

AUSTRALIAN CAPITAL TERRITORY.

No. 1 of 1950.

AN ORDINANCE

Relating to the Disposal of Goods left in Commonwealth Boarding-houses.

BE it ordained by the Governor-General in and over the Commonwealth of Australia, with the advice of the Federal Executive Council, in pursuance of the powers conferred by the *Seat of Government Acceptance Act 1909-1938* and the *Seat of Government (Administration) Act 1910-1947*, as follows:—

1. This Ordinance may be cited as the *Boarding-houses (Unclaimed Goods) Ordinance 1950*.* Short title.
2. This Ordinance shall be administered by the Minister of State for the Interior. Administration.
3. In this Ordinance, unless the contrary intention appears— Definitions.
 - “boarder”, in relation to a boarding-house, means a person (including a member of the staff) who resides, either temporarily or permanently, at or in the boarding-house;
 - “boarding-house” means a house, lodging-house, hotel, hostel, flat, tent, building or premises in which persons are lodged or boarded by the Commonwealth;
 - “left property” means goods left at or in a boarding-house by a person who is not, or who ceases to be, a boarder;
 - “the manager”, in relation to a boarding-house, means the person having the management or control of the boarding-house;
 - “the Minister”, in relation to any left property, means the Minister administering the Department which maintains or conducts the boarding-house at or in which the property was left.
- 4.—(1.) The manager of a boarding-house may take possession of any left property in or at the boarding-house. Manager may take possession, and charge for storage.
(2.) The owner of any left property shall not be entitled to obtain possession of that property from the manager of the boarding-house unless he pays to the manager a reasonable charge for storage to be determined, in case of dispute, by the Minister.

* Notified in the *Commonwealth Gazette* on 16th February, 1950.
5878.—PRICE 3D.

Sale of unclaimed goods by auction.

5.—(1.) Where the owner of any left property does not, within six months after the date upon which the property became left property, take possession of the left property, the left property may be sold by public auction by an officer authorized by the Minister to conduct such sales.

(2.) The officer shall fix a time and place for the holding of the sale, and shall notify the time and place so fixed by advertisement published at least seven days before the date fixed for the sale in a newspaper circulating in the Territory.

(3.) Any moneys received from the sale of left property shall be paid into the Consolidated Revenue Fund.

(4.) For the purposes of the sale of left property in pursuance of this Ordinance, the Commonwealth shall be deemed to be the absolute owner of the property.

Disposal of goods not sold by auction.

6. Any left property submitted for sale at an auction sale held in pursuance of the last preceding section but not sold may be disposed of or destroyed in such manner as the Minister directs.

Rights of action barred.

7. No action shall lie against the Commonwealth or any person by reason of the sale, disposal or destruction of left property in pursuance of this Ordinance.

Dated this first day of February, 1950.

W. J. McKELL

Governor-General.

By His Excellency's Command,

P. A. McBRIDE

Minister of State for the Interior.

By Authority: L. F. JOHNSTON, Commonwealth Government Printer, Canberra.