

DARWIN TOWN AREA LEASES ORDINANCE 1966

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No. 23 of 1966

An Ordinance to amend the *Darwin Town Area Leases Ordinance 1947-1965*

[Assented to 23rd June, 1966.]

BE it ordained by the Legislative Council for the Northern Territory of Australia, in pursuance of the powers conferred by the *Northern Territory (Administration) Act 1910-1965*, as follows:—

1.—(1.) This Ordinance may be cited as the *Darwin Town Area Leases Ordinance 1966*.

Short title
and citation

(2.) The *Darwin Town Area Leases Ordinance 1947-1965* is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Darwin Town Area Leases Ordinance 1947-1966*.

2 This Ordinance shall come into operation on a date to be fixed by the Administrator by notice in the *Gazette*. *

Commencement

3. After section 18 of the Principal Ordinance the following section is inserted:—

“18A.—(1.) Where a lessee has covenanted with the Commonwealth to pay the rent reserved under his lease quarterly in advance he may, by agreement with the Administrator in accordance with this section, pay the rent annually in advance.

Rent payable
quarterly may be
paid annually
in advance

“(2.) Such an agreement—

(a) shall be in writing signed by—

- (i) the lessee or his agent authorized in writing; and
- (ii) the Administrator or his agent authorized in writing;

(b) shall provide for—

- (i) the date as from which the rent shall be paid annually in advance instead of quarterly in advance; and

* The date fixed was 13 July 1966 (see *Northern Territory Government Gazette* No. 34 of 13 July 1966, page 141).

- (ii) the amount to be paid as rent by the lessee in respect of the first year commencing on that date; and
- (c) shall have effect according to its tenor as if it were a covenant in the lease under which the lessee had covenanted with the Commonwealth to pay, during the portion of the term of the lease remaining after the date referred to in the last preceding paragraph, the rent reserved under the lease annually in advance to the Administrator or to a person authorized by the Administrator for that purpose without any deduction whatsoever.

“(3.) The amount referred to in sub-paragraph (ii) of paragraph (b) of the last preceding sub-section shall be calculated in accordance with the formula—

$$A \text{ equals } R \text{ minus } \frac{4DQ}{Y}$$

in which—

- (a) A is the amount;
- (b) R is the annual rent reserved under the lease;
- (c) Y is the number of days in the first year in respect of which the rent is to be paid annually in advance;
- (d) Q is the rent that was payable under the covenant in respect of the last quarter before the commencement of that year; and
- (e) D is the number of days in the period commencing on the date of commencement of that year and ending on the date on which that quarter ends.”.
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