



ANNO VICESIMO SEPTIMO & VICESIMO OCTAVO

VICTORIÆ REGINÆ.

C A P. LXXXIX.

An Act to amend The Defence Act, 1842.

[29th July 1864.]

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:

1. Where, under Section Five of The Defence Act, 1842, any Order in Council has been made before the passing of this Act transferring to any Body or Persons, for any Public Service, the Management, Control, and Use of any Land, the Land in the Order comprised, with the Appurtenances, shall, from the passing of this Act, be vested in the Body or Persons in the Order described for an absolute Estate in Fee Simple, in trust for Her Majesty, Her Heirs and Successors, for the Public Service in the Order mentioned.

Effect of past Orders in Council under Sect. 5. of 5 & 6 Vict. c. 94.

2. Where, under the said Section, any Order in Council is made after the passing of this Act, whereby any Hereditaments are expressed to be transferred to any Body or Persons for any Public Service, the Hereditaments in the Order comprised shall by virtue of the Order and of this Act be vested, to all Intents, at Law and in Equity, in the Body or Persons to whom the

Effect of future Orders in Council.

Defence Act Amendment.

Transfer is expressed to be made, for the Estate or Interest for which the same are in the Order expressed to be transferred, to be held by the Body or Persons aforesaid in trust for Her Majesty, Her Heirs and Successors, for the Public Service in the Order mentioned.

Saving of
Rights of all
Persons.

3. Nothing in this Act shall affect any Estate, Interest, Right, or Claim in or to any Land or Hereditaments comprised in any such Order, made or to be made, other than such Estate, Interest, Right, or Claim as at the Time of the making of the Order was or is had therein or thereto by or in trust for Her Majesty, Her Heirs and Successors.

Land, &c.
vested under
this Act to
be held
according to
27 & 28 Vict.
c. 57.

4. Any Land or Hereditaments vested under this Act in the Lord High Admiral of the United Kingdom, or the Commissioners for executing his Office, shall so vest and shall be held and used subject and according to the Provisions of The Admiralty Lands and Works Act, 1864, as if the same had been purchased or taken by Agreement under that Act.

Short Title.

5. This Act may be cited as "The Defence Act Amendment Act, 1864."

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