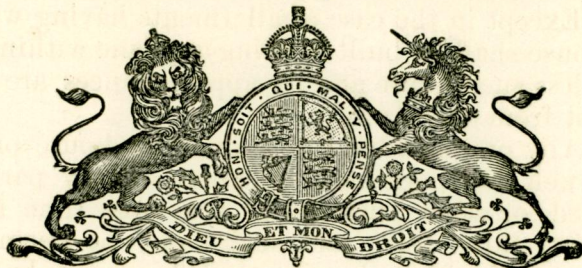


New South Wales.



ANNO SECUNDO

EDWARDI VII REGIS.

Act No. 39, 1902.

An Act to consolidate the enactments relating to the regulation of the Width of Streets and Lanes, and certain other purposes. [Assented to, 20th August, 1902.]

BE it enacted by the King'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 "Width of Streets and Lanes Short title. Act, 1902."

2. The Act forty-five Victoria number twenty-eight is hereby Repeal repealed.

3. Every street laid out or defined since the twentieth day of December, one thousand eight hundred and eighty-one, or hereafter laid out or defined, shall be sixty-six feet wide at least ; and every lane laid out or defined since the said twentieth day of December, one thousand eight hundred and eighty-one, or hereafter laid out or defined, shall be twenty feet wide at least.

Subdivision of streets and lanes. 45 Vic. No. 28, s. 1.

Width of Streets and Lanes.

Improper sub-
division of private
lands.
45 Vic. No. 28, s. 2.

4. Any land which has been since the twentieth day of December, one thousand eight hundred and eighty-one, or is hereafter sold, transferred, leased, or built upon, in violation of the provisions of section one of the Act hereby repealed, or of section three of this Act, shall, when necessary to make the width of any such street or lane equal to the requirements of this Act, be deemed to that extent to form part of such street or lane :

Proviso.

Provided that when it is necessary to define the width of any street or lane under this Act, the necessary width may be determined by measuring from the centre of such street or lane.

Frontages of
allotments.
Ibid. s. 3.

5. (1) Except in the case of allotments having water frontage, no dwelling-house shall be built fronting any lane within the operation of this Act unless such house and its appurtenances are twenty-three feet at the least from such lane.

Premises built in
contravention of this
section to be deemed
encroachments.
Ibid. s. 3.

(2) Any premises built as a dwelling-house or occupied or inhabited as such, although such premises or any part thereof are occupied or used for other purposes at the same time shall, if built less than twenty-three feet from such lane, be deemed to be an encroachment, and if within the city of Sydney may be dealt with by the proper authority as an encroachment under the provisions of the Sydney Corporation Act, 1902, and if within any municipality shall be deemed to be a nuisance within the meaning of the two hundred and forty-sixth section of the Municipalities Act, 1897.

Not to affect prior
alignments, &c.
Ibid. s. 4.

6. Nothing herein contained shall be deemed to affect any street or lane or any frontage to any street or lane or any continuation of any street or lane defined or built upon, or any building commenced or building agreement entered into before the twentieth day of December, one thousand eight hundred and eighty-one, or any law or regulation not repugnant to the provisions of this Act :

Provided that no such continuation as hereinbefore mentioned shall extend beyond the next intersecting street.

By Authority : WILLIAM APPLIGATE GULLICK, Government Printer, Sydney, 1902.

[3.]

Certificate to accompany the Width of Streets
and Lanes Bill.

I CERTIFY that this Bill solely consolidates, and in no way alters, adds to, or amends the law as contained in the enactments therein consolidated.

CHAS. G. HEYDON.
Commissioner for the Consolidation of the Statute Law.

Confidential to accompany the Will of Charles
and James D.D.

I hereby certify that the above is a true and correct copy of the
original as the same appears in the records of the

Office of the Secretary of the Board of Trustees
of the University of Michigan

Width of Streets and Lanes Bill.

TABLE showing how the enactments consolidated have been dealt with.

Section of Repealed Act.	Section of Consolidated Act.	Remarks.
45 VICTORIA No. 28.		
1	3	
2	4	
3	5	
4	6	
5	Omitted. Short title.

Wills of Strvels and James Bill

These wills were proved and admitted to record in the County of ...

...

...

At Witness My Hand

...

...

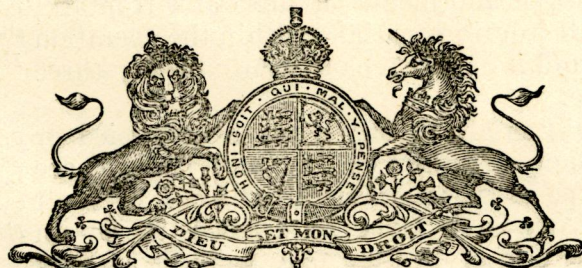
...

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

*Legislative Council Chamber,
Sydney, 9th July, 1902. }*

JOHN J. CALVERT,
Clerk of the Parliaments.

New South Wales.



ANNO SECUNDO

EDWARDI VII REGIS.

Act No. , 1902.

An Act to consolidate the enactments relating to the regulation of the Width of Streets and Lanes, and certain other purposes.

BE it enacted by the King'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 "Width of Streets and Lanes Short title.
Act, 1902."

2. The Act forty-five Victoria number twenty-eight is hereby Repeal.
repealed.

3. Every street laid out or defined since the twentieth day of Subdivision
December, one thousand eight hundred and eighty-one, or hereafter streets and
laid out or defined, shall be sixty-six feet wide at least; and every lane 45 Vic. No
laid out or defined since the said twentieth day of December, one
thousand eight hundred and eighty-one, or hereafter laid out or
defined, shall be twenty feet wide at least.

Width of Streets and Lanes.

4. Any land which has been since the twentieth day of December, one thousand eight hundred and eighty-one, or is hereafter sold, transferred, leased, or built upon, in violation of the provisions of section one of the Act hereby repealed, or of section three of this Act, shall, when necessary to make the width of any such street or lane equal to the requirements of this Act, be deemed to that extent to form part of such street or lane :

Improper sub-
division of private
lands.
45 Vic. No. 28, s. 2.

Provided that when it is necessary to define the width of any street or lane under this Act, the necessary width may be determined by measuring from the centre of such street or lane.

Proviso.

5. (1) Except in the case of allotments having water frontage, no dwelling-house shall be built fronting any lane within the operation of this Act unless such house and its appurtenances are twenty-three feet at the least from such lane.

Frontages of
allotments.
Ibid. s. 3.

(2) Any premises built as a dwelling-house or occupied or inhabited as such, although such premises or any part thereof are occupied or used for other purposes at the same time shall, if built less than twenty-three feet from such lane, be deemed to be an encroachment, and if within the city of Sydney may be dealt with by the proper authority as an encroachment under the provisions of the Sydney Corporation Act, 1902, and if within any municipality shall be deemed to be a nuisance within the meaning of the two hundred and forty-sixth section of the Municipalities Act, 1897.

Premises built in
contravention of this
section to be deemed
encroachments.
Ibid. s. 3.

6. Nothing herein contained shall be deemed to affect any street or lane or any frontage to any street or lane or any continuation of any street or lane defined or built upon, or any building commenced or building agreement entered into before the twentieth day of December, one thousand eight hundred and eighty-one, or any law or regulation not repugnant to the provisions of this Act :

Not to affect prior
alignments, &c.
Ibid. s. 4.

Provided that no such continuation as hereinbefore mentioned shall extend beyond the next intersecting street.