

ALBERT DANGAR'S
LEASING ACT
AMENDMENT.

Preamble.

Power to give tenants or trustees of land mentioned in principal Act to grant portions thereof for religious educational and other public purposes.

Lands granted to vest in grantees in fee simple.

Proceeds after payment of expenses to be paid into Supreme Court.

An Act to amend "Albert Dangar's Leasing Act of 1873." [2nd August, 1877.]

WHEREAS it is expedient to amend "Albert Dangar's Leasing Act of 1873" in certain particulars Be it therefore enacted by the Queen'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. It shall be lawful for Albert Augustus Dangar in the said Act named during his life or other the person or persons respectively for the time being entitled to a life estate in the pieces or parcels of land and hereditaments mentioned in the Schedule to the said "Albert Dangar's Leasing Act of 1873" and during the minority of any such person for the trustee or trustees for the time being of the will of Henry Dangar deceased either with or without price or consideration and either absolutely or upon any conditions or in case of sale on any terms of credit to grant and convey in fee simple or for any lesser estate or interest to any person or persons body or bodies corporate or incorporate municipal lay or religious whether as a trustee or trustees or otherwise or to dedicate to the public any part or parts of the lands mentioned and described in the Schedule to the said Act not exceeding in the whole an area of thirty-five acres for the purpose of the erection thereon of any church parsonage house school town hall hospital or other building or buildings for religious educational literary charitable eleemosynary or other public purposes whatsoever or the making laying out constructing or forming any gardens ornamental grounds parks or places of public recreation And also (but in excess of the aforesaid area of thirty-five acres) to confirm any appropriation sale or gift of any part of the said lands made contemplated or attempted for any of such purposes at any time previously to the passing of this Act Provided always that no such grant conveyance gift dedication confirmation or appropriation shall be valid or take effect unless and until the same shall be evidenced by a deed or instrument in writing of which a copy duplicate or memorial shall be duly registered in the office of the Registrar General at Sydney.

2. Upon the execution of any deed or instrument of grant conveyance or confirmation under the powers hereby conferred the lands and hereditaments thereby conveyed and the legal estate therein shall vest in the person or persons body or bodies respectively to whom the same shall be so granted or conveyed their heirs or successors and assigns for an estate of inheritance in fee simple in possession either absolutely or to or for such estates uses trusts or limitations as may be created limited or declared by the deed or instrument evidencing such grant conveyance or confirmation.

3. It shall be lawful for the said Albert Augustus Dangar or other the person or persons acting under the powers of this Act on the receipt of the proceeds of the sale of any lands sold under the provisions hereof to deduct the cost and expenses of and incidental to such sale and to the passing of this Act And the said Albert Augustus Dangar and such other person or persons aforesaid shall from time to time as the same may be received after deducting such costs and expenses as aforesaid pay the balance of the said proceeds and the interest (if any) received in respect of any deferred payments into the Supreme Court of New South Wales in its Equitable Jurisdiction in the matter of the will of the said Henry Dangar deceased and to an account to be entitled in the trusts of the said will.

Albert Dangar's Leasing Act Amendment.

4. The certificate of the Master in Equity of the fact of such moneys being so paid shall be a sufficient discharge therefor to the person or persons making such payments and the said Court shall have the same power to apply and deal with such moneys in every respect as if the same had been paid into Court under the Act passed in the twenty-first year of the reign of Her present Majesty intituled "*An Act for better securing trust funds and for the relief of Trustees.*"

5. It shall be lawful for the said Albert Augustus Dangar and his assigns during his life or other the person or persons respectively for the time being entitled to a life or greater estate in the said pieces or parcels of land and hereditaments mentioned in the Schedule to the said recited Act and during the minority of any such person for the trustee or trustees for the time being of the said will of the said Henry Dangar deceased to make lay out and alter and concur in the making laying out and altering of any roads streets or ways on and over any part or parts of the said lands hereditaments and premises mentioned and described in the said Schedule to the said Act and also to undertake and concur in undertaking any works for and to make erect and carry out and concur in making erecting and carrying out any erections sewers drains watercourses lamps lighting or any other works which may in his or their discretion conduce to the better laying out selling or letting of the said lands and hereditaments or the convenience and enjoyment of those persons who may have purchased or taken on lease any part thereof The cost of any such works on the part of the said person or persons acting under the powers given by this section or his or their proportion of such cost shall for the purposes of this Act be held to be costs and expenses of and incidental to sales hereunder and retainable accordingly For any of the purposes of this section such person or persons may reserve and dedicate either absolutely or upon any condition any part and parts of the said lands hereditaments and premises.

6. This Act may be cited as "Albert Dangar's Leasing Act Short title.
Amendment Act of 1877."