

No. XLVI.

An Act to enable the Council of the City of Sydney to assess collect and levy certain City and Lighting Rates for the year one thousand eight hundred and fifty-one. [2nd May, 1851.]

SYDNEY CITY AND
LIGHTING RATES.

WHEREAS by a certain Act of the Governor and Legislative Council of the Colony of New South Wales made and passed in the fourteenth year of the reign of Her present Majesty Queen Victoria intituled “*An Act to provide for the regulation of the Corporation of the City of Sydney*” it was amongst other things enacted that it should be lawful for the Council of the said City and they were thereby authorized and required from time to time to order and direct such valuer or valuers as they might appoint to make and enter in books to be provided for the purpose (a separate book being kept for each Ward in the

Preamble.

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the form or to the effect of the Schedule to the said Act annexed marked K and such books to be called the Ward Assessment Books) an assessment of every building tenement or other property within the limits of the said City according to its full fair and average value clear of all outgoings and that such Ward Assessment Books when completed by such valuers respectively should be by them delivered to the Town Clerk who should as soon as conveniently might be thereafter cause a notice in the form prescribed by the said Act to be served on or left at the premises of every proprietor or occupier (as the case might be) of the building tenement or other property assessed And whereas it is further enacted by the said Act that it should be lawful for the said Council of the said City and they are thereby authorized and required on or before the thirty-first day of December in every year to estimate as correctly as may be what amount in addition to the various sums at the credit of the said Council in the City Fund would be sufficient for the payment of the expenses to be incurred in carrying into effect the provisions of the said Act for the year immediately succeeding the year in which such estimate should be made and in order to raise the amount so estimated the said Council of the said City are by the said Act authorized and required on the assessment so to be made as is set forth in the said Act to cause such City and Lighting Rates to be raised as the said Council might see proper such City Rate not to exceed one shilling and sixpence in the pound and such Lighting Rates not to exceed sixpence in the pound in any year and such City and Lighting Rates to be fixed and ordered by the said Council on or before the thirty-first day of January in every year to be paid into the office of the City Treasurer in two equal proportions the first moiety thereof to be so paid on or before the thirty-first day of March and the second moiety thereof on or before the thirtieth day of September in every year And whereas the said Council of the said City did in the month of December last estimate as correctly as might be what amount in addition to the various sums at the credit of the Corporation in the City Fund would be sufficient for the payment of the expenses to be incurred in carrying into effect the provisions of the said Act for this present year and did also on the thirty-first day of the said month of December last fix and order certain City and Lighting Rates to be levied in accordance with the provisions of the said Act but sufficient time has not been afforded the said Council to cause a new assessment or valuation of the City property as yet to be made in the manner and form by such Act prescribed by reason whereof no such City or Lighting Rate can be raised during the said present year and it is therefore necessary that such provisions as are herein contained should be made to postpone the period for making and ordering and to authorize the raising and levying of such City and Lighting Rates for the present year Be it therefore enacted by His Excellency the Governor of New South Wales with the advice and consent of the Legislative Council thereof That in order to raise the amount of expenses incurred or to be incurred in carrying into effect the provisions of the said recited Act or this Act during the present year it shall be lawful for the said Council and they are hereby authorized and required on the assessment or valuation of the City property still to be made in accordance with the provisions of the said recited Act to cause such City and Lighting Rates to be raised as the said Council may think necessary such City Rate not to exceed one shilling and sixpence in the pound and such Lighting Rate not to exceed sixpence in the pound and such City and Lighting Rates shall on or before the thirty-first day of October next be fixed and ordered by the said Council to be paid into the office of the City Treasurer on or before the thirty-first day of December in this present year.

Council may levy
City Rate not
exceeding one
shilling and sixpence
in the pound and
Lighting Rate not
exceeding sixpence
in the pound.

These

Sydney City and Lighting Rates.

These are therefore to authorize you forthwith to make distress of the goods and chattels in the first place upon those of the person or persons named in the said Schedule if he she or they be then resident in the said premises and have any goods and chattels there and in case of a change of possession then upon the goods and chattels of any person or persons who shall then be the occupier or occupiers thereof or upon the goods and chattels of the person or persons in possession of the said premises so appearing in the said Schedule at the time of the executing of this warrant and if within the space of three days next after the making of either of such distress or distresses respectively the said several sums of money set opposite to their respective names at which the person or persons was or were so rated as aforesaid and the said several sums for costs also set opposite to their respective names including your lawful charges for levy inventory sale commission and delivery of goods in each case shall not be paid that then you do sell the said goods and chattels of the person or persons so by you distrained and out of the money arising by such sales respectively you retain the sums so set opposite to the name of each party or parties whose goods you shall have so sold rendering to him or them the overplus the charges of taking keeping and selling the said distress being first deducted and that you certify to me on or before the day of what you shall have done by virtue of this warrant.

SCHEDULE.

No. in Rate Book.	Names of Ratepayers.	Description of Property.	Situation of Property.	Rates.			Costs.	Total.
				City.	Lighting.	Arrears.		
				Half-year ending	Half-year ending	City and Lighting		

Given under my hand at the Town Hall in the City of Sydney this
day of A.D. 18 .

Mayor.

SCHEDULE OF COSTS.

	s.	d.
For every warrant of distress 	1	0
For every levy 	0	6
For man in possession each day or part of a day 	3	0
For inventory sale commission and delivery of goods not exceeding one shilling in the pound on the net proceeds of the sale.		

SCHEDULE B.

Warrant of Distress against Landlord or Proprietor.
To and his Assistants.

Schedule B.

WHEREAS the person or persons appearing in the Rate Books as rated whose name [or names] appears in the Schedule hereunder written has been rated by the Council of the City of Sydney in respect of the property [or properties] also appearing in the said Schedule at the sums and for the purposes set down opposite to his name [or names] And whereas the said sum [or sums] is [or are] still due and payable on account of such rates and default having been made in payment thereof by the said [the person so rated] to the City Treasurer and the said premises being vacant for a period less than six months and no sufficient distress being upon the said premises and the said rate [or rates] having been demanded from [the landlord or proprietor] and still remains unpaid These are to authorize you forthwith to make distress of the goods and chattels of the said [the landlord or proprietor] and if within the space of three days next after the making of such distress the said sum [or sums] together with the costs mentioned in the said Schedule respectively including the taking and keeping the said distress shall not be paid that then you do sell the goods and chattels of the said [landlord or proprietor] so by you distrained and out of the money arising by such sale you retain the said sum of £ (total amount of rates and warrant) together with your lawful charges for levy possession money inventory sale commission and delivery of goods rendering to him [or them] the overplus and that you certify to me on or before the day of what you shall have done by virtue of this warrant.

SCHEDULE.

Victoria Electoral Act.

SCHEDULE.

No. in Rate Book.	Names of Ratepayers.	Description of Property.	Situation of Property.	RATES.			Costs.	TOTAL.
				City.	Lighting.	Arrears.		
				Half- year ending	Half- year ending	Half- year ending		

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