5 & 6 Vict. c. 36. - An Act for regulating the Sale of Waste Land belonging to the Crown in the Australian Colonies.

5 & 6 Vict. c. 76. - An Act for the Government of New South Wales and Van Diemen's Land.

7 & 8 Vict. c. 72. - An Act to clear up Doubts as to the Regulation and Audit of the Accounts of the Customs in New South Wales.

7 & 8 Vict. c. 74. - An Act to explain and amend the Act for the Government of New South Wales and Van Diemen's Land.

9 & 10 Vict. c. 104. - An Act to amend an Act for regulating the Sale of Waste Land belonging to the Crown in the Australian Colonies, and to make further Provision for the Management thereof.

13 & 14 Vict. c. 59. - An Act for the better Government of Her Majesty's Australian Colonies.

CAP. LVI.

An Act to repeal the Acts of Parliament now in force respecting the Disposal of the Waste Lands of the Crown in Her Majesty's *Australian* Colonies, and to make other Provision in lieu thereof. [16th *July* 1855.]

'WHEREAS it is expedient that the Acts for regulating the Sale and other Disposal of the Waste Lands belonging to the Crown in the *Australian* Colonies should be repealed, and that other Provision should be made with respect to the Subject Matter of the said Acts:' Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

5 & 6 Vict. c. 36. and 9 & 10 Vict. c. 104. repealed.

I. The Act of the Sixth Year of Her Majesty, Chapter Thirty-six, intituled *An Act for regulating the Sale of Waste Land belonging to the Crown in the* Australian *Colonies*, and the Act of the Tenth Year of Her Majesty, Chapter One hundred and four, intituled *An Act to amend an Act for regulating the Sale of Waste Land belonging to the Crown in the* Australian *Colonies, and to make further Provision for the Management thereof*, are hereby repealed.

Periods at which this Act is to take effect in the Australian Colonies respectively.

II. The Repeal of the said Acts, and the other Provisions of this Act, shall take effect in the Colonies of *New South Wales* and *Victoria* at the Date of the Proclamation in those Colonies respectively of certain Acts passed in this Session of Parliament, intituled *An Act to enable Her Majesty to assent to a Bill, as amended, of the Legislature of* New South Wales, "*to confer a Constitution on* New South Wales, *and to grant a Civil List to Her Majesty*," and *An Act to enable Her Majesty to assent to a Bill, as amended, of the Legislature of* Victoria, *to establish a Constitution in and for the Colony of* Victoria, and in *Van Diemen's Land* from the Date of the Proclamation of this Act by the Governor, which Proclamation shall take place within One Month after a Copy thereof shall be received by such Governor, and in *South Australia* from the Date of the Proclamation in that Colony of the Assent of Her Majesty to any Bill which may be passed by the Legislature of the said Colony, under the Provisions of an Act passed in the Fourteenth Year of Her Majesty, and intituled *An Act for the better Government of Her Majesty's* Australian *Colonies*, establishing a Legislative Council and Assembly within the said Colony, in lieu of the present Legislative Council.

13 & 14 Vict. c. 59.

Powers of the repealed Acts continued for certain Purposes in this Country.

III. The Powers vested by the said Acts hereby repealed in Her Majesty, the Commissioners of Her Majesty's Treasury, and the Colonial Land and Emigration Commissioners respectively, shall continue so far as regards the Appropriation and Application of Monies which may be received from the said Colonies respectively under and by virtue of the Provisions of the said Acts or either of them.

Power to amend or repeal Orders in Council.

IV. It shall be lawful for the Legislature of any Colony in which the Repeal of the said Act of the Tenth Year of Her Majesty shall have taken effect to repeal, alter, or amend any Order in Council made under Authority of the said Act, and affecting such Colony; but subject,

subject, nevertheless, so far as respects the Colonies of *New South Wales* and *Victoria* respectively, to the Provisions in the said Acts of this Session for the Preservation and enabling the Fulfilment of Contracts, Promises, and Engagements made by or on behalf of Her Majesty with respect to Lands situate in such respective Colonies, and, until so repealed, and subject to any such Alteration or Amendment, every such Order in Council shall have the same Force and Effect as if this Act had not been passed.

Power to the Legislature of Van Diemen's Land, and of South Australia when its Constitution is altered, to dispose of Waste Land, notwithstanding Provisions of 5 & 6 Vict. c. 76. and 13 & 14 Vict. c. 59.

V. It shall be lawful for the Legislature of *Van Diemen's Land* and for the Legislature of *South Australia* after such Change in the Constitution thereof as aforesaid, by any Act or Acts to be passed from Time to Time in the same Manner and under the same Conditions as are or may be by Law required in respect of other Acts of the said Legislatures respectively, to regulate the Sale and other Disposal of the Waste Lands of the Crown in the said Two last-mentioned Colonies respectively, and the Disposal of the Proceeds arising therefrom for the Public Service of the said Colonies, any Provisions of an Act of Parliament of the Sixth Year of Her said Majesty, intituled *An Act for the Government of* New South Wales *and* Van Diemen's Land, or of an Act of the Fourteenth Year of Her said Majesty, intituled *An Act for the better Government of Her Majesty's* Australian *Colonies*, or of any other Act of Parliament, to the contrary notwithstanding: Provided always, that it shall be lawful for Her Majesty at any Time by Order in Council to separate *Norfolk Island* from the Colony of *Van Diemen's Land*, and to make such Provision for the Government of *Norfolk Island* as may seem expedient: Provided also, that nothing herein contained, nor any Act to be passed as aforesaid by either of the said Legislatures, shall affect or be construed to affect any Contract, or extend to prevent the Fulfilment of any Promise or Engagement made by or on behalf of Her Majesty with respect to any Lands situate in either of the said Colonies of *Van Diemen's Land* and *South Australia*, where such Contract, Promise, or Engagement shall have been lawfully made before the Time when this Act shall take effect in such respective Colony.

Power for Her Majesty by Order in Council, to separate Norfolk Island from Van Diemen's Land.

Existing Regulations maintained in force until altered.

VI. All Regulations respecting the Sale or other Disposal of the Waste Lands of the Crown, made under the Authority of the said recited Acts or either of them, which shall be legally in force in *New South Wales*, *Victoria*, *Van Diemen's Land*, or *South Australia*, at the Date when the present Act shall take effect in the said Colonies respectively, shall remain in force in each of the said Colonies respectively until the Legislature of such Colony shall otherwise provide.

Power to regulate the Disposal of Waste Land in Western Australia.

VII. It shall be lawful for Her Majesty, by Instructions under Her Signet and Sign Manual, or through One of Her Principal Secretaries of State, to regulate the Sale, Letting, Disposal, and Occupation of Waste Lands of the Crown in *Western Australia*, and the Disposal of the Proceeds arising therefrom, until Parliament shall otherwise provide.

Past Appropriations to be valid.

VIII. No Appropriation which has been or shall be made of the Proceeds of the Sale or Disposal of the Waste Lands of the Crown in either of the said Colonies shall be deemed invalid by reason of its not having been made in accordance with the Provisions of the said Acts of Parliament hereby repealed.

As to the Term "Governor."

IX. In the Construction of this Act the Term "Governor" shall mean the Person for the Time being lawfully administering the Government of any Colony.

CAP. LVII.

An Act further to amend the Laws relating to the Militia in *England*.

[16th *July* 1855.]

BE it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Secretary of State may enlarge Time for Appoint-

I. It shall be lawful for One of Her Majesty's Principal Secretaries of State, if he see fit, upon the Memorial of the Justices of the Peace of any County at their General or Quarter Sessions assembled or of the Council of any Borough, to enlarge the Time within which such