exchange room referred to in the Second Schedule



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*Sydney Exchange Company Limited.*

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Schedule to this Act is being made available or any future building in which such Exchange room shall be made available provided that in either case the demolition of any such building is for the purpose of enabling the construction of a new building; or

5 (b) unless after any failure to comply with the terms of the said covenant the Crown gives notice to the owner requiring compliance with the said terms and the owner fails to do so within six months of such notice having been given; or

10 (c) by reason of an act of God, act of Government, fire, total or partial destruction of the building or other act beyond the control of the owner.

Any period of non-compliance with the terms of the said covenant through any reason referred to in paragraph (c) of this subsection shall be excluded in calculating the period of three years referred to in paragraph (a) of this subsection and the period of six months referred to in paragraph (b) of this subsection.

20 (3) If the land is subject to a registered mortgage a copy of any notice given pursuant to paragraph (b) of subsection two of this section shall be given by the Crown to the mortgagee and in the event of the owner failing to pay the whole or part of any penalty due to the Crown the mortgagee may pay the amount due and interest as hereinafter mentioned.

(4) Any penalty under this section shall accrue and become payable from day to day and if such penalty is not paid within one month after it has become payable interest thereon at the rate of five per centum per annum shall accrue and be payable to the Under Secretary for Lands. Such penalty and any such interest shall until paid be a charge upon the land in priority to all sales conveyances transfers mortgages charges liens and encumbrances whatsoever. The amount of the charge may be recovered in any court of competent jurisdiction from the owner or to the extent of so much thereof as has been incurred by prior owners from such owners.

(5)



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*Sydney Exchange Company Limited.*

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(5) The Under Secretary for Lands, or the person acting as such for the time being, shall upon payment of a fee of three pounds issue a certificate in writing signed by him which shall state what sum of money and amount of  
5 interest (if any) are due and payable to the Under Secretary under this section. The production of the certificate shall for all purposes be deemed conclusive proof in favour of a bona fide purchaser or incumbrancee for value of the land described in the First Schedule to this Act that at the date thereof no  
10 sum of money and amount of interest other than those stated in the certificate were due and payable to the Under Secretary under this section.

4. Persons admitted to the Exchange room referred to in the Second Schedule to this Act shall be licensees only of the  
15 owner and shall have no rights of property in the building containing such room or the land on which such building is erected.

Persons admitted to Exchange room licensees only.

5. Any notice given by the Crown under this Act to the owner or a mortgagee including a claim for penalty shall be  
20 deemed to have been duly given if signed by the Under Secretary for Lands, or the person acting as such for the time being, and left at the registered office of the owner or mortgagee with some person apparently in the service of the owner or mortgagee or sent by post enclosed in a prepaid registered  
25 letter addressed to the owner's or mortgagee's last known address. The service by post shall be deemed to have been effected at the time at which the letter would be delivered in the ordinary course of post.

Giving of notice.

6. The Registrar-General is authorised to make such  
30 entries with respect to the Crown grant and the duplicate thereof issued for the land described in the First Schedule to this Act or with respect to any certificate of title in fee simple issued in respect thereof and to make such other entries and notations in the records of the Registrar-General's Depart-  
35 ment as may be necessary or advisable to give effect to this Act.

Registrar-General, power to amend Crown grant.



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*Sydney Exchange Company Limited.*

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FIRST SCHEDULE.

Sec. 2 (1).

ALL that piece or parcel of land containing by admeasurement 1 rood 28 perches be the same more or less situate in the parish of St. James, county of Cumberland, being the whole of the land comprised in the Crown grant of 9th August, 1853, to the Sydney Exchange Company and shown on plan catalogued S. 202-858 in the Department of Lands.

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SECOND SCHEDULE.

Sec. 2 (1).

COVENANT.

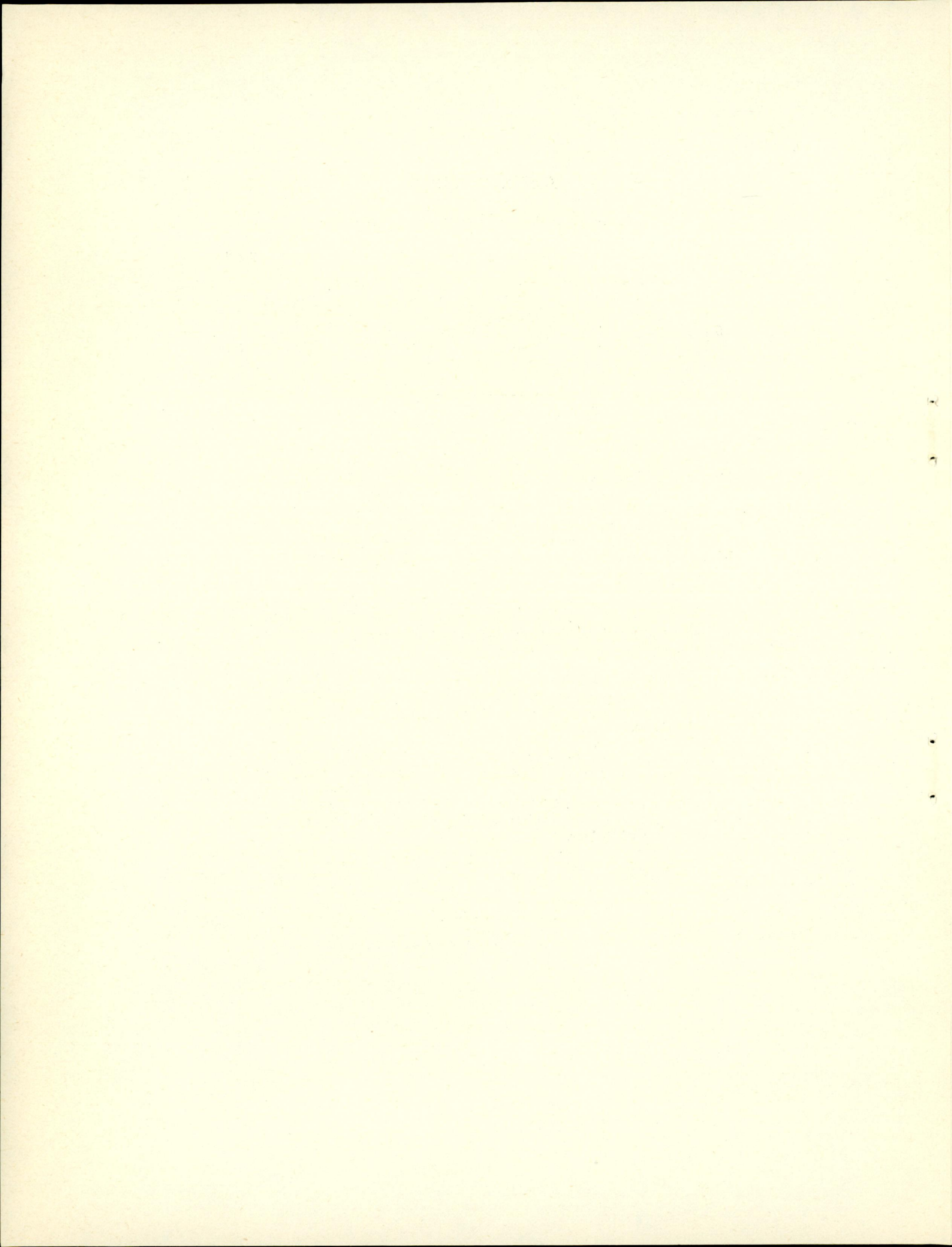
- 10 1. That the owner of the land for the time being (hereinafter called "the owner") shall at all times make available in a building erected on the land at least 2,400 square feet of floor space (hereinafter called "the Exchange room") suitably appointed as an Exchange or place of resort wherein merchants and other persons concerned in
- 15 commerce may conveniently meet for the purpose of conferring upon and transacting commercial affairs and for other purposes incidental thereto.
2. That the Exchange room shall be situated on a ground floor level of any such building and shall have a frontage to either Bridge
- 20 Street or Pitt Street or Gresham Street.
3. That the admission fee and such other annual subscription as shall from time to time be prescribed by the owner for admission to and use of the Exchange room shall not in either case exceed two guineas.
- 25 4. That no person engaged in commerce within the city of Sydney who shall tender or shall have paid the regular admission fee and annual subscription shall be excluded from the Exchange room between the hours of 9 a.m. and 5.15 p.m. on Monday to Friday and 9 a.m. to 12 noon on Saturday unless such day is a public or bank holiday
- 30 in the city of Sydney.

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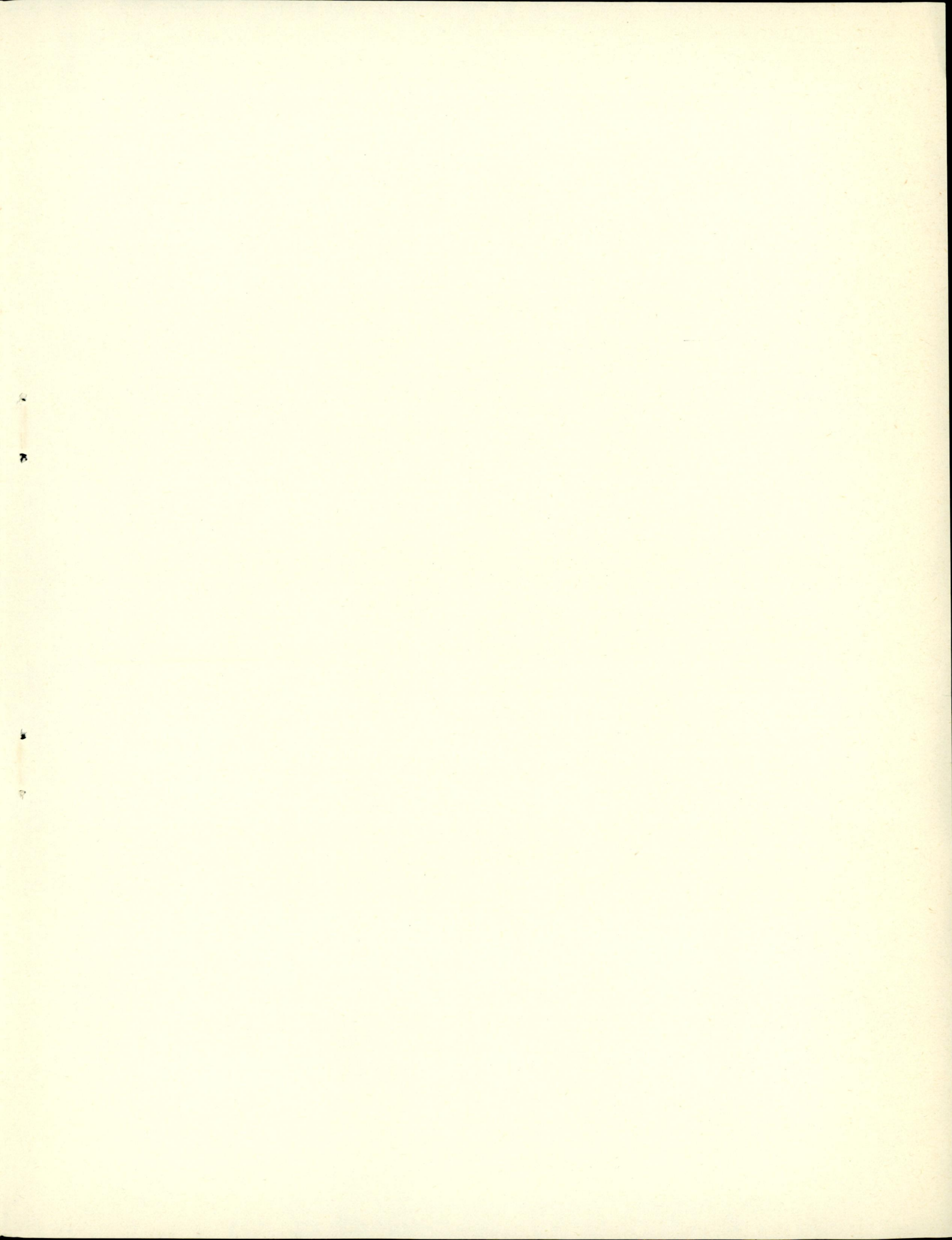
BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1964  
[8d.]















No. , 1964.

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## A BILL

To make provisions relating to certain land held by The Sydney Exchange Company Limited; to validate certain matters; and for purposes connected therewith.

[Mr. COMPTON;—9 April, 1964.]

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**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. This Act may be cited as the "Sydney Exchange Short title. Company Limited Act, 1964".

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2. (1) Any conditions, trusts, dedications, rights of reverter or restrictions on alienation affecting the land described in the First Schedule to this Act immediately before the commencement of this Act are hereby revoked and annulled but the said land is hereby made subject to the covenant set out in the Second Schedule to this Act. Vesting of certain land in Sydney Exchange Company Ltd. subject to a covenant.

(2) No title to the said land described in the First Schedule to this Act shall be held bad either at law or in equity by reason of any breach or non-performance before the commencement of this Act of any condition, trust or proviso contained in the grant by the Crown of such land and every provision for forfeiture, reverter or re-entry in respect of any such breach or non-performance or in respect of any other matter provided in the said grant shall be deemed to have been waived and released by the Crown as from the date of such grant and it is declared that the said land described in the First Schedule to this Act is now vested subject to this Act in The Sydney Exchange Company Limited for an estate in fee simple in possession both at law and in equity.

3. (1) In the event of a breach of the covenant contained in the Second Schedule to this Act the owner for the time being (hereinafter called "the owner") of the land described in the First Schedule to this Act shall subject as hereinafter provided pay a penalty of three hundred pounds to the Under Secretary for Lands for each day or part of a day the breach continues : Provided that the total penalty payable under this Act shall not exceed the sum of six hundred and fifty thousand pounds and upon such sum being paid, whether by way of penalty or otherwise, and in the case of penalty together with interest thereon in accordance with subsection four of this section, the covenant shall thereupon determine. Breach of covenant.

(2) No breach of the said covenant shall be deemed to have taken place because of any failure to comply with the terms of such covenant—

(a) during a period of three years after commencement of the demolition of the existing building in which the Exchange room referred to in the Second Schedule



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*Sydney Exchange Company Limited.*

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Schedule to this Act is being made available or any future building in which such Exchange room shall be made available provided that in either case the demolition of any such building is for the purpose of enabling the construction of a new building; or

5 (b) unless after any failure to comply with the terms of the said covenant the Crown gives notice to the owner requiring compliance with the said terms and the owner fails to do so within six months of such notice having been given; or

10 (c) by reason of an act of God, act of Government, fire, total or partial destruction of the building or other act beyond the control of the owner.

Any period of non-compliance with the terms of the said  
15 covenant through any reason referred to in paragraph (c) of this subsection shall be excluded in calculating the period of three years referred to in paragraph (a) of this subsection and the period of six months referred to in paragraph (b) of this subsection.

20 (3) If the land is subject to a registered mortgage a copy of any notice given pursuant to paragraph (b) of subsection two of this section shall be given by the Crown to the mortgagee and in the event of the owner failing to pay the whole or part of any penalty due to the Crown the mortgagee  
25 may pay the amount due and interest as hereinafter mentioned.

(4) Any penalty under this section shall accrue and become payable from day to day and if such penalty is not paid within one month after it has become payable interest thereon at the rate of five per centum per annum shall accrue  
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35 petent jurisdiction from the owner or to the extent of so much thereof as has been incurred by prior owners from such owners.

(5)



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*Sydney Exchange Company Limited.*

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- (5) The Under Secretary for Lands, or the person acting as such for the time being, shall upon payment of a fee of three pounds issue a certificate in writing signed by him which shall state what sum of money and amount of interest (if any) are due and payable to the Under Secretary under this section. The production of the certificate shall for all purposes be deemed conclusive proof in favour of a bona fide purchaser or incumbrancee for value of the land described in the First Schedule to this Act that at the date thereof no sum of money and amount of interest other than those stated in the certificate were due and payable to the Under Secretary under this section.
4. Persons admitted to the Exchange room referred to in the Second Schedule to this Act shall be licensees only of the owner and shall have no rights of property in the building containing such room or the land on which such building is erected.
5. Any notice given by the Crown under this Act to the owner or a mortgagee including a claim for penalty shall be deemed to have been duly given if signed by the Under Secretary for Lands, or the person acting as such for the time being, and left at the registered office of the owner or mortgagee with some person apparently in the service of the owner or mortgagee or sent by post enclosed in a prepaid registered letter addressed to the owner's or mortgagee's last known address. The service by post shall be deemed to have been effected at the time at which the letter would be delivered in the ordinary course of post.
6. The Registrar-General is authorised to make such entries with respect to the Crown grant and the duplicate thereof issued for the land described in the First Schedule to this Act or with respect to any certificate of title in fee simple issued in respect thereof and to make such other entries and notations in the records of the Registrar-General's Department as may be necessary or advisable to give effect to this Act.

Persons admitted to Exchange room licensees only.

Giving of notice.

Registrar-General, power to amend Crown grant.



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*Sydney Exchange Company Limited.*

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FIRST SCHEDULE.

Sec. 2 (1).

ALL that piece or parcel of land containing by admeasurement 1 rood  
28 perches be the same more or less situate in the parish of  
St. James, county of Cumberland, being the whole of the land com-  
5 prised in the Crown grant of 9th August, 1853, to the Sydney  
Exchange Company and shown on plan catalogued S. 202-858 in the  
Department of Lands.

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SECOND SCHEDULE.

Sec. 2 (1).

COVENANT.

10 1. That the owner of the land for the time being (hereinafter  
called "the owner") shall at all times make available in a building  
erected on the land at least 2,400 square feet of floor space (herein-  
after called "the Exchange room") suitably appointed as an Exchange  
or place of resort wherein merchants and other persons concerned in  
15 commerce may conveniently meet for the purpose of conferring upon  
and transacting commercial affairs and for other purposes incidental  
thereto.

2. That the Exchange room shall be situated on a ground floor  
level of any such building and shall have a frontage to either Bridge  
20 Street or Pitt Street or Gresham Street.

3. That the admission fee and such other annual subscription as  
shall from time to time be prescribed by the owner for admission  
to and use of the Exchange room shall not in either case exceed  
two guineas.

25 4. That no person engaged in commerce within the city of Sydney  
who shall tender or shall have paid the regular admission fee and  
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the hours of 9 a.m. and 5.15 p.m. on Monday to Friday and 9 a.m.  
to 12 noon on Saturday unless such day is a public or bank holiday  
30 in the city of Sydney.

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BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1964

[8d.]



Am. No. 1991

1991

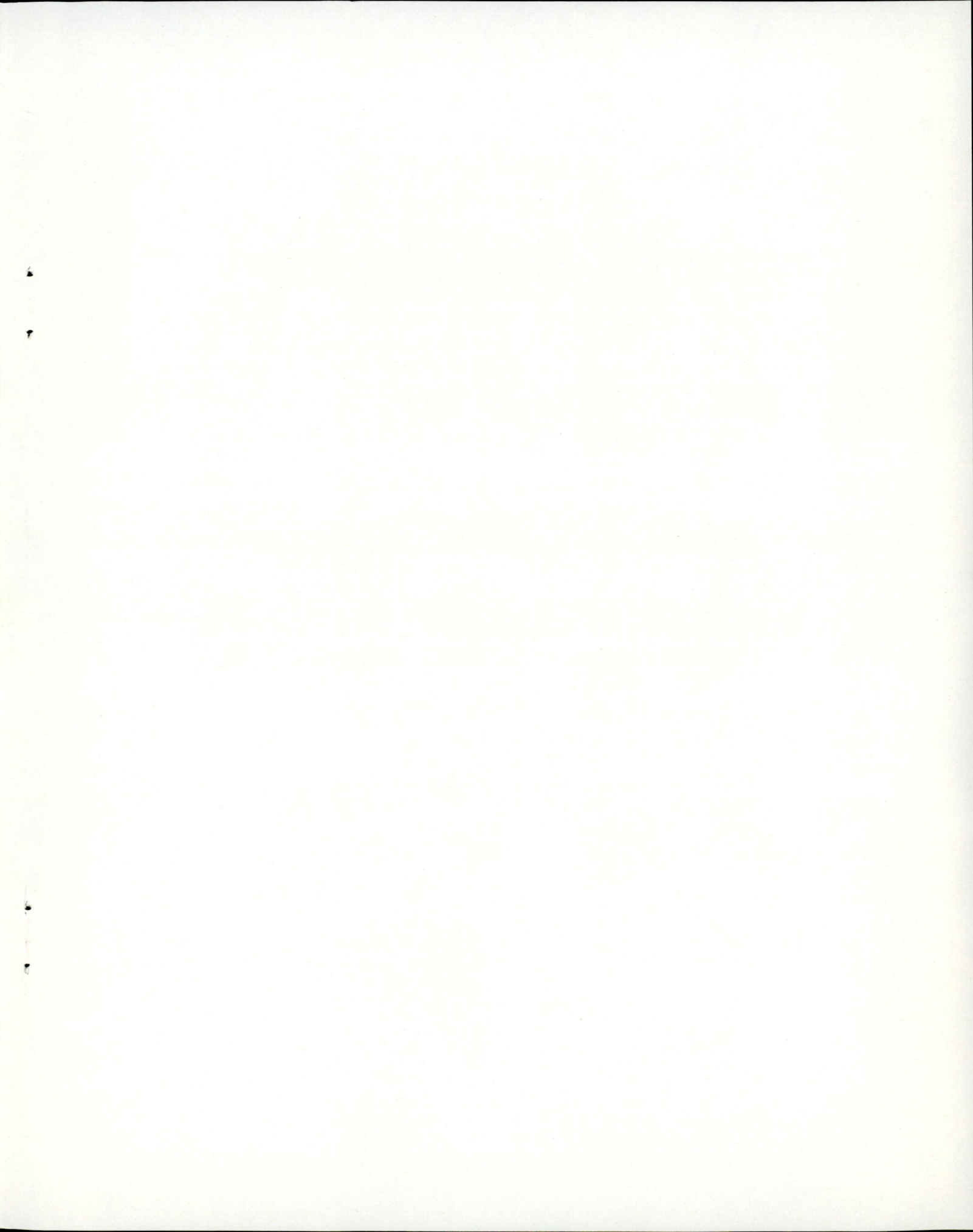
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## **SYDNEY EXCHANGE COMPANY LIMITED BILL, 1964.**

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### **EXPLANATORY NOTE.**

THE objects of this Bill are—

- (a) to revoke and annul any conditions, trusts, dedications, rights of reverter or restrictions on alienation affecting land in Bridge Street, Sydney, granted for an Exchange ;
- (b) to validate the title to the land notwithstanding the breach or non-performance of any condition, trust or proviso contained in the Crown grant and declare that the land is now vested subject to the Act in The Sydney Exchange Company Limited for an estate in fee simple ;
- (c) to impose a covenant requiring the owner of the land to make available in a building erected thereon at least 2,400 square feet of floor space suitably appointed as an Exchange for the use of persons engaged in commerce in the city of Sydney upon payment of an admission fee and annual subscription ;
- (d) to provide that in the event of a breach of the covenant the owner of the land shall pay a daily penalty of £300 but that the total penalty payable shall not exceed £650,000 ;
- (e) to specify certain periods, including any period not exceeding three years required for rebuilding operations, during which no breach of the covenant shall be deemed to have taken place ;
- (f) to permit a registered mortgagee of the land to pay the penalty for a breach of the covenant if the owner fails to pay ;
- (g) to provide that persons admitted to the Exchange room shall be licensees only ;
- (h) to make provisions incidental and ancillary to the foregoing.



THE UNIVERSITY OF CHICAGO

The University of Chicago is a private research university in Chicago, Illinois. It was founded in 1837 and is one of the oldest and most prominent universities in the United States. The university is known for its commitment to academic excellence and its diverse student body. It has a long history of producing world-class scholars and leaders in various fields of study. The university's research output is highly influential, and it has a strong reputation for its contributions to the fields of science, literature, and the social sciences. The University of Chicago is also known for its distinctive campus architecture and its vibrant intellectual life.



PROOF

No. , 1964.

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[MR. COMPTON;—9 April, 1964.]

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Vesting of certain land in Sydney Exchange Company Ltd. subject to a covenant.

(2) No title to the said land described in the First Schedule to this Act shall be held bad either at law or in equity by reason of any breach or non-performance before the commencement of this Act of any condition, trust or proviso contained in the grant by the Crown of such land and every provision for forfeiture, reverter or re-entry in respect of any such breach or non-performance or in respect of any other matter provided in the said grant shall be deemed to have been waived and released by the Crown as from the date of such grant and it is declared that the said land described in the First Schedule to this Act is now vested subject to this Act in The Sydney Exchange Company Limited for an estate in fee simple in possession both at law and in equity.

3. (1) In the event of a breach of the covenant contained in the Second Schedule to this Act the owner for the time being (hereinafter called "the owner") of the land described in the First Schedule to this Act shall subject as hereinafter provided pay a penalty of three hundred pounds to the Under Secretary for Lands for each day or part of a day the breach continues : Provided that the total penalty payable under this Act shall not exceed the sum of six hundred and fifty thousand pounds and upon such sum being paid, whether by way of penalty or otherwise, and in the case of penalty together with interest thereon in accordance with subsection four of this section, the covenant shall thereupon determine.

Breach of covenant.

(2) No breach of the said covenant shall be deemed to have taken place because of any failure to comply with the terms of such covenant—

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*Sydney Exchange Company Limited.*

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- 5 (b) unless after any failure to comply with the terms of the said covenant the Crown gives notice to the owner requiring compliance with the said terms and the owner fails to do so within six months of such notice having been given ; or
- 10 (c) by reason of an act of God, act of Government, fire, total or partial destruction of the building or other act beyond the control of the owner.

Any period of non-compliance with the terms of the said covenant through any reason referred to in paragraph (c) of this subsection shall be excluded in calculating the period of three years referred to in paragraph (a) of this subsection and the period of six months referred to in paragraph (b) of this subsection.

- 20 (3) If the land is subject to a registered mortgage a copy of any notice given pursuant to paragraph (b) of subsection two of this section shall be given by the Crown to the mortgagee and in the event of the owner failing to pay the whole or part of any penalty due to the Crown the mortgagee
- 25 may pay the amount due and interest as hereinafter mentioned.

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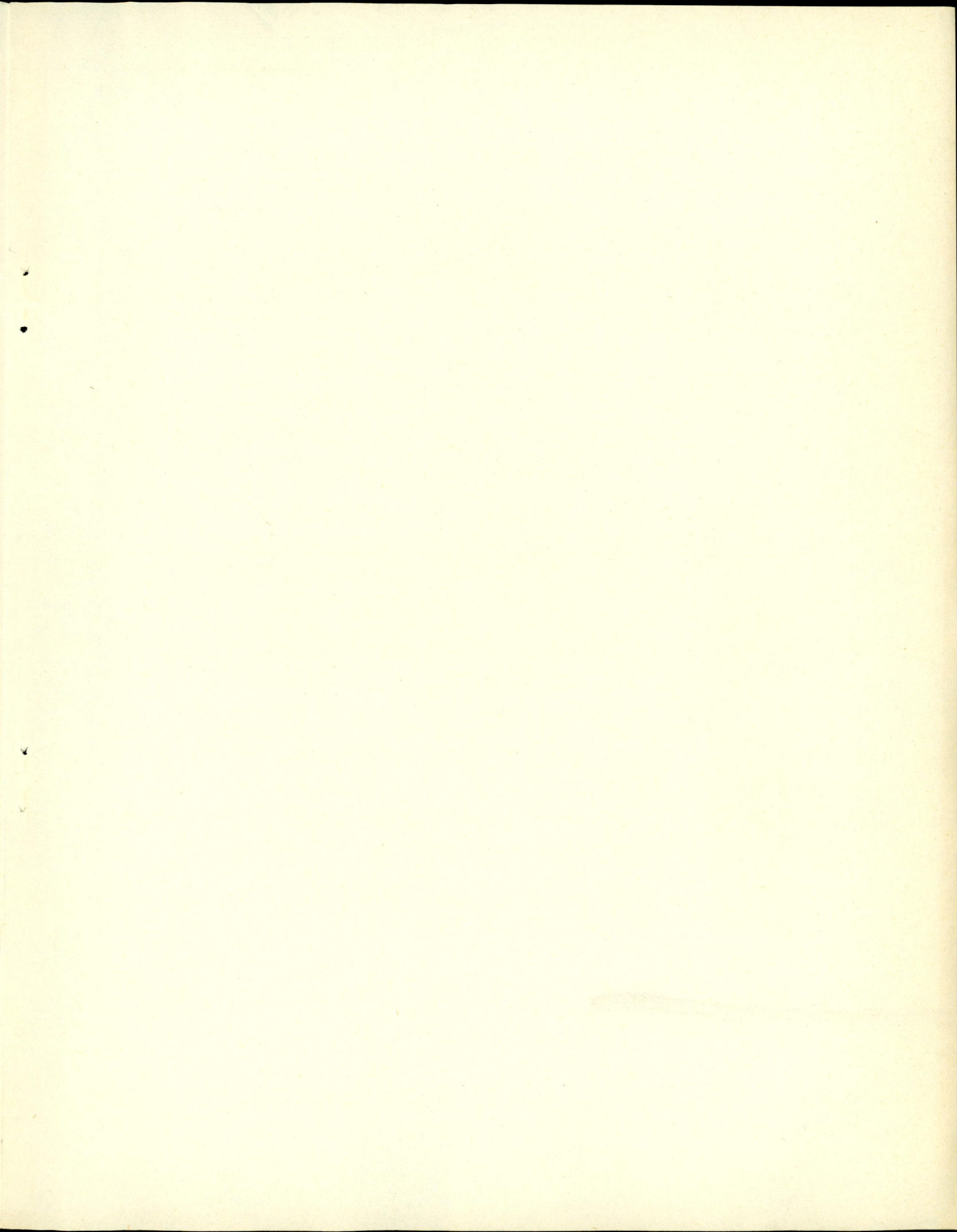
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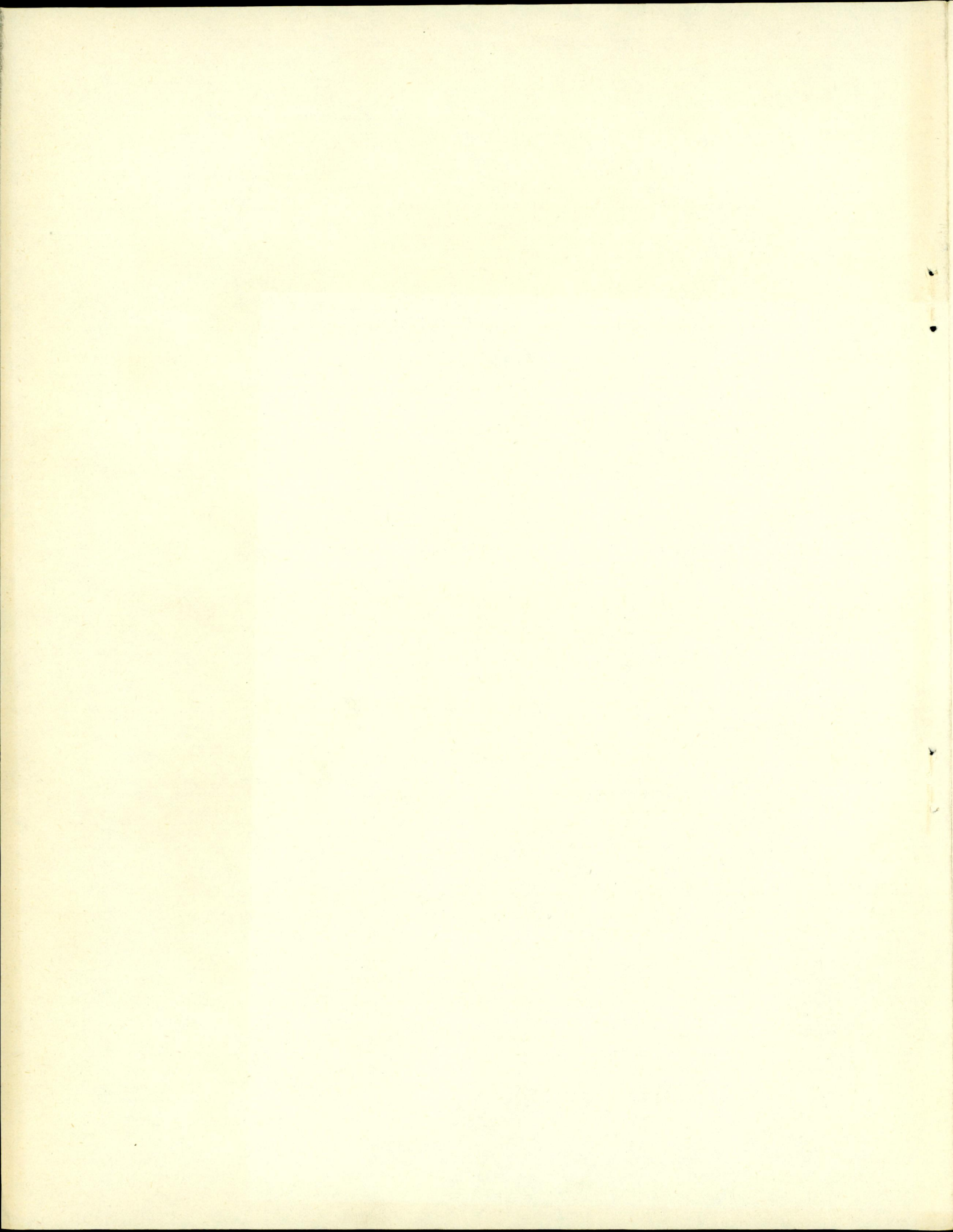














# New South Wales



ANNO TERTIO DECIMO

## ELIZABETHÆ II REGINÆ

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### Act No. 27, 1964.

An Act to make provisions relating to certain land held by The Sydney Exchange Company Limited; to validate certain matters; and for purposes connected therewith. [Assented to, 12th May, 1964.]

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows : —

1. This Act may be cited as the "Sydney Exchange Short title. Company Limited Act, 1964".



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*Sydney Exchange Company Limited.*

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Vesting of  
certain land  
in Sydney  
Exchange  
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Ltd. subject  
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(2) No title to the said land described in the First Schedule to this Act shall be held bad either at law or in equity by reason of any breach or non-performance before the commencement of this Act of any condition, trust or proviso contained in the grant by the Crown of such land and every provision for forfeiture, reverter or re-entry in respect of any such breach or non-performance or in respect of any other matter provided in the said grant shall be deemed to have been waived and released by the Crown as from the date of such grant and it is declared that the said land described in the First Schedule to this Act is now vested subject to this Act in The Sydney Exchange Company Limited for an estate in fee simple in possession both at law and in equity.

Breach of  
covenant.

3. (1) In the event of a breach of the covenant contained in the Second Schedule to this Act the owner for the time being (hereinafter called "the owner") of the land described in the First Schedule to this Act shall subject as hereinafter provided pay a penalty of three hundred pounds to the Under Secretary for Lands for each day or part of a day the breach continues: Provided that the total penalty payable under this Act shall not exceed the sum of six hundred and fifty thousand pounds and upon such sum being paid, whether by way of penalty or otherwise, and in the case of penalty together with interest thereon in accordance with subsection four of this section, the covenant shall thereupon determine.

(2) No breach of the said covenant shall be deemed to have taken place because of any failure to comply with the terms of such covenant—

- (a) during a period of three years after commencement of the demolition of the existing building in which the Exchange room referred to in the Second Schedule

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*Sydney Exchange Company Limited.*

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Any period of non-compliance with the terms of the said covenant through any reason referred to in paragraph (c) of this subsection shall be excluded in calculating the period of three years referred to in paragraph (a) of this subsection and the period of six months referred to in paragraph (b) of this subsection.

(3) If the land is subject to a registered mortgage a copy of any notice given pursuant to paragraph (b) of subsection two of this section shall be given by the Crown to the mortgagee and in the event of the owner failing to pay the whole or part of any penalty due to the Crown the mortgagee may pay the amount due and interest as hereinafter mentioned.

(4) Any penalty under this section shall accrue and become payable from day to day and if such penalty is not paid within one month after it has become payable interest thereon at the rate of five per centum per annum shall accrue and be payable to the Under Secretary for Lands. Such penalty and any such interest shall until paid be a charge upon the land in priority to all sales conveyances transfers mortgages charges liens and encumbrances whatsoever. The amount of the charge may be recovered in any court of competent jurisdiction from the owner or to the extent of so much thereof as has been incurred by prior owners from such owners.

(5)



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*Sydney Exchange Company Limited.*

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(5) The Under Secretary for Lands, or the person acting as such for the time being, shall upon payment of a fee of three pounds issue a certificate in writing signed by him which shall state what sum of money and amount of interest (if any) are due and payable to the Under Secretary under this section. The production of the certificate shall for all purposes be deemed conclusive proof in favour of a bona fide purchaser or incumbrancee for value of the land described in the First Schedule to this Act that at the date thereof no sum of money and amount of interest other than those stated in the certificate were due and payable to the Under Secretary under this section.

**Persons admitted to Exchange room licensees only.**

4. Persons admitted to the Exchange room referred to in the Second Schedule to this Act shall be licensees only of the owner and shall have no rights of property in the building containing such room or the land on which such building is erected.

**Giving of notice.**

5. Any notice given by the Crown under this Act to the owner or a mortgagee including a claim for penalty shall be deemed to have been duly given if signed by the Under Secretary for Lands, or the person acting as such for the time being, and left at the registered office of the owner or mortgagee with some person apparently in the service of the owner or mortgagee or sent by post enclosed in a prepaid registered letter addressed to the owner's or mortgagee's last known address. The service by post shall be deemed to have been effected at the time at which the letter would be delivered in the ordinary course of post.

**Registrar-General, power to amend Crown grant.**

6. The Registrar-General is authorised to make such entries with respect to the Crown grant and the duplicate thereof issued for the land described in the First Schedule to this Act or with respect to any certificate of title in fee simple issued in respect thereof and to make such other entries and notations in the records of the Registrar-General's Department as may be necessary or advisable to give effect to this Act.

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*Sydney Exchange Company Limited.*

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FIRST SCHEDULE.

Sec. 2 (1).

ALL that piece or parcel of land containing by admeasurement 1 rood 28 perches be the same more or less situate in the parish of St. James, county of Cumberland, being the whole of the land comprised in the Crown grant of 9th August, 1853, to the Sydney Exchange Company and shown on plan catalogued S. 202-858 in the Department of Lands.

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SECOND SCHEDULE.

Sec. 2 (1).

COVENANT.

1. That the owner of the land for the time being (hereinafter called "the owner") shall at all times make available in a building erected on the land at least 2,400 square feet of floor space (hereinafter called "the Exchange room") suitably appointed as an Exchange or place of resort wherein merchants and other persons concerned in commerce may conveniently meet for the purpose of conferring upon and transacting commercial affairs and for other purposes incidental thereto.

2. That the Exchange room shall be situated on a ground floor level of any such building and shall have a frontage to either Bridge Street or Pitt Street or Gresham Street.

3. That the admission fee and such other annual subscription as shall from time to time be prescribed by the owner for admission to and use of the Exchange room shall not in either case exceed two guineas.

4. That no person engaged in commerce within the city of Sydney who shall tender or shall have paid the regular admission fee and annual subscription shall be excluded from the Exchange room between the hours of 9 a.m. and 5.15 p.m. on Monday to Friday and 9 a.m. to 12 noon on Saturday unless such day is a public or bank holiday in the city of Sydney.

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BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1964



Section 1000

(1) 2.002

Section 1001

Section 1001. (1) 2.002. This section shall be construed to read as if it were a part of the general laws of the State of California in the year 1904.

(1) 2.002

Section 1002

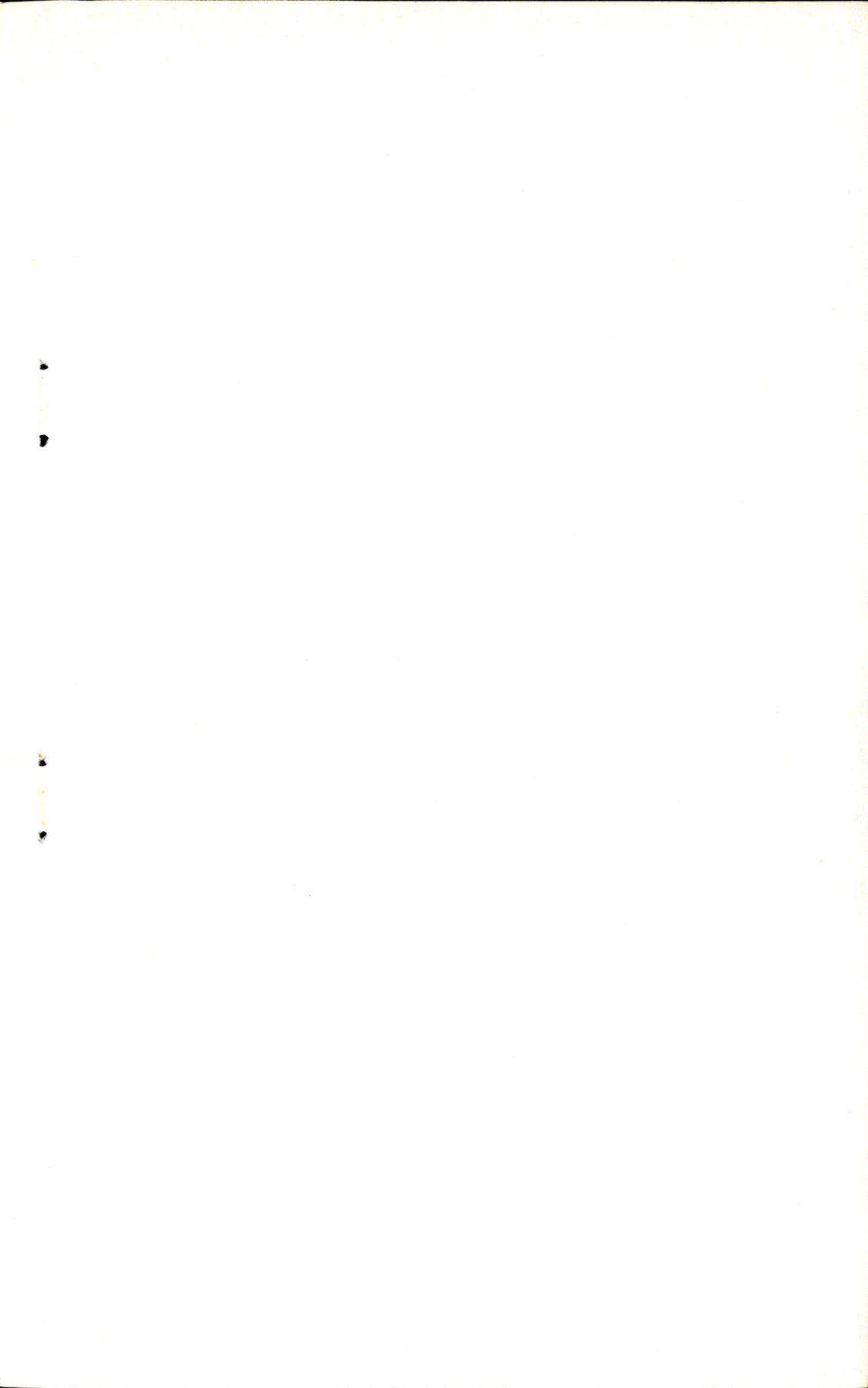
Section 1003

Section 1003. (1) 2.002. This section shall be construed to read as if it were a part of the general laws of the State of California in the year 1904.

Section 1004. (1) 2.002. This section shall be construed to read as if it were a part of the general laws of the State of California in the year 1904.

Section 1005. (1) 2.002. This section shall be construed to read as if it were a part of the general laws of the State of California in the year 1904.

Section 1006. (1) 2.002. This section shall be construed to read as if it were a part of the general laws of the State of California in the year 1904.







*I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of New South Wales.*

ALLAN PICKERING,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 29 April, 1964.*

## New South Wales



ANNO TERTIO DECIMO

# ELIZABETHÆ II REGINÆ

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**Act No. 27, 1964.**

An Act to make provisions relating to certain land held by The Sydney Exchange Company Limited; to validate certain matters; and for purposes connected therewith. [Assented to, 12th May, 1964.]

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Sydney Exchange Short title. Company Limited Act, 1964".

2.

*I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.*

HOWARD T. FOWLES,  
*Chairman of Committees of the Legislative Assembly.*



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*Sydney Exchange Company Limited.*

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Vesting of  
certain land  
in Sydney  
Exchange  
Company  
Ltd. subject  
to a  
covenant.

2. (1) Any conditions, trusts, dedications, rights of reverter or restrictions on alienation affecting the land described in the First Schedule to this Act immediately before the commencement of this Act are hereby revoked and annulled but the said land is hereby made subject to the covenant set out in the Second Schedule to this Act.

(2) No title to the said land described in the First Schedule to this Act shall be held bad either at law or in equity by reason of any breach or non-performance before the commencement of this Act of any condition, trust or proviso contained in the grant by the Crown of such land and every provision for forfeiture, reverter or re-entry in respect of any such breach or non-performance or in respect of any other matter provided in the said grant shall be deemed to have been waived and released by the Crown as from the date of such grant and it is declared that the said land described in the First Schedule to this Act is now vested subject to this Act in The Sydney Exchange Company Limited for an estate in fee simple in possession both at law and in equity.

Breach of  
covenant.

3. (1) In the event of a breach of the covenant contained in the Second Schedule to this Act the owner for the time being (hereinafter called "the owner") of the land described in the First Schedule to this Act shall subject as hereinafter provided pay a penalty of three hundred pounds to the Under Secretary for Lands for each day or part of a day the breach continues: Provided that the total penalty payable under this Act shall not exceed the sum of six hundred and fifty thousand pounds and upon such sum being paid, whether by way of penalty or otherwise, and in the case of penalty together with interest thereon in accordance with subsection four of this section, the covenant shall thereupon determine.

(2) No breach of the said covenant shall be deemed to have taken place because of any failure to comply with the terms of such covenant—

- (a) during a period of three years after commencement of the demolition of the existing building in which the Exchange room referred to in the Second Schedule



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*Sydney Exchange Company Limited.*

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- Schedule to this Act is being made available or any future building in which such Exchange room shall be made available provided that in either case the demolition of any such building is for the purpose of enabling the construction of a new building; or
- (b) unless after any failure to comply with the terms of the said covenant the Crown gives notice to the owner requiring compliance with the said terms and the owner fails to do so within six months of such notice having been given; or
  - (c) by reason of an act of God, act of Government, fire, total or partial destruction of the building or other act beyond the control of the owner.

Any period of non-compliance with the terms of the said covenant through any reason referred to in paragraph (c) of this subsection shall be excluded in calculating the period of three years referred to in paragraph (a) of this subsection and the period of six months referred to in paragraph (b) of this subsection.

(3) If the land is subject to a registered mortgage a copy of any notice given pursuant to paragraph (b) of subsection two of this section shall be given by the Crown to the mortgagee and in the event of the owner failing to pay the whole or part of any penalty due to the Crown the mortgagee may pay the amount due and interest as hereinafter mentioned.

(4) Any penalty under this section shall accrue and become payable from day to day and if such penalty is not paid within one month after it has become payable interest thereon at the rate of five per centum per annum shall accrue and be payable to the Under Secretary for Lands. Such penalty and any such interest shall until paid be a charge upon the land in priority to all sales conveyances transfers mortgages charges liens and encumbrances whatsoever. The amount of the charge may be recovered in any court of competent jurisdiction from the owner or to the extent of so much thereof as has been incurred by prior owners from such owners.

(5)



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*Sydney Exchange Company Limited.*

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(5) The Under Secretary for Lands, or the person acting as such for the time being, shall upon payment of a fee of three pounds issue a certificate in writing signed by him which shall state what sum of money and amount of interest (if any) are due and payable to the Under Secretary under this section. The production of the certificate shall for all purposes be deemed conclusive proof in favour of a bona fide purchaser or incumbrancee for value of the land described in the First Schedule to this Act that at the date thereof no sum of money and amount of interest other than those stated in the certificate were due and payable to the Under Secretary under this section.

Persons admitted to Exchange room licensees only.

4. Persons admitted to the Exchange room referred to in the Second Schedule to this Act shall be licensees only of the owner and shall have no rights of property in the building containing such room or the land on which such building is erected.

Giving of notice.

5. Any notice given by the Crown under this Act to the owner or a mortgagee including a claim for penalty shall be deemed to have been duly given if signed by the Under Secretary for Lands, or the person acting as such for the time being, and left at the registered office of the owner or mortgagee with some person apparently in the service of the owner or mortgagee or sent by post enclosed in a prepaid registered letter addressed to the owner's or mortgagee's last known address. The service by post shall be deemed to have been effected at the time at which the letter would be delivered in the ordinary course of post.

Registrar-General, power to amend Crown grant.

6. The Registrar-General is authorised to make such entries with respect to the Crown grant and the duplicate thereof issued for the land described in the First Schedule to this Act or with respect to any certificate of title in fee simple issued in respect thereof and to make such other entries and notations in the records of the Registrar-General's Department as may be necessary or advisable to give effect to this Act.

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FIRST



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*Sydney Exchange Company Limited.*

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FIRST SCHEDULE.

Sec. 2 (1).

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SECOND SCHEDULE.

Sec. 2 (1).

COVENANT.

1. That the owner of the land for the time being (hereinafter called "the owner") shall at all times make available in a building erected on the land at least 2,400 square feet of floor space (hereinafter called "the Exchange room") suitably appointed as an Exchange or place of resort wherein merchants and other persons concerned in commerce may conveniently meet for the purpose of conferring upon and transacting commercial affairs and for other purposes incidental thereto.

2. That the Exchange room shall be situated on a ground floor level of any such building and shall have a frontage to either Bridge Street or Pitt Street or Gresham Street.

3. That the admission fee and such other annual subscription as shall from time to time be prescribed by the owner for admission to and use of the Exchange room shall not in either case exceed two guineas.

4. That no person engaged in commerce within the city of Sydney who shall tender or shall have paid the regular admission fee and annual subscription shall be excluded from the Exchange room between the hours of 9 a.m. and 5.15 p.m. on Monday to Friday and 9 a.m. to 12 noon on Saturday unless such day is a public or bank holiday in the city of Sydney.

*In the name and on behalf of Her Majesty I assent to this Act.*

K. W. STREET,  
*By Deputation from  
His Excellency the Governor.*

*Government House,  
Sydney, 12th May, 1964.*



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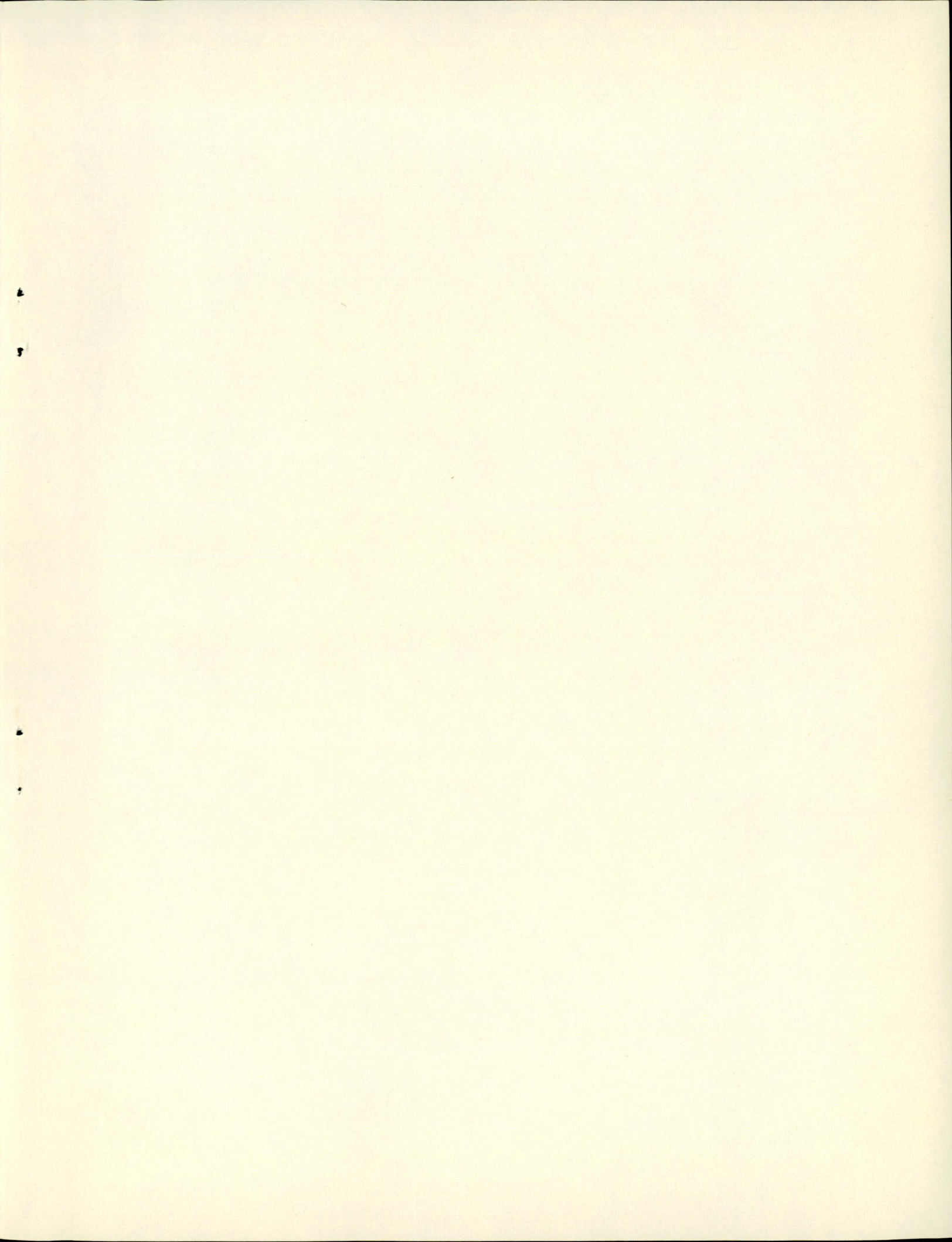
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*I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.*

ALLAN PICKERING,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
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## New South Wales



ANNO TERTIO DECIMO

## ELIZABETHÆ II REGINÆ

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### Act No. 27, 1964.

An Act to make provisions relating to certain land held by The Sydney Exchange Company Limited; to validate certain matters; and for purposes connected therewith. [Assented to, 12th May, 1964.]

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Sydney Exchange Short title. Company Limited Act, 1964".

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*I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.*

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(2) No title to the said land described in the First Schedule to this Act shall be held bad either at law or in equity by reason of any breach or non-performance before the commencement of this Act of any condition, trust or proviso contained in the grant by the Crown of such land and every provision for forfeiture, reverter or re-entry in respect of any such breach or non-performance or in respect of any other matter provided in the said grant shall be deemed to have been waived and released by the Crown as from the date of such grant and it is declared that the said land described in the First Schedule to this Act is now vested subject to this Act in The Sydney Exchange Company Limited for an estate in fee simple in possession both at law and in equity.

Breach of  
covenant.

3. (1) In the event of a breach of the covenant contained in the Second Schedule to this Act the owner for the time being (hereinafter called "the owner") of the land described in the First Schedule to this Act shall subject as hereinafter provided pay a penalty of three hundred pounds to the Under Secretary for Lands for each day or part of a day the breach continues: Provided that the total penalty payable under this Act shall not exceed the sum of six hundred and fifty thousand pounds and upon such sum being paid, whether by way of penalty or otherwise, and in the case of penalty together with interest thereon in accordance with subsection four of this section, the covenant shall thereupon determine.

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*Sydney Exchange Company Limited.*

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*Sydney Exchange Company Limited.*

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*In the name and on behalf of Her Majesty I assent to this Act.*

K. W. STREET,  
*By Deputation from  
His Excellency the Governor.*

*Government House,  
Sydney, 12th May, 1964.*



SECRET

CONFIDENTIAL - SECURITY INFORMATION

1. The purpose of this document is to provide information regarding the activities of the [redacted] in the [redacted] area. This information is being provided to you for your information only and is not to be disseminated outside of your organization.

2. The [redacted] has been identified as a potential threat to the [redacted] and is being monitored closely. It is believed that the [redacted] is engaged in activities that are contrary to the interests of the [redacted].

3. It is recommended that you remain vigilant and report any suspicious activities to the appropriate authorities. Your cooperation in this matter is appreciated.

4. This information is classified as [redacted] and is to be handled accordingly. Any unauthorized disclosure of this information is strictly prohibited.

5. If you have any questions or concerns regarding this information, please contact the [redacted] at [redacted].

