

No. VIII.

BLACKFRIARS
AND SHEPHERD'S
NURSERY ESTATES.

An Act to remove doubts as to the power of the Municipal Council of the city of Sydney to take over certain Streets and Lanes as formed or laid out under the subdivision of the Blackfriars Estate and on portion of the Shepherd's Nursery Estate. [12th September, 1889.]

Preamble.

WHEREAS it is amongst other things provided by the sixty-ninth section of the "Sydney Corporation Act of 1879," forty-third Victoria number three, that no street, lane, or alley shall be formed within the said city unless such street be of the width of sixty-six feet at least, and such lane or alley of the width of twenty feet at least, in every part thereof respectively: And whereas by the seventy-second section of the said Act it is further provided that every such public way shall, when formed and completed, be held to be for ever dedicated to the public use, and all such ways as shall have been formed either at the public expense or otherwise prior to the coming in force of the said Act, and all public ways thereafter formed, shall be held to have been and to be from the time of the formation and completion of the same for ever dedicated to the public use, and shall be vested in and under the control, management, and direction of the Council: And whereas by the fifteenth section of the "City of Sydney Improvement Act," forty-third Victoria number twenty-five, it is provided under the penalty therein declared that no dwelling-house shall be permitted to be built fronting a lane, court, or way unless such lane, court, or way shall be of the width of twenty feet at the least: And whereas certain streets and lanes on the subdivision of the Blackfriars Estate, in the city of Sydney, made before the passing of the said cited Acts, were laid out and formed, and sales of allotments according to such subdivision, as shown on a plan numbered four hundred and sixty-six and deposited in the Land Titles Office, were made on the twenty-second day of January, one thousand eight hundred and seventy-nine, and subsequently, and other streets and lanes were laid out and formed on part of the Shepherd's Nursery Estate, in the said city of Sydney, but the said streets and lanes do not conform in width with the requirements of the said cited Acts, and doubts have been raised whether it be lawful for the said Council to accept the public dedication of and take over the said streets and lanes under the seventy-second section of the said first-cited Act, and it is desirable that such doubts should be removed as hereinafter provided: 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:—

Streets and lanes to be accepted, &c., by City Council.

1. It shall be lawful for the Municipal Council of the city of Sydney, notwithstanding anything to the contrary contained in any of the said cited Acts or in any other Act, to approve, accept, and take over the streets and lanes as now formed or laid out on the estate known as the Blackfriars Estate according to the subdivision shown on the plan numbered four hundred and sixty-six and deposited in the

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the Land Titles Office, and on the said Shepherd's Nursery Estate; and such streets and lanes are hereby vested in the said Council, and shall henceforth be deemed to be under the control, management, and direction of the said Council, pursuant to the provisions of the seventy-second section of the "Sydney Corporation Act of 1879," for all purposes of that Act and any Act amending the same, and as if the said streets and lanes had been formed in compliance with the provisions in that behalf contained in the said cited Acts.

2. This Act may be cited as the "Blackfriars and Shepherd's short title. Nursery Estates Act of 1889."
