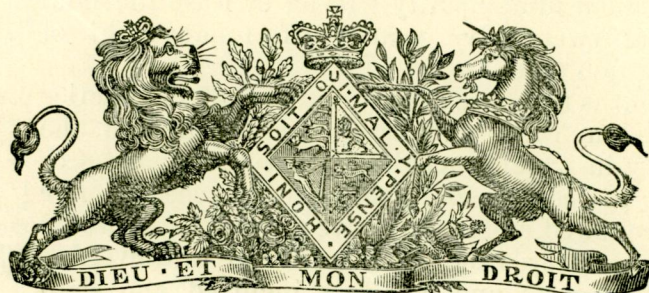


This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

Legislative Assembly Chamber,  
Sydney, 8 August, 1900. }

F. W. WEBB,  
Clerk of the Legislative Assembly.

## New South Wales.



ANNO SEXAGESIMO QUARTO

## VICTORIÆ REGINÆ.

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Act No. , 1900.

An Act to amend the Municipalities Act of 1897; to enable Municipalities to let or lease lands within their boundaries upon which rates are due and remain unpaid for a period of more than five years.

**W**HEREAS no provision is contained in the Municipalities Act of 1897 and amending Acts thereto for letting or leasing unoccupied lands within municipalities upon which rates are due and unpaid: And whereas it is expedient that the councils of municipalities in which such lands are respectively situated shall have power to let or lease such lands where rates shall be unpaid for five years: Be it therefore enacted by the Queen's Most Excellent Majesty, by  
224— (120) and

*Municipalities Act of 1897 Amending.*

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. Whenever any rate, assessed by the council of a municipality, Council to notify intention of letting or leasing lands.  
 5 on any unoccupied land within such municipality, shall be unpaid for the space of five years, and when, after diligent search, the council is unable to discover the name and address of the owner or his agent, or the mortgagee (if any) within the Colony, or are unable to recover the amount of rates due, it shall be lawful for the council of such muni-  
 10 cipality to cause to be published for three consecutive weeks in the Government Gazette and in a newspaper circulating in the district in which such municipality is situated, a notice specifying such land and the amount of rates due in respect thereof, and stating that if such amount be not paid within six months from the first publication of  
 15 such notice the council of such municipality will let or lease the land for a term not exceeding twenty-five years with tenant-right of improvement necessary in such case.

2. If after three months from the first publication of such notice the rates due at the time of such first publication are still unpaid, the Council may let or lease lands and receive and deal with rents; owner may prove title, lessees' rights being respected during term of lease or letting.  
 20 council of the municipality in which such land is situated may let or lease such land from year to year, or for a period not exceeding five years, which term may be renewed, and may receive the rents and profits thereof and apply the same towards the payment of the said overdue rates or part thereof, and of costs and expenses incurred, and shall  
 25 hold any surplus in trust for the owner of such land.

Upon the application of any person who, but for the provisions of this section, would be entitled to the possession of such property, the Supreme Court, or a Judge thereof, may, upon satisfactory proof of title, and upon payment into Court of any such rates, costs, and  
 30 expenses then due and unpaid, order the council of the municipality to deliver up to the applicant possession of such property, and to pay over to the applicant any such surplus as aforesaid :

Provided that the rights of a lessee of the council of a municipality under this section shall not be affected by any order made as  
 35 aforesaid, but that, on the making of the order, the lessee shall attorn to the applicant.

3. This Act may be cited as the "Municipalities Act of 1897 Short title.  
 Amending Act of 1900."