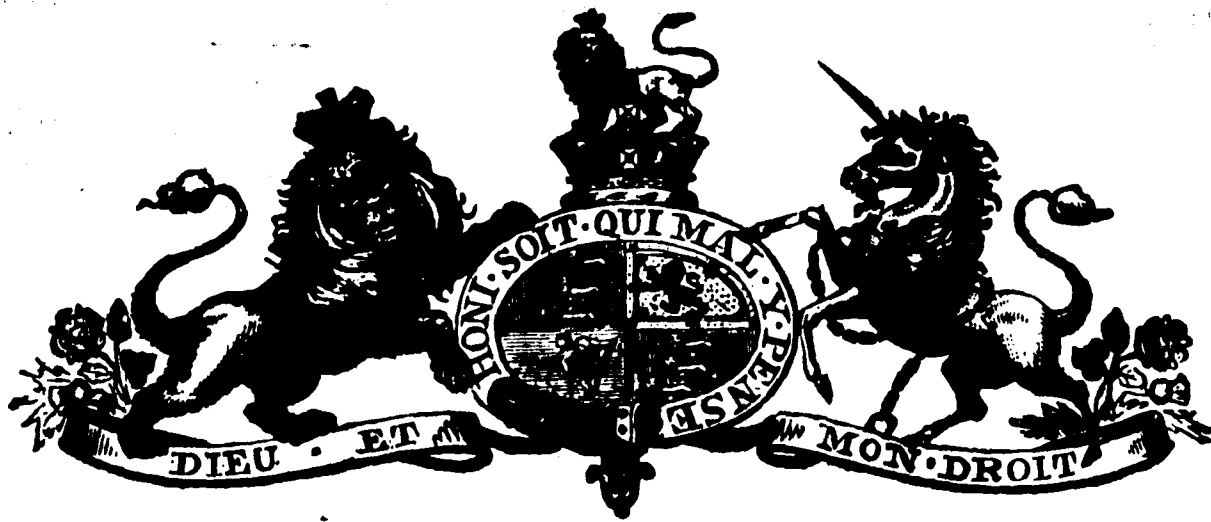


VICTORIA.



ANNO TERTIO

GEORGII QUINTI REGIS.

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No. 2375.

An Act to provide for the Exchange of a certain piece of Land vested for certain purposes in the Mayor Aldermen Councillors and Citizens of the City of Melbourne for a certain piece of Land in which the Metropolitan Gas Company is registered as the proprietor of an estate in fee simple and for other purposes.

[16th November, 1912.]

**W**HEREAS by virtue of the provisions of *The Railway Melbourne Lands Exchange Act 1888*, *The Railway Melbourne Lands Exchange Act 1889*, and the *Melbourne Harbor Trust Act 1890* (No. 2) the land described in the First Schedule to this Act being the land also described in Part IV. of the Second Schedule to *The Railway Melbourne Lands Exchange Act 1888* as amended and re-enacted by the *Melbourne Harbor Trust Act 1890* (No. 2) is vested in the Mayor Aldermen Councillors and Citizens of the City of Melbourne (hereinafter referred to as "the said Corporation") for the following purposes and for no other purposes whatsoever (that is to say) :—For yardage for sanitary vehicles and appliances and materials requisite for the public purposes of the city: And whereas the Metropolitan Gas

Preamble.

Nos. 1003, 1054, 1182.

See Victorian Statutes 1890, Vol. VI., pp. 241-247.

First Schedule.

Second Schedule.

No. 1182 s. 9 and Eighth Schedule thereto.

Gas Company (hereinafter referred to as "the said Company") is registered as the proprietor of an estate in fee simple in the land described in the Second Schedule to this Act being part of the untransferred land now comprised in the certificate of title entered in the register-book in the Office of Titles, volume 2416, folio 483077: And whereas the said Company is desirous of exchanging the land described in the Second Schedule to this Act for the land described in the First Schedule to this Act; and in connexion with such exchange has agreed to pay to the said Corporation the sum of Five thousand pounds: And whereas the said Corporation has agreed to such exchange accordingly: And whereas such exchange cannot be effected without the authority of Parliament and it is expedient to provide for such exchange: 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):—

Short title.

1. This Act may be cited as the *Melbourne Lands Exchange Act 1912*.

Land described in First and Second Schedules to vest in Crown.

2. On the registration of a transfer by the said Company to His Majesty of the land described in the Second Schedule to this Act which transfer the said Company is hereby empowered to make—

(a) the land described in the First Schedule to this Act shall notwithstanding anything contained in any Act cease to be vested in the Mayor Aldermen Councillors and Citizens of the City of Melbourne and by virtue only of this Act and without any conveyance or transfer shall be vested in His Majesty freed and discharged from any trusts limitations and restrictions whatsoever and shall be deemed to be and subject to the provisions of this Act may be dealt with as unalienated land of the Crown; and

(b) the land described in the Second Schedule to this Act shall be deemed to be and subject to the provisions of this Act may be dealt with as unalienated land of the Crown.

Grant to the Corporation of the City of Melbourne of land described in Second Schedule.

3. (1) Thereafter the Governor in Council upon being satisfied that the said Company has paid to the said Corporation the said recited sum of Five thousand pounds may notwithstanding anything contained in any Act (subject to such covenants conditions reservations and exceptions

exceptions as the Governor in Council may in either case think fit) in the name and on behalf of His Majesty grant—

(a) to the said Corporation the said land described in the Second Schedule to this Act for the following purposes and for no other purposes whatsoever (that is to say):—For yardage for sanitary vehicles and appliances and materials requisite for the public purposes of the said city ; and

(b) to the said Company for an estate in fee simple the said land described in the First Schedule to this Act.

Second Schedule.

Grant to the Company of land described in First Schedule.

(2) The said sum of Five thousand pounds shall be expended by the said Corporation in the erection of buildings and in the effecting of improvements on the land described in the Second Schedule to this Act in order to make such land suitable in all respects for the purposes mentioned in paragraph (a) of sub-section (1) of this section.

Money to be spent on land described in Second Schedule.

4. No person and no body of persons (whether incorporated or not) shall be entitled to or shall receive from or on behalf of His Majesty any money or consideration or compensation in respect of or in any manner whatsoever arising out of any matter or thing under this Act.

No money or compensation to be paid by the Crown.

## SCHEDULES.

## SCHEDULES.

Sections 2, 3.

## FIRST SCHEDULE.

*Land vested in the Mayor, Aldermen, Councillors, and Citizens of the City of Melbourne for yardage for sanitary vehicles and appliances and materials requisite for the public purposes of the said city, vide Acts Nos. 1003, 1054, and 1182, being the land also described in the Eighth Schedule to last-mentioned Act, and which it is proposed to exchange for the land described in the Second Schedule to this Act.*

One acre nine perches, county of Bourke, parish of North Melbourne, City of Melbourne: Commencing at the south-east angle of allotment B<sup>3</sup>; bounded thence by that allotment and allotment B<sup>2</sup> bearing N. 0° 27' E. four chains twenty-two links and one-tenth, and by the latter allotment bearing S. 89° 52' E. two chains thirty-two links and nine-tenths; thence by allotment B bearing S. 0° 8' W. four chains seventy-eight links and three-tenths; and thence by the Australian Wharf-road bearing N. 76° 26' W. two chains forty-one links and eight-tenths to the point of commencement.

Sections 2, 3.

## SECOND SCHEDULE.

*Land in which the Metropolitan Gas Company is registered as the proprietor of an estate in fee simple being part of the untransferred land comprised in the Certificate of Title entered in the Register Book in the Office of Titles, Volume 2416, Folio 483077, and which it is proposed to exchange for the land described in the First Schedule to this Act.*

One acre nine perches, county of Bourke, parish of North Melbourne, City of Melbourne, being part of allotment 45: Commencing at a point on the north side of the Australian Wharf-road bearing S. 79° E. one chain one link and eight-tenths from the south-west angle of the said allotment; bounded thence by a road bearing N. 0° 10' E. five chains sixty-seven links and a half; thence by Pigott-street bearing N. 57° 23' E. one chain ninety-seven links and four-tenths; thence by a line bearing S. 0° 10' W. seven chains six links; and thence by the Australian Wharf-road bearing N. 79° W. one chain sixty-nine links to the point of commencement.

MELBOURNE:

By Authority: ALBERT J. MULLETT, Acting Government Printer.