

No. 3872.

An Act to provide for the Application for the Relief of Residents in the City of Brighton who are unemployed of the Balance of a certain Trust Fund known as the Town Relief Fund.

[11th September, 1930.]

Preamble.

No. 2741.

WHEREAS on the second day of February One thousand nine hundred and eighteen great destruction was wrought in the town (now the city) of Brighton by a storm and accompanying rain: And whereas for the purpose of affording financial assistance to inhabitants of the said town not only on that occasion but in case of disaster or calamity occurring in the said town thereafter a fund under the name of the "Town Relief Fund" (hereinafter referred to as "the said Fund") was raised and established: And whereas by deed of trust bearing date the twenty-fifth day of March One thousand nine hundred and eighteen registered under Part III. of the *Trusts Act* 1915 in the Register of Successory Trusts in the Office of Titles, folium 169, (hereinafter referred to as "the said deed of trust") certain persons were therein named as trustees of the said Fund: And whereas by the said deed of trust it was also provided that the trustees should hold the said Fund *inter alia* for the granting of financial assistance to residents of or owners of property in Brighton for the purpose of repairing restoring or reinstating the property of such residents or owners which was damaged by the said storm and also to any person or persons residing or owning property in Brighton who should by reason of any disaster or calamity thereafter happening in Brighton be in need of help to repair restore or reinstate the real or personal property of such person or persons: And whereas no further financial assistance is required to be made to any of the residents or owners aforesaid by reason of the damage caused by the said storm: And whereas there is a balance of moneys and interest thereon standing to the credit of the said Fund and the trustees for the time being of the said Fund desire to be authorized to pay over such balance to

to the corporation of the Mayor Councillors and Citizens of the City of Brighton to be applied by the council thereof for the relief of residents in the municipal district of Brighton who are unemployed: And whereas it would be of advantage to authorize the trustees for the time being of the said Fund to pay over the balance of moneys and interest thereon standing to the credit of the said Fund accordingly: Be it therefore 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 *Brighton Town Relief Fund Act 1930.* Short title.

2. (1) Notwithstanding anything in the hereinbefore recited declaration of trust or any law to the contrary the trustees for the time being of the said Fund are hereby authorized to pay over to the corporation of the Mayor Councillors and Citizens of the City of Brighton any balance of moneys and interest thereon standing to the credit of the said Fund.

Power to the trustees to pay over the balance of the Fund to the city of Brighton.

(2) The said corporation shall hold any moneys paid over to it pursuant to this Act on trust to apply the same in such manner as the council thereof determines for the relief of residents in the municipal district of Brighton who are unemployed.

Application of moneys for relief of person unemployed.

(3) The receipt under the common seal of the said corporation for any moneys paid over to the said corporation pursuant to this Act shall be a sufficient discharge to the said trustees for the moneys so paid over; and the said trustees shall not be bound to inquire into the application of such moneys or be responsible for the non-application or mis-application thereof and shall be hereby discharged from the trusts of the said deed of trust; and on production of such receipt to the Registrar of Titles he shall close the hereinbefore recited folium of the register of successory trusts.

Discharge of trustees as to moneys paid over.

Closing of folium 169 of register of successory trusts.