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made by or on behalf of Her Majesty with respect to Lands situate in such respective Colonies, and, until so repealed, and subject to any such Alteration or Amendment, every such Order in Council shall have the same Force and Effect as if this Act had not been passed.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

such Justices or Council are required respectively to appoint Two Justices and Two Members of Council under Section Twelve of the Militia Law Amendment Act, 1854, and where Justices and Members of Council have been duly appointed under such Act or within any enlarged Time granted under this Act, it shall be lawful for such Secretary of State, if he see fit, upon the like Memorials of the Justices of the County at their General or Quarter Sessions assembled, and of the Council of the Borough, on behalf of which County and Borough respectively Justices and Members of Council have been appointed, to enlarge the Time within which they are required to make their Award under the said Act.

ment of Persons to apportion Contribution between County and Borough, and for making Award.

II. Where it appears to the Justices and Members of Council appointed under the Militia Law Amendment Act, 1854, or under such Act as amended by this Act, for the Purpose of determining and awarding the respective Proportions in which any County and Borough shall contribute to the Expenditure in the said Act mentioned, or to any Arbitrator duly appointed for the like Purpose, that the respective annual Values of the Property rateable to the Relief of the Poor as rated thereto in the County and Borough are not ascertained upon a uniform Principle of Valuation, so as to constitute a fair Basis upon which to calculate the Proportions in which the County and Borough should contribute as aforesaid, such Justices and Members of Council or Arbitrator (as the Case may be) may determine and award such respective Proportions according to what may appear to them or him to be the actual annual Values at which the Property rateable in the County and Borough respectively to the Relief of the Poor ought to be rated thereto, but without regard to the respective Values at which such Property is in fact so rated; and in determining such Proportions as aforesaid the Value of the Property in Extra-parochial Places as well in Boroughs as in Counties, as such Property if rateable to the Relief of the Poor would be rated thereto, shall be taken into Account as if the same had been actually rateable to such Relief.

Where the Poor Rate in the County and Borough is not assessed upon a uniform Principle, the Proportions of Contribution may be adjusted without regard to the Poor Rate Valuation.

III. When any Borough is situate in more than One County, such Borough shall be liable to contribute to the Expenditure aforesaid in each such County, and the Proportions which such Borough shall contribute to such Expenditure in each such County shall be determined and awarded by Justices appointed for the County and Members of Council appointed for the Borough, or by an Arbitrator, in like Manner as in the Case of a Borough wholly within the County, but the Proportion to be contributed by the Borough shall be determined and awarded with reference to the Value of the Property rated to the Relief of the Poor within that Part only of the Borough which is situate in the County by which the Expenditure is incurred, and the Contributions so awarded shall be raised and paid in like Manner as if the whole Borough were within the County; but in case a Borough Rate be made for raising any such Contribution, or repaying any Money borrowed for the Purpose of such Contribution, or paying any Interest on any such Money or any Expenses incident to borrowing the same, such Rate shall be raised in that Part only of the Borough which is in the County to which the Contribution is required to be made: Provided always, that this Enactment shall not apply to the City or County of the City of *Bristol*, but the said City and County shall contribute to the Expenditure aforesaid in the County of *Gloucester*, as if wholly situate in such County: Provided also, that this Enactment shall not affect the Provision in Section Twenty-five of the Militia Law Amendment Act, 1854, concerning the City of *Lincoln* and Borough of *Stamford*.

Boroughs situate in more than One County to contribute to each in proportion to the rateable Value of the Part within the same.

IV. The foregoing Provisions concerning Boroughs shall apply to all Franchises, Liberties, and Places not being by Law liable to the Payment of County Rates made for the County at large, and the Expressions "Borough," "Council," "Members of Council," and "Borough Rate," shall respectively be construed as including any such Franchise, Liberty, or Place, the Justices, Mayor, or Municipal Officer authorized under Section Twenty-nine of the Militia Law Amendment Act, 1854, to appoint Two Justices or Persons to act on behalf of such Franchise, Liberty, or Place, the Justices or Persons so appointed, and the Liberty Rate or other local Rate in the Nature of a County Rate leviable in such Franchise, Liberty, or Place.

Foregoing Provisions to extend to Franchises.

V. 'And whereas by reason of there being no General Quarter Sessions of the Peace 'held for the County of *Lincoln* at large it is expedient that further Provision be made 'for executing the Militia Law Amendment Act, 1854, within the said County:' In the

In the County of Lincoln Storehouses to be provided

by the Gaol Sessions.

the County of *Lincoln* all things directed by the Second and Third Sections of the Militia Law Amendment Act, 1854, to be done by Justices in General or Quarter Sessions assembled shall be done by Justices for the several Parts of *Lindsey*, *Kesteven*, and *Holland* in the said County of *Lincoln*, or any of them, assembled in Court of Gaol Sessions held in and for the said County; and all other things directed by the said Act to be done by the Justices of Counties in Quarter Sessions assembled shall and may be done by the Justices of the said several Parts of *Lindsey*, *Kesteven*, and *Holland* in the said County of *Lincoln* in their respective Quarter Sessions assembled; and the said Court of Gaol Sessions shall take into consideration any Representations already made to the Quarter Sessions for the said several Divisions of the Insecurity or Insufficiency of any Storehouse in use for the Service of any Militia of the said County, and also any Representation made to such Court under the said Militia Law Amendment Act as amended by this Act, and do all necessary Acts for providing the requisite Premises for the Service of the Militia of the said County; and the Expenses to be incurred by such Court under this Act shall be raised and paid in such and the like Manner as other Monies required for the general Purposes of the said Court of Gaol Sessions; and any Money arising from the Sale and Disposition, under the Order of the said Court of Gaol Sessions, of any Place which may have been provided for keeping the Stores of the Militia of the said County, shall be paid to the Treasurer of the said Court, and be applied for defraying the Expenses of the Execution by the said Court of the said Militia Law Amendment Act, and this Act; and the Surplus, if any, of such Monies shall be applied in aid of the County Rates raised in such several Divisions, in the Proportions in which they are required to contribute to the Expenditure herein-before mentioned: Provided always, that no Order or Resolution shall be made or entered into by the said Court of Gaol Sessions, under the Authority of the said Militia Law Amendment Act or this Act, concerning the Purchase of Land as a Site for Militia Storehouses, or the providing, building, enlarging, altering, or disposing of the same, unless Notice thereof shall be given by an Advertisement to be inserted in some public Newspaper most generally circulated in the said County of *Lincoln* in each of the Two Weeks immediately preceding the Day appointed for holding such Gaol Sessions, stating the Day, Hour, and Place appointed for holding such Meeting, and the Nature of the Business intended to be then taken into consideration.

As to Expenses of Militia Acts in the County of Sussex.

VI. The Expenses payable or to be paid for the Purposes of the said Militia Amendment Act, 1854, and this Act, shall, in the County of *Sussex*, be borne and paid by the Eastern and Western Divisions thereof, in equal Moieties.

The Word "Borough" to include any City or Town named in Schedules (A.) and (B.) of 5 & 6 W. 4. c. 76. although such should be a County of itself.

VII. In the Construction of the Militia Law Amendment Act, 1854, and of this Act, the Word "Borough" shall mean any City, Borough, Port, or Town Corporate named in either of the Schedules (A.) and (B.) to the Act of the Session holden in the Fifth and Sixth Years of King *William* the Fourth, Chapter Seventy-six, "to provide for the Regulation of Municipal Corporations in *England* and *Wales*," or to which the Powers and Provisions of that Act have been or may be extended, notwithstanding any such City, Borough, or Town may be a County of itself; and the Powers and Provisions of the said Militia Law Amendment Act, 1854, and this Act, applicable to Boroughs locally situate in Counties shall extend to every such City, Borough, or Town being a County of itself which in Section Nineteen of the Act of the Forty-second Year of King *George* the Third, Chapter Ninety, is for the Purposes of that Enactment united with or named in connexion with a County or Riding, in like Manner as if locally situate in the County or Riding in connexion with which it is named.

CAP. LVIII.

An Act to better enable the Chancellor and Council of the Duchy of *Lancaster* to sell and purchase Land on behalf of Her Majesty, Her Heirs and Successors, in right of the said Duchy of *Lancaster*. [16th *July* 1855.]

'WHEREAS it is expedient that the Chancellor and Council of the Duchy of *Lancaster* 'should be better enabled to sell Land belonging to the said Duchy which in the 'Judgment of the said Chancellor and Council shall be deemed not convenient to be held 'with