

[CONFIDENTIAL.]

(Rough Draft for Consideration Only.)

No. , 1912.

A BILL

To vest under certain conditions the metropolitan sale-yards at Flemington in the Colonial Secretary; for that purpose to amend certain Acts; and for purposes incidental thereto or consequent thereon.

BE it enacted by the King'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. This Act may be cited as the "Metropolitan Sale-yards Act, Short title. 1912."

2. In this Act unless the context otherwise requires—

Definitions.

"Cattle" means horses, sheep, lambs, oxen, bulls, cows, calves, pigs, and goats.

"City" means the City of Sydney.

"Council" means the Municipal Council of Sydney.

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3. The land described in the First Schedule to this Act is ^{Vesting.} vested as from the first day of July, one thousand nine hundred and twelve, in the Colonial Secretary for an estate in fee simple, free from all reservations, dedications, and trusts, statutory or otherwise, but subject to the conditions and provisions of this Act.

Conditions of Transfer—Obligations of the Colonial Secretary.

4. The Colonial Treasurer shall pay from the Consolidated Revenue Fund into the City Fund— ^{Payments to be made by Colonial Treasurer.}

- (i) the sum of five thousand pounds as contribution towards the cost of the creation of a new street from Cowper-street, Woolloomooloo, to College-street;
- (ii) the sum of six thousand pounds as a refund of money expended by the council in extending the Flemington sale yards in the years one thousand nine hundred and ten and one thousand nine hundred and eleven.
- (iii) the sum not exceeding one thousand six hundred and forty-six pounds, made up as follows :—
 - (a) for stores in hand at the Flemington sale yards on the first of April, one thousand nine hundred and twelve, a sum not to exceed one thousand pounds; and
 - (b) for stores at that date ordered but not paid for a sum not to exceed four hundred pounds; and
 - (c) for wages on extension and construction paid by the council after the twenty-fifth day of April, one thousand nine hundred and twelve, a sum not to exceed two hundred and forty-six pounds.

These sums shall be subject to adjustment between the Colonial Secretary and the Council.

- (iv) An annual sum not exceeding fifteen hundred pounds for the purpose of lighting the Domain.

5. The Colonial Secretary shall take over the liability of the council to pay the Chief Commissioner for Railways and Tramways a sum of two thousand one hundred pounds being the amount due by the council to the said Chief Commissioner for the extension of the siding at Flemington. ^{Payment for extension of siding.}

6. The Colonial Secretary shall take over the council's liability to pay to the Colonial Treasurer a sum of three thousand pounds for land resumed at Flemington for or on behalf of the Council. ^{Payment for land resumed.}

Obligations

Obligations of council.

7. The council shall make—

- (a) a new street parallel to William-street;
- (b) a new street parallel to Sussex-street;
- (c) a new street from Cowper Wharf, Woolloomooloo, to College-street.

New streets to be formed by council.

The position, dimensions, and other particulars with regard to these new streets shall, subject to any Act or Acts relating to the making of new streets, be as agreed upon by the Colonial Secretary and the council.

General.

8. The Colonial Secretary may, with the consent of the Governor and not otherwise, sell and dispose of and exchange any lands and any estate or interest therein purchased, acquired, or held by him for the purposes of the said metropolitan sale-yards.

Sale and exchange of lands. Sydney Corporation Act, 1902, s. 143.

9. The proceeds arising from the fees on the sale of cattle at such yards, and all other profits accruing therefrom, received by the Colonial Secretary on and after the first day of July, one thousand nine hundred and twelve, shall, after payment of the expenses incident to the maintenance and improvement of such premises be paid over to the Consolidated Revenue Fund.

Fees and other proceeds. *Ibid.* s. 147.

10. (1) The Governor may make regulations prescribing the fees to be paid for the use of the metropolitan sale-yards at Flemington, the conduct of all persons using or in such yards, and generally for the care, control, maintenance and management of such yards.

Regulations.

(2) The Governor may by such regulations impose a penalty not exceeding *twenty* pounds for any breach thereof.

(3) Such regulations shall

- (a) be published in the Gazette;
- (b) take effect from the date of such publication, or from a later date to that specified in the regulations; and
- (c) be laid before both Houses of Parliament within seven days after publication if Parliament is in session, and, if not, then within fourteen days after the commencement of the next session. If either House of Parliament pass a resolution at any time within fifteen sitting days after such regulations have been laid before such House disallowing any regulation, such regulation shall thereupon cease to have effect.

Amendments of the Sydney Corporation Act, 1902.

11. Sections one hundred and forty-three and one hundred and forty-seven of the abovementioned Act are hereby repealed.

Amendment

Amendment of Sydney Corporation (Amendment) Act, 1908.

12. Sections thirty-six and thirty-nine of the abovementioned Repeal Act are hereby repealed.

SCHEDULE.

ALL that piece or parcel of land situate at Flemington, in the municipality of Homebush, parish of Liberty Plains, county of Cumberland, and the State of New South Wales: Commencing on the southern side of Parramatta-road at the north-western corner of lot 5 of section 3 shown on deposit plan No. 827; and bounded thence by the western boundary of that lot southerly to the northern boundary of lot 31, part of that boundary westerly to its western extremity, the western boundaries of lots 31, 30, 29, 28, 27, 26, 25, 24, 23, 22, and 21 southerly to the north-eastern corner of lot 19, the northern boundary of that lot westernly to the eastern side of Hammersmith-street, that side of that street southerly to the south-western corner of 2 roods $3\frac{1}{4}$ perches of land resumed for Flemington Sale Yards by notification in Government Gazette of 8th February, 1911, the southern boundary of that resumed land, and the southernmost boundary of 5 acres 1 rood $3\frac{3}{4}$ perches of land resumed for Flemington Sale Yards by notification in Government Gazette of 8th February, 1911, easterly to the north-western boundary of lot 34 of section 5 shown on deposited plan No. 827 aforesaid, a south-eastern boundary of the last mentioned resumed land north-easterly to the north-western corner of lot 18 of the said section 5, the northern boundary of that lot easterly to its north-eastern corner, the south-eastern boundaries of lots 18 to 38 inclusive, south-westerly of a northern boundary of Sydney to Parramatta railway land, northern boundaries of that land easterly to the south-western corner of land owned by Pitt, Son, and Badgery, and comprised in certificate of title volume 2,271, folio 233, the north-western boundary of that land north-easterly to its north-western corner, the northern boundary of that land easterly to its north eastern corner, the eastern boundary of that land southerly to a northern boundary of railway land aforesaid, that boundary easterly to the western side of Potts street, that side of that street northerly to its intersection with the southern side of Parramatta-road aforesaid, and that side of that road westerly to the point of commencement.
