

SUPPLEMENTARY ORDER PAPER.

LEGISLATIVE COUNCIL.

Wednesday, the 6th day of September, 1882.

MUNICIPAL CORPORATIONS ACT 1876 AMENDMENT BILL.

The Honourable Mr. G. R. JOHNSON, when in Committee, to move the following new clauses:—

Section 177 of said Act repealed. . Section one hundred and seventy-seven of the said Act is hereby repealed, but shall notwithstanding remain in force so far as relates to any lease granted or anything done or any right or privilege acquired under the authority of the said section before the passing of this Act.

Council may lease lands or buildings, the property of the Corporation, on certain conditions. . The Council may let by way of lease any lands or buildings the property of the Corporation, whether affected by the provisions of any special Act or otherwise, provided the following conditions be observed:—

- (1.) That every such lease shall be made to take effect in possession within one year next after the making thereof, and shall be for a term of years not exceeding, for an agricultural lease, twenty-one years, but renewable in perpetuity; for a mining lease or a lease of water, a way-leave, water-leave, or other right or easement, forty years; for a building-lease, ninety-nine years; and for a repairing lease, sixty years:
- (2.) On every such lease there shall be reserved the best rent or reservation in the nature of rent, either uniform or not, that can be reasonably obtained, to be made payable half-yearly or oftener, without taking any fine or other benefit in the nature of a fine:
- (3.) Every such lease shall be by deed, and every lessee shall execute a counterpart thereof, and every such lease shall contain a condition for re-entry on non-payment of the rent for a period not less than twenty-eight days after it becomes due:
- (4.) Subject and without prejudice to the provisions of any special Act in that behalf, no lands or buildings appropriated to the use or enjoyment of the inhabitants of the borough or as grounds for recreation shall be let under this section, but the Council may let the pasturage of such last-mentioned grounds for any period not exceeding one year, so, nevertheless, that the public shall not be in any wise restricted in the use and enjoyment of such grounds.

Leases shall contain such other conditions as the Council shall think fit. . Subject and in addition to the conditions hereinbefore contained, every such lease shall contain such covenants, stipulations, and conditions as the Council shall think fit.

Leases may be surrendered. . Any lease, whether under the said Act, or any Act repealed by the said Act, or under any special Act relating to lands or hereditaments vested in the Corporation, or under this Act, may be surrendered either for the purpose of obtaining a new and fresh lease of all or any part of the hereditaments demised thereby or not; and the power to grant leases conferred by this Act shall extend to authorize the grant of new leases of the whole or any part of the hereditaments comprised in the surrendered leases.

Preliminary contracts. . The power to grant leases conferred by this Act shall extend to authorize preliminary contracts to grant any such leases, and any of the terms of such contracts may be varied in the leases.