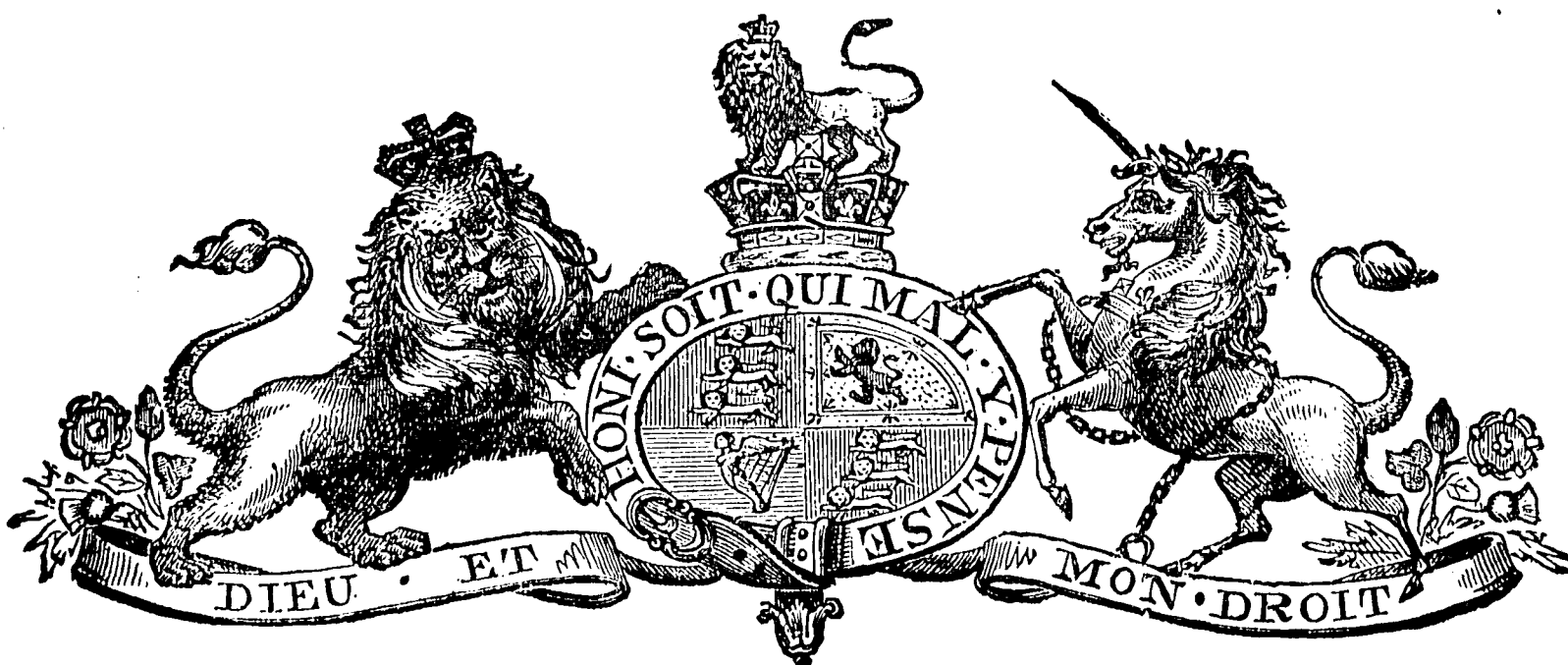


VICTORIA.



ANNO QUINQUAGESIMO PRIMO

VICTORIÆ REGINÆ.

No. DCCCCXIX.

An Act to amend "*The Local Government Amending Act 1884.*"

[8th September 1887.]

BE it enacted by the Queen'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 for all purposes be cited as "*The Municipal Tramways (Delegation of Powers) Act 1887.*" Short title.

2. Any person or corporation by or upon whom the rights powers privileges and obligations granted or imposed by any order of the Governor in Council under the provisions of "*The Local Government Amendment Act 1883*" authorizing the construction of a tramway to or upon the council of any municipality or any of them are under the provisions of "*The Local Government Amending Act 1884*" or of this Act possessed or imposed may with the consent of the council of the municipality and of the Governor by deed under the seal of such person or corporation assign either absolutely or by way of mortgage all or any of such rights powers privileges and obligations to any other person or corporation upon such terms and subject to such conditions and stipulations not inconsistent with the order of the Governor in Council authorizing the construction of the tramway as may be contained in such deed,

Power to persons to whom the authority to construct a tramway has been delegated by a municipal council to assign.

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deed, and upon the execution of such deed and the consent thereto by the council of the municipality under its common seal and the approval thereof by the Governor such of the said rights powers privileges and obligations as may be so assigned shall be possessed by and imposed upon the assignee thereof as if the assignee were the council of the municipality.

Agreement for delegation may contain power of assignment.

3. The agreement in writing containing the terms conditions and stipulations upon and subject to which the council of any municipality delegates the authority conferred on such council by any such order of the Governor in Council as aforesaid authorizing the construction of a tramway may contain a power of assignment with the approval of the Governor absolutely or by way of mortgage of all or any of the rights powers privileges and obligations delegated by the council of such municipality.

When approval of Governor to delegation or assignment may be given.

4. The approval of the Governor in Council to any agreement under the provisions of section eight of "*The Local Government Amending Act 1884*" for delegating the authority conferred by any order of the Governor in Council authorizing the construction of a tramway, and the approval of the Governor to any assignment authorized by this Act may be given either before or after any of the parties to such agreement or assignment may have executed the same.

Power to municipal council to alter or accept surrender of agreement for delegation.

5. When the council of any municipality has duly adopted any proposition under the powers contained in "*The Local Government Amending Act 1884*" for delegating any authority conferred on it by any order of the Governor in Council authorizing the construction of a tramway such council may at any time afterwards with the concurrence of the person or corporation to whom the delegation is made his or its assignee make any alteration in any of the terms conditions or stipulations contained in the agreement for such delegation, or accept a surrender of all or any the rights powers privileges and obligations delegated without again publishing the notices mentioned in section nine of the said Act or submitting the matter to the election of the ratepayers: Provided always that if such alteration be made after such agreement has been approved by the Governor in Council such alteration shall not be of any force until it also has been approved by the Governor in Council, and no such surrender shall be of any force until it has been approved by the Governor in Council, and from and after the approval of the Governor in Council of any such surrender the council of the municipality shall except as to matters or things made or done be in the same position with regard to the rights powers privileges and obligations surrendered as if no delegation of them had been made.

MELBOURNE:

By Authority: ROBT. S. BRAIN, Government Printer.