

## New Zealand.



### ANALYSIS.

#### Title.

#### 1. Short Title.

#### *County Councils.*

2. Authorizing purchase of certain lands by Waipa County Council.
3. Validating payment by Malvern County Council to Trustees of Sheffield Public Library.
4. Authorizing Clifton County Council to raise Mohakatino Loan (1933), £725.
5. Validating expenditure of unexpended balance of certain loan by Hauraki Plains County Council.
6. Authorizing Hutt County Council to pay to Lower Hutt Borough Council certain sewerage charges and to collect same from property owners.
7. Validating proceedings in connection with the raising of a special loan of £65,000 by Manukau County Council.
8. Authorizing Chatham Islands County Council to raise a loan of £400 for completion of wharf, &c.

#### *City and Borough Councils.*

9. Validating rebates on rates allowed by Brunner Borough Council.
10. Validating provisions of deed of agreement between Devonport, Takapuna, and Northcote Borough Corporations.

11. Special provision with respect to special loan of £553,000 raised by New Plymouth Borough Council.
12. Wellington City Council authorized to use balance of the Wellington City Drainage and Sewerage Loan, 1928, unexpended and not required for the purpose for which the loan was raised.
13. Validating transfer of certain sum to General Account of Patea Borough Council.
14. Authorizing raising of a loan by Blenheim Borough Council for purpose of making advances to property owners.
15. Authorizing expenditure out of Wharf Account of Opotiki Borough Council for relief of unemployment in County of Opotiki.
16. Authorizing the Bluff Borough Council to declare a certain right-of-way to be a public street.
17. Provision with respect to proposed constitution of Borough of Martinborough as a fire district.
18. Authorizing Eastbourne Borough Council to credit to General Account certain moneys received from the sale of land.
19. Authorizing Devonport Borough Council to raise a special loan without a poll of ratepayers.
20. Authorizing Thames Borough Commissioner to reduce 10 per cent. penalty on unpaid rates.
21. Amending section 40 of the Local Legislation Act, 1932-33.

22. Validating purchase by Lower Hutt Borough Council of land subject to a mortgage.
23. Authorizing Onehunga Borough Council to raise balance of Unemployment Loan of £4,500.
24. Validating purchase of abattoir by Paeroa Borough Council.
25. Authorizing remission of rates by Gisborne Borough Council.
26. Validating actions of Wairoa Borough Council in regard to the Water Redemption Loan, 1931, of £43,800.
27. Suspension of annual appropriation of Renewal Fund in respect of Tramways and Power-supply Undertaking and Electric Light and Power-supply Undertaking of Wellington City Council.
28. Authorizing refund of excess abattoir fees by Christchurch City Council.
29. Authorizing Birkenhead Borough Council to contract with Auckland City Council for the supply of water.
30. Extension of certain special rates by Petone Borough Council.
31. Validating certain expenditure by Wairoa Borough Council.
32. Validating the payment of moneys by the Mt. Albert Borough Council to the Public Trustee upon trust for accumulation and application in redemption of debentures issued by the Council to the Auckland Savings-bank.
40. Provision with respect to lease of certain land from Otago Harbour Board to Public Works Department.
41. Special provision with respect to amended debentures of Thames Harbour Board loans.
42. Authorizing Thames Harbour Board to pay expenses of debenture-holders' committee.
43. Provision for deduction and payment by Thames Harbour Board of certain legal expenses.
44. Half-yearly payment of interest on loans by Thames Harbour Board.
45. As to payment of interest, &c., on Thames Harbour Board loans for year ending 30th September, 1934.
46. Authorizing Opunake Harbour Board temporarily to keep two Harbour Fund Accounts.
47. Authorizing Napier Harbour Board to raise a loan of £28,500 for purpose of repaying moneys borrowed under Hawke's Bay Earthquake Act, 1931.

*Electric-power Boards.*

48. Authorizing certain payment by Wanganui Rangitikei Electric-power Board.
49. Provision with respect to amalgamation of North Canterbury and Hurunui Electric-power Districts.

*River and Drainage Boards.*

33. Authorizing Opunake Town Board to grant a lease to the Royal New Zealand Society for the Health of Women and Children, Opunake Branch.
34. Authorizing transfer of certain sum for library purposes by Rawene Town Board.
35. Validating proceedings in connection with raising of Town Hall Loan of £750 by Otorohanga Town Board.
36. Repeal.
50. As to overdraft of Motueka River Board for year ending 31st March, 1934.
51. Authorizing Taupiri Drainage and River Board to levy increased rate in year 1934-35.
52. As to overdraft of Taupiri Drainage and River Board for years ending on 31st March, 1934 and 1935.
53. Extending time within which appeals against classification made by Taieri River Trust may be heard.

*Fire Boards.*

54. Transfer of certain loans and sinking funds thereof to Auckland Metropolitan Fire Board.

*Hospital Boards.*

55. Authorizing raising of a loan by North Canterbury Hospital Board.

*Affecting Two or More Classes of Public Bodies.*

56. Excluding certain areas from the City of Auckland and including them within boundaries of Auckland Harbour.
57. Declaring Clermont Terrace, City of Wellington, to be a public street, and making other provision with respect thereto.
58. Provision with respect to rates levied by Wairoa Electric-power Board over Borough of Wairoa.
59. Authorizing certain local authorities to contribute to Wellington Branch of the New Zealand Free Ambulance Transport Service.

60. Authorizing union of Cobden Town District and Greymouth Borough.
61. Validating expenditure incurred by certain local authorities in connection with the relief of distress.
62. Altering the boundaries between the Springs-Ellesmere Electric-power District and the area of supply of the County of Halswell.

*Miscellaneous.*

63. Abolishing the Waimanu Rabbit-proof Fencing District.
64. Validating certain expenditure by Newman Cemetery Trustees, Schedules.

1933, No. 46.

AN ACT to confer certain Powers on certain Public Bodies and to validate certain Transactions. Title.

[22nd December, 1933.]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the Local Legislation Act, 1933. Short Title.

*County Councils.*

2. Whereas the land described in subsection three hereof is vested in His Majesty the King and is available for disposal under the Land Act, 1924: And whereas Allotment 320 of the Town of Pirongia West (formerly Town of Alexandra West) adjoining the said land is vested in the Corporation of the County of Waipa (hereinafter called the Corporation) as an endowment in aid of county funds: And whereas the Waipa County Council (hereinafter called the Council) is desirous of purchasing the land described in subsection three hereof as an endowment in aid of county funds, but there is no authority at law for the expenditure of county funds for such purpose: And whereas it is expedient that such purchase should be authorized: Be it therefore enacted as follows:—

Authorizing purchase of certain lands by Waipa County Council.

(1) The Council may, in the name and on behalf of the Corporation, purchase from His Majesty the King the land described in subsection three hereof as an endowment in aid of county funds at such price and upon such

terms as shall be agreed upon between the Council and the Minister of Lands.

(2) The Council may pay the purchase-money of such land and all costs and expenses attending the purchase thereof out of the County Fund of the Waipa County.

(3) The land hereinbefore referred to is all that area in the Auckland Land District, containing five acres three roods and thirty perches, more or less, being Allotments 324 and 334 of the Town of Pirongia West (formerly Town of Alexandra West).

3. Whereas by an order of the Supreme Court of New Zealand made at Christchurch on the eighteenth day of April, nineteen hundred and twenty-nine, it was ordered and decreed that a certain piece of land containing one rood, being part of Rural Section Number 8983 of the Malvern District, be vested in the Malvern County Council (hereinafter referred to as the Council) with a power of sale, and that the funds to arise from the sale of such land, together with other moneys vested in the Council by the said order, be held by the Council in trust for the purchase of land for the establishment of a public library in the Sheffield Riding of the Malvern County in terms of a certain deed of trust bearing date the sixteenth day of February, eighteen hundred and eighty-four, and referred to in the said order: And whereas the said piece of land was sold by the Council and there was vested in the Council in terms of the said order and subject to the said deed of trust the sum of forty pounds four shillings and one penny (hereinafter referred to as the said sum): And whereas a public library has been incorporated and established in the Sheffield Riding of the said county, known as the Sheffield Public Library (hereinafter referred to as the library): And whereas the Council has paid to the trustees of the library the said sum to be expended by the said trustees in the purchasing of books for use in the said library, and by so doing the Council has acted contrary to the terms of the said order and beyond the powers contained in the said deed of trust: Be it therefore enacted as follows:—

The payment of the said sum by the Council to the trustees of the library is hereby validated and declared to have been lawfully made, and the said trustees are hereby declared to have lawfully received the same.

Validating  
payment by  
Malvern County  
Council to  
Trustees of  
Sheffield Public  
Library.

4. Whereas the Clifton County Council was by the Local Authorities Empowering (Relief of Unemployment) Act, 1926, section eight of the Local Legislation Act, 1932-33, and all other Acts and powers thereunto enabling, empowered to borrow the sum of seven hundred and twenty-five pounds, to be called the Mohakatino Loan (1933), £725, on the security of a special rate of one penny in the pound over the Mohakatino Special-rating Area as defined in the said section eight: And whereas the provisions of the Local Government Loans Board Act, 1926, were fully complied with in respect of the said loan: And whereas after protracted negotiations the said Council had by the twenty-sixth day of July, nineteen hundred and thirty-three, arranged to borrow the said moneys; but it was not able to complete all the formalities in connection with the said loan prior to the expiry of the period during which moneys could be borrowed under the authority of the said Local Authorities Empowering (Relief of Unemployment) Act, 1926, hereinafter referred to as the said period: And whereas, owing to the term of the proposed loan having been shortened from twenty years to ten years, a special rate of one and one-half penny in the pound is required to meet the payments under the said loan: And whereas it is expedient to authorize the Council to raise the said loan: Be it therefore enacted as follows:—

Authorizing  
Clifton County  
Council to raise  
Mohakatino  
Loan (1933),  
£725.

Notwithstanding the expiry of the said period, the Council shall for all purposes be deemed to be and to have been lawfully empowered to borrow the said sum of seven hundred and twenty-five pounds as if that period had not expired, and to make and levy a special rate of one and one-half penny in the pound over the special-rating area described in the said section eight of the Local Legislation Act, 1932-33, and to pledge such special rate as security for such loan.

5. Whereas the Hauraki Plains County Council (hereinafter termed the Council) by a poll of ratepayers taken on the tenth day of September, nineteen hundred and twenty-five, under the provisions of the Local Bodies' Loans Act, 1913, was authorized to raise a loan of fifty thousand pounds (hereinafter termed the said loan) for the purpose of constructing, providing, and establishing a complete waterworks for the impounding, transmission, and supply of water for farming, domestic, and general purposes to

Validating  
expenditure of  
unexpended  
balance of certain  
loan by Hauraki  
Plains County  
Council.

the Hauraki Plains West Water-supply District (hereinafter termed the said district), which forms part of the County of Hauraki Plains: And whereas the whole of such loan has been raised: And whereas the security for the said loan is an annually recurring special rate of fivepence in the pound upon the rateable value (on the basis of the unimproved value) of all rateable property in the said district: And whereas the Council, without due authority of law, has expended the sum of one thousand three hundred and ninety-two pounds nineteen shillings and fivepence (hereinafter referred to as the said sum) of the unexpended balance of the said loan-moneys in reticulating with water-supply the area described in subsection three hereof (hereinafter termed the said additional area) for which an adequate supply of water has become an urgent necessity by reason of certain drainage operations: And whereas the ratepayers within the said additional area will now obtain the same benefits as the ratepayers within the said district, and it is desirable that the expenditure of the said sum should be validated, and that the Council should have power to make and levy the said special rate within the said additional area as well as within the said district: Be it therefore enacted as follows:—

(1) It shall be deemed to have been lawful for the Council to expend the said sum for the purpose of constructing, providing, and establishing a water-supply to and in the said additional area and doing all things necessary or incidental thereto.

(2) Notwithstanding anything to the contrary in the Local Bodies' Loans Act, 1926, or any other Act, the said additional area shall be deemed as from the first day of April, nineteen hundred and thirty-four, to constitute part of the area over which the said special rate was made and levied as aforesaid as security for the said loan, and all rateable property within the said additional area shall be liable, as from the first day of April, nineteen hundred and thirty-four, to the said special rate, and may be rated accordingly.

(3) The area of land hereinbefore referred to is particularly described as follows:—

All that area of land bounded on the north by the Firth of Thames in the County of Hauraki Plains:

commencing at the southernmost corner of Lot 2 on deposited plan Number 6613, being part of Waitakaruru 2B Block in Block IX, Wharekawa Survey District; thence in a north-easterly direction along the south-eastern boundaries of the said Lot 2 to the Firth of Thames; thence in a north-westerly direction along the Firth of Thames to the northern boundary of Waitakaruru 3C Number 2 Block in Block IX, Wharekawa Survey District; thence along the northern boundary of the said Waitakaruru 3C Number 2 Block, for a distance of one mile; thence in a southerly direction by a right line to the western corner of Waitakaruru 2E Block in the said survey district; thence along the western boundaries of Waitakaruru 2E, 2D, and 2B Blocks in the said survey district to the point of commencement.

6. Whereas in pursuance and exercise of the powers conferred upon it by section twenty-five of the Municipal Corporations Amendment Act, 1928, the Lower Hutt Borough Council (hereinafter called the Borough Council), with the consent of the Hutt County Council (hereinafter called the County Council), has extended its sewerage system outside the borough boundary into the Epuni Riding of the county, and connected certain premises with such system at the request of the owners of the properties concerned, the owners of each property having agreed to pay to the Borough Council an annual charge of three pounds in respect of the service rendered by such connection: And whereas the Borough Council has requested the County Council to accept responsibility for the charges aforementioned, and the County Council is agreeable thereto: And whereas it is expedient to authorize the County Council to pay to the Borough Council such sewerage charges and to recover the amounts so paid from owners of properties concerned: Be it therefore enacted as follows:—

(1) The County Council may pay to the Borough Council all arrears of such charges and all such charges for the current year yet unpaid and all future such charges whether with respect to past or future connections.

(2) Such charges when paid by the County Council shall be recoverable by the County Council from the owners of the properties concerned as if such charges were rates in respect of the several properties concerned.

Authorizing Hutt County Council to pay to Lower Hutt Borough Council certain sewerage charges and to collect same from property-owners.

(3) Such payments and recoveries shall be respectively debited and credited to the Epuni Riding Account.

(4) This section shall continue in force until the thirty-first day of March, nineteen hundred and thirty-nine.

Validating proceedings in connection with the raising of a special loan of £65,000 by Manukau County Council.

7. Whereas by a poll of ratepayers taken on the thirteenth day of December, nineteen hundred and thirty, the Manukau County Council (hereinafter referred to as the Council) was authorized to raise a loan to be known as the Mangere Special Area Water-supply Loan of £65,000 (hereinafter referred to as the said loan), secured over the Mangere water-supply special rating-area for the supply of water to such area: And whereas by Order in Council made under the Local Government Loans Board Act, 1926, dated the eleventh day of May, nineteen hundred and thirty-one, and published in the *Gazette* of the twenty-first day of May, nineteen hundred and thirty-one, the Council was authorized to raise the sum of fifty-five thousand four hundred pounds (part of the said loan) at a rate of interest not exceeding five and three-quarters per centum per annum: And whereas the Council, prior to the passing of the Local Authorities' Loans (Rates of Interest) Act, 1931, had borrowed the sum of ten thousand pounds, and had contracted to borrow a further sum of thirty-seven thousand pounds (making in all the sum of forty-seven thousand pounds) at the said rate of five and three-quarters per centum per annum: And whereas the Council, subsequent to the passing of the last-mentioned Act, inadvertently without previously obtaining the exemption provided by section four of such last-mentioned Act proceeded to borrow the said further sum of thirty-seven thousand pounds by the issue of debentures which provided for the payment of interest at the rate of five and three-quarters per centum per annum: And whereas following upon such borrowing the Council has proceeded to pay interest upon the said sums so borrowed upon the basis that the same had been validly borrowed at the rate aforesaid: Be it therefore enacted as follows:—

Notwithstanding anything to the contrary in the Local Authorities' Loans (Rates of Interest) Act, 1931, the Council shall be deemed to have had lawful authority



to raise and to have lawfully borrowed the said sum of forty-seven thousand pounds (being part of the said amount of sixty-five thousand pounds) by the issue of debentures bearing interest at the rate of five and three-quarters per centum per annum in all respects as though the Minister of Finance had duly exempted the Council in respect thereof from the restrictions imposed by such last-mentioned Act under and in terms of section four thereof.

8. Whereas the Chatham Islands County Council (hereinafter called the Council), after complying with the provisions of the Local Bodies' Loans Act, 1926, the Local Government Loans Board Act, 1926, and all other statutory provisions in that behalf, was duly authorized to raise a special loan of ten thousand pounds for the purpose of erecting a wharf, sheds, and approaches at Waitangi: And whereas the Council in pursuance of such authority raised the sum of nine thousand four hundred pounds by the issue of debentures, secured by an appropriate special rate in terms of the said Local Bodies' Loans Act, 1926: And whereas the cost to be borne by the Council in the carrying-out of the aforesaid works was subsequently estimated at an amount not exceeding the sum of six thousand pounds, and accordingly debentures to the value of three thousand four hundred pounds were repaid by the Council: And whereas after the aforesaid works were commenced and the said debentures repaid it was found that the cost to be borne by the Council in connection with the said works would be the sum of seven thousand pounds: And whereas in order to meet the additional cost of one thousand pounds the Council proposes to raise the sum of six hundred pounds still authorized to be raised in terms of the authority to raise the said loan of ten thousand pounds, and desires to raise a further loan of four hundred pounds without taking a poll of ratepayers: Be it therefore enacted as follows:—

The Council is hereby authorized to raise a special loan of four hundred pounds without taking the steps described in sections nine to thirteen of the said Local Bodies' Loans Act, 1926, for the purpose of meeting the cost of completing the erection of the said wharf, sheds, and approaches at Waitangi.

Authorizing  
Chatham Islands  
County Council  
to raise a loan of  
£400 for  
completion of  
wharf, &c.

*City and Borough Councils.*

Validating  
rebates on rates  
allowed by  
Brunner  
Borough  
Council.

9. Whereas by resolution dated the fourth day of November, nineteen hundred and thirty-two, the Brunner Borough Council (hereinafter called the Council) granted a rebate not exceeding ten per centum to every ratepayer on so much of the amount of rates in respect of the rating year ended on the thirty-first day of March, nineteen hundred and thirty-three, as was paid by the said ratepayers on or before the fifth day of December, nineteen hundred and thirty-two: And whereas such rebates have in fact been allowed on moneys received: And whereas it is desirable to validate the same: Be it therefore enacted as follows:—

The rebates as aforesaid allowed by the Council, amounting in all to the sum of one hundred and fifty-seven pounds ten shillings and elevenpence, are hereby validated and declared to have been lawfully allowed.

Validating  
provisions of  
deed of  
agreement  
between  
Devonport,  
Takapuna, and  
Northcote  
Borough  
Corporations.

10. Whereas by deed bearing date the sixteenth day of December, nineteen hundred and twenty-seven, made and entered into between the Corporations of the Boroughs of Devonport, Takapuna, and Northcote, the said Corporations agreed to jointly acquire the necessary land and to erect thereon and to operate a destructor for the disposal of refuse from the districts controlled by the Councils of those boroughs: And whereas by paragraph nine of the said deed it is provided that the said Corporations for the purpose of controlling the maintenance and operation of the said destructor shall appoint a joint standing committee of six members, two of such members to be appointed by each of the said Corporations respectively: And whereas doubts have arisen as to the validity of the provisions of the said paragraph nine and of the appointment and powers of a joint standing committee appointed in accordance therewith: Be it therefore enacted as follows:—

The said deed, including the provisions of the said paragraph nine thereof, shall be deemed to have been lawfully made and entered into by the said Corporations, and all appointments made or to be made of a joint standing committee in accordance with the provisions of the said deed shall be deemed to have been and to be lawful, anything in the Municipal Corporations Act, 1920, to the contrary notwithstanding.

11. Whereas on the tenth day of August, nineteen hundred and thirty-two, the New Plymouth Borough Council (hereinafter called the Council) took a poll of ratepayers of the Borough of New Plymouth on a proposal to raise a special loan of five hundred and fifty-three thousand pounds for the purpose of repaying twenty special loans theretofore lawfully raised totalling six hundred and forty-four thousand six hundred pounds (hereinafter referred to as the authorized loans) all maturing on the first day of April, nineteen hundred and thirty-three, including payments incidental or in relation to such purpose, which proposal was duly carried: And whereas by Order in Council made on the twenty-fourth day of August, nineteen hundred and thirty-two (hereinafter called the first Order), and subject to the determinations therein set out, consent was given to the raising by the Council of the said sum of five hundred and fifty-three thousand pounds by a loan therein referred to as Loans Repayment Loan, 1932, the full title of which is "The New Plymouth Borough Council Loans Repayment Loan, 1932, of £553,000" (hereinafter called the said loan): And whereas by Order in Council made on the twenty-seventh day of March, nineteen hundred and thirty-three (hereinafter called the second Order), and subject to the determinations therein set out, which varied certain of the determinations set out in the first Order, consent was given to the raising by the Council of a portion—namely, three hundred and seventy thousand six hundred pounds—of the said loan: And whereas by Order in Council made on the fifteenth day of May, nineteen hundred and thirty-three, after reciting that the Council was desirous of raising the sum of twenty-three thousand four hundred pounds, part of the said loan of five hundred and fifty-three thousand pounds, for the purposes aforesaid on terms of making the same repayable by instalments as hereinafter specified, the Governor-General, in pursuance of the powers and authorities conferred on him by section eleven of the Local Government Loans Board Act, 1926, as set out in section twenty-nine of the Finance Act, 1932 (No. 2), and of all other powers and authorities him thereunto enabling, varied the determinations set out in the second Order by prescribing that the aforesaid sum of twenty-three thousand four

Special provision with respect to special loan of £553,000 raised by New Plymouth Borough Council.

hundred pounds be raised upon terms of making such sum repayable over a period of twenty-six years by instalments of principal in the following manner, that is to say—During the first four years of the currency of the loan two hundred pounds shall be repaid at the end of each half-year; during the second four years four hundred pounds shall be repaid at the end of each half-year; during the next ten and one-half years six hundred pounds shall be repaid at the end of each half-year; and during the final seven and one-half years four hundred pounds shall be repaid at the end of each half-year: And whereas by Order in Council made on the twenty-second day of May, nineteen hundred and thirty-three, and subject to the determinations therein set out, which varied certain of the determinations set out in the first and second Orders, consent was given to the raising by the Council of a portion of the said sum of three hundred and seventy thousand six hundred pounds—namely, three hundred and forty-seven thousand two hundred pounds—upon terms of making such sum, together with interest thereon, repayable by instalments extending over a period not exceeding twenty-six years: And whereas by Orders in Council made on the twenty-seventh day of March, nineteen hundred and thirty-three, and the thirteenth day of April, nineteen hundred and thirty-three, consent was given to the borrowing of the said sum of three hundred and seventy thousand six hundred pounds (pending the raising thereof by way of special loan) by the hypothecation or mortgage of the debentures authorized to be issued in respect of the said sum: And whereas by Order in Council made on the second day of June, nineteen hundred and thirty-three, after reciting that the Council was desirous of raising the sum of sixty-seven thousand six hundred pounds, part of the said loan of five hundred and fifty-three thousand pounds, for the purposes aforesaid, on terms of making the same, together with interest, repayable by instalments as hereinafter specified, the Governor-General, in pursuance of the powers and authorities conferred on him by section thirty-two of the Local Bodies' Loans Act, 1926, and of all other powers and authorities him thereunto enabling, authorized the raising of the said sum of sixty-seven thousand six hundred pounds at a rate of interest which should not produce

to the lender a greater rate than four and one-half per centum per annum, such principal being repayable and such rate of interest being payable over a period not exceeding twenty-six years, and payable at such times as might be fixed by the Council; and the Governor-General consented to the permanent appropriation and pledging for the purpose of securing the said instalments of an annual sum of four thousand nine hundred pounds out of the special rate of eightpence in the pound on the unimproved value of all rateable property in the Borough of New Plymouth, such special rate to be made and levied on the unimproved value of all rateable property in the said borough for the purpose of securing the said sum of sixty-seven thousand six hundred pounds and interest: And whereas the Council borrowed certain moneys from the Bank of New Zealand, but the debentures authorized to be issued as aforesaid were not issued, nor were such debentures hypothecated or mortgaged by the Council to the said bank: And whereas the moneys so borrowed by the Council from the said bank were applied in or towards repayment of the authorized loans: And whereas the Council subsequent to the repayment of the authorized loans raised loans totalling the said sum of three hundred and seventy thousand six hundred pounds, and out of such loans repaid the moneys so borrowed from the said bank: And whereas doubts have arisen as to the validity of the said loans, and it is expedient to set such doubts at rest: Be it therefore enacted as follows:—

(1) The borrowing by the Council of the said moneys from the Bank of New Zealand and the subsequent repayment of such moneys, together with interest thereon, are hereby validated.

(2) Notwithstanding the prior repayment of the authorized loans for which the said sum of three hundred and seventy thousand six hundred pounds was authorized to be raised, and notwithstanding that the provisions of the Local Bodies' Loans Act, 1926, may not have been complied with, the said loans totalling three hundred and seventy thousand six hundred pounds so raised by the Council as aforesaid and the debentures issued in respect of such loans and every part thereof are hereby declared to have been lawfully raised and issued by the Council.

Wellington City Council authorized to use balance of the Wellington City Drainage and Sewerage Loan, 1928, unexpended and not required for the purpose for which the loan was raised.

**12.** Whereas the Wellington City Council (hereinafter called the Council), in exercise of the powers vested in it in that behalf, has raised the Wellington City Drainage and Sewerage Loan, 1928, of £148,700: And whereas, after providing all moneys necessary to complete the works for which the said loan was raised, there will be an unexpended balance in respect of such loan: And whereas it is expedient that the balance should be made available for other drainage works: Be it therefore enacted as follows:—

(1) Notwithstanding anything contained in any Act or in any Order in Council relating to the said loan, and notwithstanding the fact that the public work or undertaking for which the special loan was raised has not yet been completed, the Council is hereby authorized, subject to the provisions of this section, to expend the said unexpended balance of the said loan for the purpose of providing storm-water drainage on the northern portion of the eastern slopes of Mount Victoria adjoining Evans Bay in the City of Wellington.

(2) No unexpended balance of the said loan or any part thereof shall be expended as provided by this section unless and until authority in that behalf is given by the Local Government Loans Board.

(3) The provisions of subsections two to seven of section forty-seven of the Finance Act, 1929, shall apply to every application by the Council for authority as aforesaid, and the Local Government Loans Board may in its discretion give such authority either as to the whole or to any part of any proposal submitted to it, and either unconditionally or subject to such terms, conditions, and stipulations as it thinks fit to impose.

Validating transfer of certain sum to General Account of Patea Borough Council.

**13.** Notwithstanding anything to the contrary in any Act, it shall be deemed to have been lawful for the Patea Borough Council to transfer the sum of one thousand six hundred and eight pounds thirteen shillings and threepence from the said Council's Land Sales Account to its General Account.

Authorizing raising of a loan by Blenheim Borough Council for purpose of making advances to property-owners.

**14.** The Blenheim Borough Council may, for the purpose of providing funds out of which advances may be made to owners of premises in the Borough of Blenheim for the purpose of drainage or sanitary works under Part XXII of the Municipal Corporations Act, 1920, borrow moneys not exceeding in the aggregate fifteen thousand

pounds by way of special loan under the Local Bodies' Loans Act, 1926, by special order and without taking the steps prescribed by sections nine to thirteen of the Local Bodies' Loans Act, 1926.

15. The Opotiki Borough Council is hereby authorized to expend out of the revenues of its Wharf Account the sum of one thousand pounds for the purpose of contributing to the fund established by the Opotiki County Council for the relief of unemployment in the County of Opotiki.

Authorizing expenditure out of Wharf Account of Opotiki Borough Council for relief of Unemployment in County of Opotiki.

16. Whereas the Bluff Borough Council (hereinafter called the Council) desires to declare a right-of-way in the Borough of Bluff commonly known as Gregory's Right-of-way, being part of Section 5, Block I, Campbelltown Hundred, and more fully described hereinafter, to be a public street: And whereas the said right-of-way, having been used as such only since the year eighteen hundred and ninety-eight and being less than sixty-six feet wide, cannot be declared a public street under section one hundred and eighty-six of the Municipal Corporations Act, 1920, or under any other Act: And whereas it is inexpedient to increase the width of the said right-of-way to the full width of sixty-six feet required by the said Act: And whereas the Council does not wish to require the owners of the said right-of-way or the frontagers thereto to form and construct the same: Be it therefore enacted as follows:—

Authorizing the Bluff Borough Council to declare a certain right-of-way to be a public street.

(1) The Council may by special order under section one hundred and eighty-six of the Municipal Corporations Act, 1920, and without first complying with the requirements of subsection two of that section, declare the right-of-way known as Gregory's Right-of-way, being part of Section 5, Block I, Campbelltown Hundred—bounded by a line commencing from Point Road, Bluff, at the north-eastern corner of the said section and running in a south-westerly direction along the south-eastern boundary of the said Section 5 a distance of 15 chains 49·7 links, thence at right angles in a north-westerly direction a distance of 78·7 links, thence at right angles in a north-easterly direction a distance of 15 chains 93·2 links, and thence in a south-easterly direction along Point Road a distance of 90 links, back to the commencing-point—to be a public street, notwithstanding that the said right-of-way does not comply with the provisions of the said section; and the Council is hereby

further authorized after the said land has been declared to be a public street, at its own expense, to form and construct the said street.

(2) No building or part of a building shall at any time be erected on the land fronting either side of the said street within a distance of thirty-three feet from the middle-line of the said street.

Provision with respect to proposed constitution of Borough of Martinborough as a fire district.

Authorizing Eastbourne Borough Council to credit to General Account certain moneys received from the sale of land.

17. Paragraph (a) of subsection two of section three of the Fire Brigades Act, 1926, shall not apply with respect to any application under that section by the Martinborough Borough Council for the declaration of the area within its jurisdiction to be a fire district under that Act.

18. Whereas the Eastbourne Borough Council (hereinafter called the Council) in the year nineteen hundred and twenty-three acquired, *inter alia*, for a public work all that piece of land containing one rood eighteen and seventy-eight hundredths perches, being parts Sections 37 and 39, Harbour District, part of Lot 2 and Lots 3 and 4 on deposited plan Number 6156 and part of the land in certificate of title, Volume 396, folio 282, Wellington Registry: And whereas the Council subsequently duly sold the said land for the sum of one thousand six hundred and forty-seven pounds ten shillings, of which the sum of five hundred and forty-seven pounds ten shillings has been paid in cash and the sum of one thousand one hundred pounds is secured by a memorandum of mortgage of the said land given by the purchaser in favour of the Council (hereinafter referred to as the said mortgage) whereby the sum of one thousand one hundred pounds is made payable by quarterly instalments of twenty-five pounds each payable on the first days of January, April, July, and October in each year, the first payment being payable on the first day of January, nineteen hundred and thirty-four: And whereas, the money to purchase the said land having been withdrawn by the Council from the Council's General Account, it is desired that authority be given to pay into the General Account for the purposes thereof all moneys heretofore received or that may hereafter be received by the Council in respect of the said mortgage: Be it therefore enacted as follows:—

Notwithstanding anything to the contrary in section twenty of the Municipal Corporations Amendment Act, 1928, the Council may pay into the General Account for



the general purposes of the borough all moneys already paid to it in respect of the sale of the said land and all moneys from time to time to be paid to it in respect of the said mortgage.

19. Whereas it became necessary for the Devonport Borough Council (hereinafter called the Council) urgently to construct a purification plant for the improvement of the potability of the water drawn from Lake Pupuke for supply to the inhabitants of the Boroughs of Devonport and Takapuna, the cost of the said works being estimated at five thousand five hundred pounds: And whereas part of such expenditure has already been advanced by the Council out of its General Account: And whereas the Council is desirous of raising a loan for the purpose of providing the moneys required for the said works, and of repaying to the General Account the moneys advanced thereout as aforesaid: Be it therefore enacted as follows:—

Authorizing Devonport Borough Council to raise a special loan without a poll of ratepayers.

The Council is hereby authorized to borrow for the said works by way of special loan under the Local Bodies' Loans Act, 1926, but without taking the steps prescribed by sections nine to thirteen of that Act, a sum not exceeding five thousand five hundred pounds on the security of a special rate over all rateable property within the Borough of Devonport, and may, out of the proceeds of such loan, refund to the General Account all moneys now or hereafter advanced thereout on account of the cost of the said works.

20. With respect to all rates made and levied by the Thames Borough Commissioner the additional charge authorized by section seventy-six of the Rating Act, 1925, to be added to unpaid rates, may be of such amount, not exceeding ten per centum, as the Commissioner thinks fit.

Authorizing Thames Borough Commissioner to reduce 10 per cent. penalty on unpaid rates.

21. Section forty of the Local Legislation Act, 1932-33, is hereby amended by omitting from subsection one the words "fifteen years", and substituting the words "forty-two years".

Amending section 40 of the Local Legislation Act, 1932-33.

22. Whereas in the year nineteen hundred and twenty-eight the Lower Hutt Borough Council (hereinafter called the Council) purchased from one Ernest Albert Jessop the area of land comprising Lot 125/6 D.P. 50, Hutt Registration District, for the purpose of widening Victoria Street in the Borough of Lower Hutt: And whereas the

Validating purchase by Lower Hutt Borough Council of land subject to a mortgage.

whole of the said land was not required for the purposes of the said widening and the Council proposes to sell the surplus area: And whereas it has not yet been possible to effect a sale of such surplus area: And whereas the said land was purchased by the Council subject, *inter alia*, to an existing mortgage thereon to the State Advances Superintendent and to the payment by the Council of interest and principal moneys secured by such mortgage: And whereas there is no authority of law for the purchase by the Council of land subject to a mortgage, nor for the payment of interest on the principal moneys secured by such mortgage: And whereas it is desirable to validate the said purchase of the said land: Be it therefore enacted as follows:—

(1) The purchase by the Council of the said land subject to the said mortgage is hereby validated.

(2) The Council is and shall be deemed to have been duly authorized to make all such payments of principal and interest as have become or may become due and payable by the Council in terms of the said mortgage.

**23.** Whereas the Onehunga Borough Council (hereinafter called the Council) was by the Local Authorities Empowering (Relief of Unemployment) Act, 1926, and all other Acts and powers thereunto enabling, empowered to borrow the sum of four thousand five hundred pounds (hereinafter called the said loan) for the purpose of carrying out works for the relief of unemployment: And whereas the provisions of the Local Government Loans Board Act, 1926, were fully complied with in respect of the said loan: And whereas in pursuance of the above-recited authorities a sum of three thousand pounds, being portion of the said loan, has been duly raised: And whereas the said Council entered into negotiations for the raising of the balance of the said loan but was unable to complete all the negotiations in connection therewith prior to the expiry of the period during which moneys could be borrowed under the authority of the said Local Authorities Empowering (Relief of Unemployment) Act, 1926, hereinafter referred to as the said period: And whereas it is expedient to authorize the Council to raise the balance of the said loan: Be it therefore enacted as follows:—

Notwithstanding the expiry of the said period, the Council shall for all purposes be deemed to be and to have

Authorizing  
Onehunga  
Borough Council  
to raise balance  
of  
Unemployment  
Loan of £4,500.

been lawfully empowered to borrow the sum of one thousand five hundred pounds, being the balance of the said loan, as if that period had not expired.

24. Whereas on the twenty-third day of November, nineteen hundred and three, the Ohinemuri County Council (hereinafter referred to as the County Council), in pursuance of the powers conferred upon it by the Slaughtering and Inspection Act, 1900, established and registered an abattoir for the purposes of that part of its district (hereinafter referred to as the abattoir district), bounded as follows: commencing at the north-western point of the Paeroa Riding, Ohinemuri County; thence by a line following the northern boundary of the said county to its intersection with the eastern boundary of Block V, Ohinemuri Survey District; thence by a line running due south along the eastern boundary of Blocks V, IX, and XIII, Ohinemuri Survey District, and the eastern boundary of Block I, Aroha Survey District; thence due west along the southern boundaries of Block I, Aroha Survey District, and Block IV, Waitoa Survey District, to its intersection with the left bank of the Waihou River; thence along the left bank of the Waihou River northwards to its intersection with the boundary of the Paeroa Riding on the left bank of the said river; thence by the boundary of the said Paeroa Riding on the south and west to the point of commencement: And whereas on the first day of July, nineteen hundred and fifteen, part of the area comprised in the abattoir district was constituted a borough under the name of the Borough of Paeroa: And whereas the constitution of the Borough of Paeroa and the decline of the mining township of Karanga-hake has rendered it no longer necessary for the County Council to maintain an abattoir for the purposes of the abattoir district, and the abattoir buildings have been allowed to fall into disrepair: And whereas the County Council by memorandum of transfer, dated the fifth day of October, nineteen hundred and thirty-three, transferred to the Paeroa Borough Council (hereinafter referred to as the Borough Council), for the purpose of the abattoir district, all that piece of land situated in the County of Ohinemuri, containing four acres three roods thirty-six

Validating  
purchase of  
abattoir by  
Paeroa Borough  
Council.

perches, being a block of land situate in the Ohinemuri Survey District called Te Tawaatakuao Number 3A, and being all the land in certificate of title, Volume 91, folio 272, of the Auckland Land Registry, together with the abattoir building, dwelling, and other improvements thereon, and the Borough Council has accepted the same for such purpose: And whereas the population of the Borough of Paeroa is less than two thousand persons, and there is no authority in law for the Borough Council to acquire or establish an abattoir: And whereas it is desirable to validate the acquisition by the Borough Council of the said abattoir for the purposes of the abattoir district: Be it therefore enacted as follows:—

(1) Notwithstanding anything to the contrary in the Slaughtering and Inspection Act, 1908, or in any other Act, the acquisition by the Borough Council of the abattoir hitherto established and maintained by the County Council, including the land comprised in the said memorandum of transfer dated the fifth day of October, nineteen hundred and thirty-three, and all payments heretofore made by the Borough Council in the purchase of the said abattoir and in effecting improvements and repairs thereto, are hereby validated and declared to have been lawfully made.

(2) The Secretary for Agriculture is hereby authorized, without the necessity for any application by the Borough Council, to register the said abattoir and the Borough Council as the controlling authority thereof from the fifth day of October, nineteen hundred and thirty-three, and to issue to the Borough Council a certificate of registration under section twelve of the Slaughtering and Inspection Act, 1908.

(3) On the issue of such certificate of registration all the rights, powers, functions, and duties conferred and imposed by the Slaughtering and Inspection Act, 1908, upon the controlling authority of an abattoir shall devolve upon the Borough Council as the controlling authority of the said abattoir for the purposes of the abattoir district.

25. Whereas the Gisborne Borough Council is desirous of obtaining authority to remit arrears of rates amounting to thirty-nine pounds fourteen shillings and elevenpence, being the rates for the year ended the thirty-first day of

March, nineteen hundred and thirty-three, and also rates amounting to thirty-seven pounds six shillings and one penny, for the current year ending on the thirty-first day of March, nineteen hundred and thirty-four (hereinafter collectively referred to as the said rates), the said rates being levied by the said Borough Council and being due and payable by the Gisborne and East Coast Young Men's Christian Association in respect of that piece of land situated in the Borough of Gisborne, containing one rood thirty-six perches, being 1 of 1 of 130 of 6A Fitzherbert Street, situated in the Borough of Gisborne, and numbered 2351 on the district valuation roll for that borough: And whereas the said Council has no legal authority to make such remission: Be it therefore enacted as follows:—

The Gisborne Borough Council is hereby authorized to remit the sum of seventy-seven pounds one shilling, being the total amount of the said rates, and to absolve the said association and the said lands from liability in respect thereof.

**26.** Whereas the Wairoa Borough Council (hereinafter called the Council), pursuant to the sanction of the Local Government Loans Board by Orders in Council, dated the fifteenth day of September, nineteen hundred and thirty, and the sixth day of July, nineteen hundred and thirty-one, borrowed the sum of forty-three thousand eight hundred pounds, known as the Wairoa Borough Council Water Redemption Loan, 1931, for the purpose of repaying loans repayable in Melbourne, in the Commonwealth of Australia, aggregating forty-eight thousand four hundred pounds, which were raised by the Corporation for the purpose of providing a water-supply for the Borough of Wairoa, and which matured on the first day of February, nineteen hundred and thirty-one: And whereas by virtue of the favourable rate of exchange operating between New Zealand and Australia at the time of repayment of the said loans, the difference between the amount of forty-three thousand eight hundred pounds so borrowed and the actual amount required for repayment in Melbourne was nine hundred and twenty-two pounds and one shilling, representing the exchange on the sinking funds of the matured loans and accrued interest thereon: And whereas the Council has credited its General Account with the said sum of nine hundred

Validating  
actions of  
Wairoa Borough  
Council in regard  
to the Water  
Redemption  
Loan, 1931, of  
£43,800.

and twenty-two pounds one shilling, and it is deemed necessary and expedient that such action be validated: Be it therefore enacted as follows:—

The actions of the Council in borrowing the sum of nine hundred and twenty-two pounds and one shilling in excess of the amount required to complete repayment of the said loans, and crediting the said sum to the General Account, are hereby validated and deemed to have been lawfully taken.

*See Wellington City Council (1916)*  
 Suspension of annual appropriation of Renewal Fund in respect of Tramways and Power-supply Undertaking and Electric Light and Power-supply Undertaking of Wellington City Council.

**27.** It shall not be necessary for the Wellington City Council, in respect of all or any of the financial years falling within the period commencing on the first day of April, nineteen hundred and thirty-three, and ending on the thirty-first day of March, nineteen hundred and thirty-six, to charge the annual appropriation prescribed by section three of the Wellington City Trading Departments Reserve and Renewal Funds Act, 1917, as amended by section three of the Wellington City Empowering and Amendment Act, 1922.

Authorizing refund of excess abattoir fees by Christchurch City Council.

**28.** Whereas the Christchurch City Council (hereinafter referred to as the Council) is the controlling authority of the abattoir established pursuant to the provisions of the Slaughtering and Inspection Act, 1908, for the purposes of the Christchurch Abattoir District, as defined in the *New Zealand Gazette* of the seventeenth day of November, nineteen hundred and four: And whereas during the period of the three financial years ended the thirty-first day of March, nineteen hundred and twenty-nine (hereinafter referred to as the said period), the moneys paid in fees to the Council by persons selling within the abattoir district meat from stock slaughtered elsewhere than at the abattoir (hereinafter called the non-users), together with the moneys received from persons slaughtering stock at the abattoir (hereinafter called the users), exceeded the maximum provided by section twenty-seven of the said Act, as amended by section three of the Slaughtering and Inspection Amendment Act, 1927: And whereas the Council is desirous of refunding to the users and the non-users of the abattoir the sum of three thousand one hundred and twenty-six pounds received by the Council during the said period in excess of the said maximum: And whereas the Council has no power to make any such refund to the users of the abattoir, and it

is deemed desirable to authorize such refund accordingly :  
Be it therefore enacted as follows :—

(1) The Council is hereby authorized and empowered out of its abattoir fund to refund to the users and the non-users of the abattoir during the said period the said sum of three thousand one hundred and twenty-six pounds in the proportions of four-fifths of that amount to the users and one-fifth to the non-users.

(2) Forthwith upon the passing of this Act the Council shall, by public notice published in at least one morning and one evening newspaper circulating in the said abattoir district, and at least once in every week for not less than four weeks, advertise for claims for refunds of the said abattoir fees, and in each advertisement shall indicate that no claims will be received or entertained after the thirty-first day of March, nineteen hundred and thirty-four.

(3) At any time before or after the thirty-first day of March, nineteen hundred and thirty-four, the Council shall examine all claims for refunds received, and may, if it thinks fit, require any claimant to support his claim by such evidence as he may desire to lead, and after consideration of such claims and the evidence (if any) supporting the same may, out of the respective amounts made available by subsection one hereof, pay all or any such claims, or any part or parts thereof, received from the users and non-users respectively.

**29.** Notwithstanding anything to the contrary contained in section two hundred and forty-nine of the Municipal Corporations Act, 1920, the Birkenhead Borough Council is hereby authorized to contract with the Auckland City Council for such supply of water as the Birkenhead Borough Council may require for all purposes for a period of twenty-one years.

Authorizing  
Birkenhead  
Borough Council  
to contract with  
Auckland City  
Council for the  
supply of water.

**30.** Whereas by section two of the Petone Borough Council Empowering Act, 1931, it was enacted that the Petone Borough Council might, within the space of one calendar month after the commencement of the said Act, by resolution, declare that any special rates made before the commencement of the said Act in respect of the rateable property comprised in any part of the borough should, for the year ending on the thirty-first day of March, nineteen hundred and thirty-two, and for every year thereafter, be payable in respect of the

Extension of  
certain special  
rates by Petone  
Borough Council.

rateable property comprised in the whole of the borough : And whereas on the thirty-first day of August, nineteen hundred and thirty-one, the Petone Borough Council passed a resolution accordingly : And whereas at a poll of the ratepayers of that portion of the borough not comprised and included in the Koro Koro Special Rating-area, held on the sixth day of May, nineteen hundred and thirty-one, the Petone Borough Council was authorized to borrow the sum of thirty-five thousand pounds for the purpose of widening Jackson Street and operations incidental thereto : And whereas no special rate for the purposes of the said loan was made before the commencement of the said Act : And whereas it was agreed and intended for the consideration stated in the preamble to the said Act that the special rates to be made and levied in respect of the said loan should be made and levied upon the whole of the rateable property in the borough : And whereas it is expedient to empower the Petone Borough Council so to do : Be it therefore enacted as follows :—

The Petone Borough Council is hereby authorized, without further authority than this Act, by resolution, to declare that all special rates heretofore made or hereafter to be made in respect of the said special loan, and not yet demanded, shall be payable in respect of the rateable property comprised in the whole of the borough.

Validating certain expenditures by Wairoa Borough Council.

**31.** The expenditure of a sum of ten pounds ten shillings by the Wairoa Borough Council for the purpose of relieving distress caused by the Napier Harbour disaster on the twenty-eighth day of December, nineteen hundred and thirty-two, is hereby validated and declared to have been lawfully made.

Validating the payment of moneys by the Mt. Albert Borough Council to the Public Trustee upon trust for accumulation and application in redemption of debentures issued by the Council to the Auckland Savings-bank.

**32.** Whereas the Mount Albert Borough Council (hereinafter called the Council) has raised a loan of forty thousand pounds for the purpose of effecting certain roading and drainage works in the Borough of Mount Albert for the relief of unemployment : And whereas the Council has raised the said loan from the Auckland Savings-bank and has issued certain debentures to the Auckland Savings-bank as security for the same : And whereas the Council has agreed with the Auckland Savings-bank to pay to the Public Trustee certain moneys, not exceeding in the aggregate the sum of



thirteen thousand one hundred and seventy-one pounds twelve shillings and fourpence, such moneys to be held by the Public Trustee and applied by him with the accumulations of interest thereon for the purpose of redeeming certain of the debentures issued by the Council as and when they shall fall due: And whereas each of such debentures includes both interest and principal moneys: And whereas doubts have arisen as to the Council's power to accumulate a fund for the payment of interest: And whereas it is expedient that the Council should have such power: Be it therefore enacted as follows:—

The agreement entered into by the Council with the Auckland Savings-bank and with the Public Trustee is hereby validated, and the Council may from time to time in terms of such agreement set aside and pay to the Public Trustee out of its general account sums not exceeding in the aggregate thirteen thousand one hundred and seventy-one pounds twelve shillings and fourpence to form a fund for the purpose of redeeming the debentures aforesaid as and when the same fall due.

### *Town Boards.*

**33.** (1) Notwithstanding anything to the contrary in any Act, the Opunake Town Board may lease to the Opunake Branch of the Royal New Zealand Society for the Health of Women and Children (commonly known as the Plunket Society) for the general purposes of the society such portion as it deems fit of the land vested in it and described in certificate of title, Volume 118, folio 141, Taranaki Registry, being Sections 1, 2, 3, and 4, Block XXVI, on the plan of the Town of Opunake, and may grant to the said society such rights, easements, or privileges as it deems fit affecting the land described in the said certificate of title or any portion of such land.

Authorizing  
Opunake Town  
Board to grant a  
lease to the Royal  
New Zealand  
Society for the  
Health of  
Women and  
Children,  
Opunake  
Branch.

(2) Every such lease or grant shall be for a term not exceeding twenty-one years, and may contain such provision for rights of renewal for further terms, not exceeding twenty-one years at any one time, as may be agreed upon between the parties; and shall be at such rental (whether nominal or otherwise) and upon such terms and conditions as may be agreed upon between the parties.

Authorizing transfer of certain sum for library purposes by Rawene Town Board.

**34.** Whereas certain trustees on behalf of the Rawene Town Board (hereinafter called the Board) hold in the Library Building Account of the Board the sum of seventy-three pounds seven shillings and twopence, together with accrued interest thereon, for the purpose of the erection of a library building in Rawene: And whereas the funds in such account are not now required for the purpose aforesaid, and it is expedient that the same be made available for the purchase of books for the Rawene Public Library: Be it therefore enacted as follows:—

It shall be and be deemed to have been lawful for the trustees of the Library Building Account to transfer to the Public Library Account of the Board the whole or any portion of the said sum of seventy-three pounds seven shillings and twopence and accrued interest thereon.

Validating proceedings in connection with raising of Town Hall Loan of £750 by Otorohanga Town Board.

**35.** Whereas the Otorohanga Town Board (hereinafter called the Board), during the financial year ended on the thirty-first day of March, nineteen hundred and twenty-nine, proceeded to raise by way of special loan, under the Local Bodies' Loans Act, 1926, the sum of seven hundred and fifty pounds (hereinafter called the said loan) for the purpose of paying off by way of renewal part of the Otorohanga Town Board's Town Hall Loan (1914) of £2,250: And whereas proceedings in connection with the raising of the said loan were irregular or defective and did not comply with the requirements of the Local Government Loans Board Act, 1926, in that the said loan was raised by the issue of a debenture to the holder of Debenture Number 3 under the said Town Hall Loan (1914) of £2,250 without the passing of a special order authorizing the raising of the said loan and without obtaining the consent of the Local Government Loans Board and the consent of the Governor-General in Council to the raising of the said loan: And whereas a special rate of two-thirds of one penny in the pound on the basis of the unimproved value was made and levied by the Board on all rateable property in the Otorohanga Town District as security for the said loan: And whereas it is deemed expedient to validate all irregularities or defects in connection with the said loan: Be it therefore enacted as follows:—

It shall be deemed for all purposes that the said loan was duly raised, that the said special rate was

duly made, and that the said Debenture Number 3 was duly issued.

**36.** Section forty-four of the Local Legislation Act, 1930, is hereby repealed. Repeal.

### *Harbour Boards.*

**37.** The Bluff Harbour Board is hereby authorized and empowered to pay out of its Harbour Fund the sum of three hundred and fifty pounds as a compassionate allowance to Amelia Grace Lindsay, of Bluff, the widow of George Napier Lindsay, late Harbourmaster and Chief Pilot of the said Board. Authorizing payment of compassionate allowance by Bluff Harbour Board.

**38.** Whereas on the sixth day of January, nineteen hundred and thirty-three, the Auckland Harbour Board (hereinafter called the Board) obtained the consent of the Governor-General in Council, under the provisions of the Local Government Loans Board Act, 1926, to the raising of a loan of one hundred and eighty-one thousand pounds (hereinafter referred to as the repayment loan) for the purpose of repaying with the proceeds thereof and with accrued sinking fund an authorized loan of two hundred and fifty thousand pounds previously raised by the Board (hereinafter referred to as the authorized loan): And whereas the authorized loan fell due prior to the repayment loan-moneys being available: And whereas the Board borrowed by way of overdraft from the Bank of New Zealand (hereinafter referred to as the bank) certain moneys for the repayment of the authorized loan: Be it therefore enacted as follows:—

(1) The borrowing by the Board of the said moneys from the bank is hereby validated.

(2) The Board is hereby authorized and empowered to borrow the said sum of one hundred and eighty-one thousand pounds, or any part or parts thereof, notwithstanding the repayment of the authorized loan prior to the said sum of one hundred and eighty-one thousand pounds, or any part or parts thereof, being borrowed.

(3) The Board is hereby authorized and empowered to apply the repayment loan-moneys, or any part or parts thereof, for or towards repayment of the moneys advanced by the bank as aforesaid.

(4) This section shall be deemed to have come into force on the sixth day of January, nineteen hundred and thirty-three.

Validating remission of dues by Auckland Harbour Board in respect of Japanese training-ship "Shintoku Maru".

**39.** Notwithstanding anything to the contrary in any Act or by-law governing and controlling the Auckland Harbour Board, the remission by the Board of a sum of twelve pounds seventeen shillings and threepence for shipping wharfage dues and a sum of fourteen pounds fourteen shillings for port charges incurred by the Japanese training-ship "Shintoku Maru" is hereby validated.

Provision with respect to lease of certain land from Otago Harbour Board, to Public Works Department.

**40.** Whereas by memorandum of lease, registered in the Land Registry Office at Dunedin as Number 5180, the Otago Harbour Board, pursuant to the powers conferred by section eighty-three of the Reserves and other Lands Disposal and Public Bodies Empowering Act, 1914, leased to His Majesty the King Sections 19 to 34 (both inclusive), Block LXXIV, City of Dunedin, upon the terms therein mentioned: And whereas His Majesty the King is desirous of surrendering part of the said land but the Otago Harbour Board has no power to accept such surrender: Be it therefore enacted as follows:—

(1) The said lease shall, as from the first day of October, nineteen hundred and thirty-two, be deemed to have been surrendered as to Sections 25, 26, 29, 30, 31, 32, 33, and 34, Block LXXIV aforesaid.

(2) The said lease shall remain in full force and effect so far as regards Sections 19, 20, 21, 22, 23, 24, 27, and 28, Block LXXIV aforesaid, except that the rent shall be reduced as from the first day of October, nineteen hundred and thirty-two, to one peppercorn per annum, and the said lease shall be read and construed as if the said Sections 19, 20, 21, 22, 23, 24, 27, and 28 had been the whole of the land originally leased thereby and one peppercorn reserved as the rent.

(3) The District Land Registrar at Dunedin shall endorse a memorial hereof on the relative certificate of title and the said lease, and make such entries on the Register as are necessary to give effect to this section.

**41.** The amount of principal shown, pursuant to paragraph (b) of subsection two of section seven of the Thames Harbour Board Loans Adjustment Act, 1932-33, on any debenture amended in accordance with that paragraph, shall, notwithstanding anything contained in that paragraph or in the amended debenture, be deemed for all purposes to be the amount of principal secured by the amended debenture on the thirtieth day of April, nineteen hundred and thirty-three.

Special provision with respect to amended debentures of Thames Harbour Board loans.

42. The Thames Harbour Board is hereby authorized to pay all the costs and expenses heretofore or hereafter incurred by or on behalf of the committee appointed at a meeting of Thames Harbour Board debenture-holders held on the twelfth day of July, nineteen hundred and thirty-two, to represent such debenture-holders in connection with matters pertaining to the loans of the said Board.

Authorizing Thames Harbour Board to pay expenses of debenture-holders' committee.

43. The Thames Harbour Board is hereby authorized to deduct *pro rata* from the interest payable to the Thames Harbour Board debenture-holders, as at the thirtieth day of September, nineteen hundred and thirty-three, the amount of the fees due and payable by the said debenture-holders to Stewart Hardy, the solicitor who acted as representative of debenture-holders in the negotiations with the said Board arising out of the Thames Harbour Board Loans Adjustment Act, 1932-33, and to pay the amount so deducted to the said Stewart Hardy.

Provision for deduction and payment by Thames Harbour Board of certain legal expenses.

44. Notwithstanding anything to the contrary in any Act, interest hereafter payable to debenture-holders of the Thames Harbour Board shall be paid by two half-yearly instalments on the thirty-first day of March and the thirtieth day of September in each year.

Half-yearly payment of interest on loans by Thames Harbour Board.

45. Whereas a majority in value of the debenture-holders of the loans of the Thames Harbour Board (hereinafter referred to as the said loans) have agreed to accept for the year ending the thirtieth day of September, nineteen hundred and thirty-four (hereinafter referred to as the said year), interest at the rate of four pounds five shillings per centum (hereinafter called the said rate): And whereas it is expedient to provide that all debenture-holders of the said loans shall for the said year be paid interest at the same rate: Be it therefore enacted as follows:—

As to payment of interest, &c., on Thames Harbour Board loans for year ending 30th September, 1934.

(1) The Thames Harbour Board shall not later than the twentieth day of January, nineteen hundred and thirty-four, resolve to collect for the said year only so much of the special rates made and levied as security for the said loans and directed to be levied in accordance with the terms of subsection three of section twenty-three of the Thames Harbour Board Loan and Empowering Act, 1920, as will suffice to provide for the payment of interest at the said rate to all debenture-holders of the

Sec. 42/45  
 Sec. 43  
 1936, Vol. 52  
 Schedule.

said loans, and to provide sinking fund at the rate of one per centum on the balance of the said loans outstanding on the first day of October, nineteen hundred and thirty-three.

(2) The rates payable pursuant to such resolution shall be demanded in two equal instalments. The first such instalment shall be demanded forthwith after the passing of such resolution. The second such instalment shall be demanded not earlier than the tenth day of July, nineteen hundred and thirty-four.

(3) Notwithstanding anything contained in the Rating Act, 1925, an additional charge of ten per centum may be added to so much of the rates demanded in respect of such first instalment as is not paid on or before the twentieth day of March, nineteen hundred and thirty-four, and to so much of the rates demanded in respect of such second instalment as is not paid on or before the twentieth day of September, nineteen hundred and thirty-four, and every such charge shall be payable and recoverable accordingly.

(4) All moneys collected pursuant to such resolution as aforesaid shall be applied in the first instance in payment of interest at the said rate to all debenture-holders, and the balance shall be paid to the Sinking Fund Commissioners of the said loans:

Provided that if the said balance exceeds an amount representing one per centum of the sum of the amounts of the said loans such excess shall be applied to the payment of interest due on the said loans in the following year.

(5) All payments of interest at the said rate to any debenture-holder in respect of any debenture of the said loans shall be accepted by him in full satisfaction of interest due under such debenture for the said year.

**46.** (1) Notwithstanding anything to the contrary in section fifty-two of the Harbours Act, 1923, or in any other Act, it shall be and be deemed to have been lawful for the Opunake Harbour Board to keep an additional Harbour Fund Account, to be called "The Opunake Harbour Board No. 2 Account", and to credit to such account all moneys received by the Board by way of rates on or after the first day of November, nineteen hundred and thirty-two, and from the disposal of all plant, materials, and assets vested in the Board.

Authorizing  
Opunake  
Harbour Board  
temporarily to  
keep two  
Harbour Fund  
Accounts.

(2) The moneys available in the fund represented by such account shall be applied only for the purpose of paying the reasonable and necessary cost of collection of the said rates, and the due interest and sinking fund charges on the loan of fifty-five thousand pounds heretofore raised by the Board.

(3) As soon as the said loan of fifty-five thousand pounds has been repaid the Board shall forthwith cease to keep the said additional account, and all moneys then standing to the credit of such account shall be forthwith transferred to the Opunake Harbour Fund Account.

47. Whereas the Napier Harbour Board (hereinafter called the Board), being a local authority within the meaning of the Local Bodies' Finance Act, 1921-22, under and in conformity with the authority conferred by section sixty-one of the Hawke's Bay Earthquake Act, 1931, and under the power conferred by section three of the first-mentioned Act, has borrowed the sum of twenty-eight thousand five hundred pounds in excess of the limits imposed by subsection two of the last-mentioned section, which moneys have not been repaid: And whereas it is expedient that the Board should be empowered by special enactment to borrow the sum of twenty-eight thousand five hundred pounds in order to repay the moneys borrowed as aforesaid: Be it therefore enacted as follows:—

Authorizing  
Napier Harbour  
Board to raise a  
loan of £28,500  
for purpose of  
repaying moneys  
borrowed under  
Hawke's Bay  
Earthquake Act,  
1931.

(1) The Board may, by special resolution, raise a loan of twenty-eight thousand five hundred pounds under the provisions of the Harbours Act, 1923.

(2) Any moneys borrowed as aforesaid shall be used for the purpose of repaying moneys borrowed pursuant to section sixty-one of the Hawke's Bay Earthquake Act, 1931; provided always that no lender shall be concerned to see or inquire as to the application of any moneys borrowed under the authority of this section.

(3) The securities for all moneys borrowed under the provisions of this section shall rank *pari passu* as between themselves, though parts of such moneys may be borrowed at different times.

(4) This section shall be deemed to be a special Act within the meaning of the Harbours Act, 1923.

*Electric-power Boards.*

Authorizing  
certain payment  
by Wanganui-  
Rangitikei  
Electric-power  
Board.

48. The Wanganui-Rangitikei Electric-power Board, being desirous of paying to the widow of its late Managing-Secretary, Percival Herrick Smith, certain moneys amounting to three hundred and eight pounds six shillings and eightpence, is hereby authorized to pay that amount from the general funds of the Board.

Provision with  
respect to  
amalgamation of  
North  
Canterbury and  
Hurunui  
Electric-power  
Districts.

49. Whereas by Proclamation dated the twenty-sixth day of February, nineteen hundred and twenty-seven, and published in the *Gazette* of the third day of March, nineteen hundred and twenty-seven, the North Canterbury Electric-power District was duly constituted under the Electric-power Boards Act, 1925 (hereinafter called the principal Act), comprising the counties of Rangiora and Kowai, and portions of the counties of Ashley, Oxford, and Eyre, as constituent districts, and the remainders of the counties of Ashley, Oxford, and Eyre, and the boroughs of Rangiora and Kaiapoi as outer area: And whereas by Proclamation dated the fourteenth day of April, nineteen hundred and thirty, and published in the *Gazette* of the seventeenth day of the same month, the boundaries of the said North Canterbury Electric-power District were altered so as to include further portions of the counties of Oxford and Eyre: And whereas by Proclamation dated the thirty-first day of October, nineteen hundred and twenty-nine, and published in the *Gazette* of the seventh day of November, nineteen hundred and twenty-nine, the Hurunui Electric-power District was duly constituted under the principal Act, comprising portions of the counties of Waipara, Amuri, and Cheviot as constituent districts and the remainders of the said counties as outer area: And whereas by Proclamation dated the twenty-fourth day of June, nineteen hundred and thirty, published in the *Gazette* of the twenty-sixth day of June, nineteen hundred and thirty, the boundaries of the Cheviot and Waipara Counties were altered by excluding the area therein described from the Waipara County and including it in the Cheviot County: And whereas the Hurunui Electric-power Board has been unable to make satisfactory arrangements for the supply of electricity within the Hurunui Electric-power District: And whereas it appears desirable to



make special provision in manner hereinafter appearing: Be it therefore enacted as follows:—

(1) In this section, unless the context otherwise requires,—

“The appointed day” means the first day of February, nineteen hundred and thirty-four:

“The Board” means the Board constituted under this section as the Electric-power Board for the district:

“The district” means the North Canterbury Electric-power District for the constitution of which provision is hereinafter made:

“Original Boards” mean the Boards constituted under the Electric-power Boards Act, 1925, in respect of the original districts, and holding office on the day before the appointed day:

“Original districts” mean the Electric-power Districts of Hurunui and North Canterbury hereinbefore referred to.

(2) The provisions hereinafter made for the determination of the representatives to assume office on the Board shall take effect immediately on the passing of this section, but the other provisions hereof shall not take effect until the appointed day.

(3) (a) The original districts are hereby abolished and the original Boards are hereby dissolved.

(b) The area described in the First Schedule to this Act is hereby constituted a new Electric-power District, to be known as the North Canterbury Electric-power District.

(c) The areas described in the Second and Third Schedules to this Act are hereby declared to be outer areas of the district.

(4) Subject to the provisions of this section, the district shall be deemed to be an Electric-power District duly constituted on the appointed day under the principal Act; and in respect of the district and outer area the Board shall have and may exercise all the powers, rights, and privileges, and shall be subject to all the duties, obligations, and liabilities, of an Electric-power Board duly constituted under the principal Act.

(5) On the petition of the Board under seal the Governor-General may by Proclamation, without requiring compliance with section three of the principal Act,

alter the boundaries of the district so as to include any defined area which comprises solely the whole or any part of the area described in the Second Schedule hereto.

(6) The first meeting of the Board shall be held at Rangiora on the appointed day.

(7) (a) Save as hereinafter provided, the representatives on the Board of the several constituent districts shall be elected by the electors of the said constituent districts.

(b) From the appointed day until the next general election of representatives of the local authorities of the several constituent districts (hereinafter referred to as the general elections) the Board shall consist of ten members; after the general elections the Board shall consist of eight members elected as hereinafter provided at the general elections.

(c) Except in so far as the same may be amended from time to time in accordance with the provisions of the principal Act, the number of representatives respectively of the several constituent districts named in the first column hereunder shall, during the period firstly described in paragraph (b) of this subsection, be that set opposite the name of that constituent district in the second column hereunder, and after the general elections shall be that set opposite the name of that constituent district in the third column hereunder, namely:—

First Column.	Second Column.	Third Column.
County of Rangiora .. .. .	Two	Two.
County of Kowai .. .. .	Two	One.
Parts of the County of Ashley	One	One.
Parts of the County of Eyre ..	Two	One.
Parts of the County of Oxford	One	One.
Parts of the County of Wai- para .. .. .	Two	Two.

(8) (a) Until the general elections a sufficient number of the respective representatives of the said constituent districts on the original Boards shall assume office as the representatives of the said constituent districts on the Board.

(b) The representatives of any constituent district so to assume office shall be agreed upon by all the

representatives of that constituent district on the original Board not later than fourteen clear days before the appointed day, and in default of such agreement may be selected not later than seven clear days before the appointed day by lot in manner determined by the original Board.

(c) In the event of failure so to appoint a sufficient number of representatives the provisions of section seventeen of the principal Act shall apply as if the failure were a failure to elect representatives.

(d) The representatives assuming office in pursuance of this section shall hold office as aforesaid in all respects as if they had been duly elected in accordance with the principal Act.

(e) At the general elections the required numbers of members as set out in the Third column aforesaid shall be elected.

(9) The provisions of paragraphs (b), (c), (d), and (e) of subsection four of section five of the principal Act shall, with the necessary modifications, apply as if the original districts were "original districts" for the purpose of that section and the "district" were a district united in pursuance of that section, and the Board may exercise all such rights and authorities of any nature whatever as were exercisable by either of the original Boards.

(10) Notwithstanding anything contained in subsections five and seven hereof, all or any of the powers of adding to the district or outer area or of apportioning representation conferred by the principal Act may be exercised as occasion arises.

#### *River and Drainage Boards.*

50. Notwithstanding anything to the contrary in the Local Bodies' Finance Act, 1921-22, the Motueka River Board may, in anticipation of its revenue for the financial year ending on the thirty-first day of March, nineteen hundred and thirty-four, borrow from its bankers by way of overdraft, or from any person or persons, a sum not exceeding three-fourths of the total revenue of the Board for the financial year ended the thirty-first day of March, nineteen hundred and thirty-two.

As to overdraft  
of Motueka River  
Board for year  
ending 31st  
March, 1934.

Authorizing  
Taupiri  
Drainage and  
River Board to  
levy increased  
rate in year  
1934-35.

**51.** Notwithstanding anything to the contrary in section thirty-one of the Land Drainage Act, 1908, or in any other Act, the Taupiri Drainage and River Board may, pursuant to that section, during the financial year ending on the thirty-first day of March, nineteen hundred and thirty-five, make and levy on an acreage basis over all rateable property within the Taupiri Drainage and River District, according to a classification of such rateable property, a rate calculated to produce a sum not greater than the sum that would be produced by a rate of threepence in the pound on the capital value made and levied on a uniform scale over all rateable property within such district.

As to overdraft  
of Taupiri  
Drainage and  
River Board  
for years ending  
on 31st March,  
1934 and 1935.

**52.** (1) The authority conferred on the Minister of Internal Affairs by subsection five of section three of the Local Bodies' Finance Act, 1921-22, to fix the limits of the power to borrow by way of bank overdraft in the case of local authorities constituted after the commencement of that Act is hereby extended so as to enable that Minister to fix the limits of the power of the Taupiri Drainage and River Board to borrow and owe moneys by way of bank overdraft during the financial years ending on the thirty-first day of March, nineteen hundred and thirty-four and nineteen hundred and thirty-five.

(2) In the case of the said Board the limits imposed by subsection two of the said section three shall not apply with respect to either of the said financial years.

Extending time  
within which  
appeals against  
classification  
made by Taieri  
River Trust may  
be heard.

**53.** Whereas by section seventeen of the Taieri River Improvement Amendment Act, 1932-33, it is provided, *inter alia*, that any person may appeal against the classification referred to in section sixteen of the said Act on the ground that the works upon which such classification was based have not been substantially carried out and that therefore the classification does not now fairly classify the land of the appellant: And whereas notice of appeal in a number of cases was not given within the time limited by the said section seventeen and section ninety-seven of the River Boards Act, 1908: And whereas it is desirable that all appeals notice of which was lodged under the said section seventeen prior to the twenty-sixth day of October, nineteen hundred and thirty-three (hereinafter referred to as the said appeals), be heard and determined by a Stipendiary Magistrate,

sitting without assessors, notwithstanding that such appeals were not lodged within the required time: Be it therefore enacted as follows:—

Within two months after the passing of this Act the Stipendiary Magistrate of the Magistrate's Court at Mosgiel shall give public notice of a day for the hearing of the said appeals, and such appeals may be heard by such Stipendiary Magistrate, sitting without assessors, at the Magistrate's Court to be notified in such notice, and determined in all respects as if the requirements of the said sections seventeen and ninety-seven as to notices had been strictly complied with.

### *Fire Boards.*

54. Whereas by paragraph (e) of subsection two of section seven of the Fire Brigades Amendment Act, 1932, the Board of the Auckland Metropolitan Fire District (hereinafter called the Board) constituted by that Act, was authorized to take over the liabilities specified in the said paragraph in respect of loans raised by various local authorities for fire-prevention purposes, and was also authorized to take over all sinking funds held in respect of such loans (hereinafter referred to as the said sinking funds): And whereas the proper descriptions of the loans described in the said paragraph as Number 17 Loan and Number 25 Loan are, respectively, the £8,000 Loan, 1924, and the £110,000 Loan, 1926: And whereas the said sinking funds are held by various Sinking Fund Commissioners duly appointed by the respective local authorities under the Local Bodies' Loans Act, 1926, and it is doubtful whether the authority contained in the said paragraph is sufficient to enable the said Sinking Fund Commissioners to pay over and transfer the said sinking funds: And whereas it is desirable that the said sinking funds should, subject to the provisions of this section, be transferred to and vested in the Sinking Fund Commissioners appointed by the Board: Be it therefore enacted as follows:—

Transfer of certain loans and sinking funds thereof to Auckland Metropolitan Fire Board.

(1) Notwithstanding anything contained in the Local Bodies' Loans Act, 1926, or in any other Act, it shall be lawful for the respective Sinking Fund Commissioners (save only the Public Trustee in respect of the Fire Brigade Loan, 1922, raised by the Ellerslie Town Board)

to pay and transfer, and they shall pay and transfer, to the Sinking Fund Commissioners appointed by the Board the said sinking funds and interest thereon, and the said sinking funds and interest shall be held by such last-mentioned Commissioners upon the terms and for the purposes, upon and for which they were respectively held by the Sinking Fund Commissioners from whom they were received.

(2) Where any of the said sinking funds are invested in securities duly appropriated thereto such securities may (save as aforesaid) be transferred to the Sinking Fund Commissioners appointed by the Board.

(3) The references in the said paragraph and in this section to an amount of five thousand one hundred and fifteen pounds, being portion of the Number 17 Loan raised by the Mount Eden Borough Council, and to an amount of two thousand eight hundred and ninety-one pounds sixteen shillings and tenpence, being portion of the Number 25 Loan, raised by the Mount Eden Borough Council, shall be deemed to be references to, respectively, portions of the £8,000 Loan, 1924, raised by the Mount Eden Borough Council, and the £110,000 Loan, 1926, raised by the Mount Eden Borough Council.

### *Hospital Boards.*

**55.** Whereas the North Canterbury Hospital Board (hereinafter called the Board) raised special loans aggregating eighty-one thousand one hundred pounds for the purpose of erecting a Nurses' Home and other buildings and of making additions or alterations or improvements to existing buildings: And whereas the said sum was insufficient to complete the said works: And whereas under the terms of the contract for the erection of the Nurses' Home the Board was subject to certain penalties for non-payment or late payment of the moneys from time to time due pursuant to the said contract, and to avoid the said penalties the Board made the payments as and when the same became due and other payments in respect of the said works out of its General Account: And whereas the excess expenditure on the Nurses' Home and other works so paid by the Board out of its General Account amounted to the sum

Authorizing  
raising of a loan  
by North  
Canterbury  
Hospital Board.

of six thousand three hundred and thirty-five pounds: Be it therefore enacted as follows:—

The Board is hereby authorized and empowered to raise a loan not exceeding six thousand three hundred and thirty-five pounds, and to apply the same for the purpose of refunding to the General Account of the Board the payments made therefrom as hereinbefore mentioned.

*Affecting Two or More Classes of Public Bodies.*

**56.** Whereas certain portions of the Auckland Harbour have been included in the City of Auckland, and it is deemed advisable that such portions should be excluded therefrom: Be it therefore enacted as follows:—

(1) The boundaries of the City of Auckland are hereby altered by the exclusion therefrom as from the date of the passing of this Act of—

All that area in the North Auckland Land District, situated in Block XVI, Waitemata Survey District: bounded, commencing at a point on the production in a northerly direction of the western boundary of Lot 39 of Block I of a subdivision of Freeman's Bay Reclamation shown on a plan deposited in the office of the District Land Registrar at Auckland, and numbered 9449, distant 19 links from the north-western corner of that lot; by right lines bearing  $18^{\circ} 18'$ , distance 275 links; bearing  $108^{\circ} 8' 25''$ , distance 135.3 links; bearing  $220^{\circ} 8'$ , distance 54.7 links; bearing  $288^{\circ} 8' 25''$ , distance 63 links; bearing  $198^{\circ} 18'$ , distance 225 links; and bearing  $288^{\circ} 8' 25''$ , distance 50 links, to the point of commencement: as the same is more particularly delineated on a plan marked L. and S. 23/540, deposited in the Head Office, Department of Lands and Survey, at Wellington, and therein coloured blue and marked "A".

Also all that area in the North Auckland Land District, situated in Block XVI, Waitemata Survey District: bounded, commencing at a point bearing  $198^{\circ} 8' 25''$ , distant 5.64 links from the Standard Survey Block numbered 1456 shown on Standard Survey plan numbered 235, deposited in the office of the Chief Surveyor at Auckland, by right lines bearing  $288^{\circ} 8' 25''$ , distance 983.3 links; bearing  $18^{\circ} 8' 25''$ , distance 50 links; bearing  $108^{\circ} 8' 25''$ , distance 1086 links; bearing  $198^{\circ} 8' 25''$ , distance 200 links; bearing  $288^{\circ} 8' 25''$ , distance 50 links; bearing  $18^{\circ} 8' 25''$ , distance

Excluding certain areas from the City of Auckland and including them within boundaries of Auckland Harbour.

150 links; and bearing  $288^{\circ} 8' 25''$ , distance 52.7 links, to the point of commencement; as the same is more particularly delineated on a plan marked L. and S. 23/540, deposited in the Head Office, Department of Lands and Survey, at Wellington, and therein coloured blue and marked "B".

Also all that area in the North Auckland Land District, situated in Block XVI, Waitemata Survey District, and Block VIII, Rangitoto Survey District: bounded, commencing at a point on the northern side of Quay Street bearing  $108^{\circ} 8' 37''$ , and distant 1.3 links, from the intersection of the production of the western side of Hobson Street with the northern side of Quay Street by right lines bearing  $19^{\circ} 45'$ , distance 154.3 links; bearing  $109^{\circ} 45'$ , distance 196 links; bearing  $199^{\circ} 45'$ , distance 149.5 links, to the northern side of Quay Street; and thence by the northern side of Quay Street to the point of commencement: as the same is more particularly delineated on a plan marked L. and S. 23/540, deposited in the Head Office, Department of Lands and Survey, at Wellington, and therein coloured red.

(2) The said lands shall henceforth be deemed to be included within the boundaries of the Harbour of Auckland.

**57.** Whereas the piece of land commonly known as Clermont Terrace in the City of Wellington is a private street or private way the fee-simple whereof is vested as to part in the Wellington Hospital Board and as to part in the Board of the Wellington Methodist Charitable and Educational Endowments (hereinafter called the Boards): And whereas the said piece of land now serves as frontage and access to numerous dwellinghouses, and the Boards desire that the same should be declared a street: And whereas the Wellington City Council is willing to have the said piece of land declared a street on condition that certain additional land is dedicated by the Boards for the purpose of widening and improving the said Clermont Terrace: And whereas the Boards have agreed to the said condition: And whereas the said Board of the Wellington Methodist Charitable and Educational Endowments is the owner of the fee-simple of that piece of land used as an accommodation way running between Clermont Terrace and Wesley Road delineated on the plan hereinafter referred to and coloured neutral.

Declaring  
Clermont  
Terrace, City of  
Wellington, to be  
a public street,  
and making other  
provision with  
respect thereto.



and desires that the said piece of land should be declared an access-way within the meaning of section four of the Wellington City Empowering and Amendment Act, 1919.: And whereas the Wellington City Council is willing to have the said piece of land so declared an access-way: Be it therefore enacted as follows:—

(1) Those pieces of land within the City of Wellington, being the piece of land now known as Clermont Terrace (excluding therefrom the land described in subsection two hereof) and also the additional pieces of land required for widening and improving the said Clermont Terrace—as the same are more particularly delineated on a plan prepared by Frederic Cavell Basire and deposited in the Department of Public Works at Wellington under Number 86430, and thereon coloured yellow, red, purple, and blue respectively, containing in the aggregate two roods seven and forty-seven hundredths perches—are hereby declared to be a street within the meaning of the Municipal Corporations Act, 1920.

(2) That piece of land delineated on the said plan and edged green, containing one perch, being part Lot 17 on a plan deposited in the Land Registry Office at Wellington under Number 521, and now forming part of Clermont Terrace, is hereby absolutely vested in the Wellington Hospital Board for an estate in fee-simple: Provided that the same land shall be included in the holding of John Campbell under memorandum of lease dated the first day of November, nineteen hundred and thirty-three (a copy whereof is recorded in the Department of Internal Affairs at Wellington as I.A. 1933/120/30), from the Wellington Hospital Board to the said John Campbell, being also part of the said Lot 17, and shall be subject to the covenants, restrictions, and conditions of the said memorandum of lease as if such land had formed part of the said Lot 17 at the time of the making of the said memorandum of lease.

(3) That piece of land delineated on the said plan and coloured neutral, containing eleven and seventy-nine hundredths perches, is hereby vested in the Corporation of the City of Wellington as an access-way within the meaning of section four of the Wellington City Empowering and Amendment Act, 1919.

(4) Notwithstanding anything to the contrary contained in any Act, the dedication of the said pieces of land without payment of compensation by the Wellington City Council to the Boards is hereby declared valid.

(5) The said street constituted by this section is hereby exempted from the provisions of section one hundred and twenty-eight of the Public Works Act, 1928.

(6) The District Land Registrar at Wellington is hereby authorized and directed to make such entries on the relative certificates of title and deposited plans as may be necessary to record the foregoing transactions.

**58.** Whereas the Wairoa Electric-power Board (hereinafter called the Board), under the authority of sections fifty-six, fifty-nine, and sixty-one of the Electric-power Boards Act, 1925, has, for the year ending on the thirty-first day of March, nineteen hundred and thirty-four, levied rates (hereinafter referred to as the said rates) of one-eighth of a penny in the pound and one-sixteenth of a penny in the pound on the capital value of all rateable property within the constituent district of the Borough of Wairoa, and has determined that the said rates be collected by the Wairoa Borough Council (hereinafter called the Council) as the local authority of such constituent district: And whereas, to obviate the expenses attendant on demanding and collecting such rates, the Board has agreed to accept and the Council has agreed to pay out of its Electricity Revenue Account for the year aforesaid an amount in full satisfaction of the said rates: And whereas it is deemed necessary and expedient that such agreement be validated: Be it therefore enacted as follows:—

The Council is hereby authorized to pay out of its Electricity Revenue Account for the year ending on the thirty-first day of March, nineteen hundred and thirty-four, a sum computed on the basis of seventy per centum of the total amount of the said rates, and the Board is hereby authorized to accept such sum in full satisfaction of the said rates.

**59.** All local authorities mentioned hereunder are hereby authorized and empowered to pay to the New Zealand Free Ambulance Transport Service (Wellington Branch), Incorporated, in the year ending on the thirty-first day of March, nineteen hundred and thirty-four, such sums as they think fit, not exceeding in

Provision with respect to rates levied by Wairoa Electric-power Board over Borough of Wairoa.

Authorizing certain local authorities to contribute to Wellington Branch of the New Zealand Free Ambulance Transport Service.

any case the respective amounts hereinafter specified, namely:—

- The Wellington City Council, five hundred pounds;
- The Lower Hutt Borough Council, two hundred pounds;
- The Petone Borough Council, two hundred and ten pounds;
- The Upper Hutt Borough Council, one hundred pounds;
- The Eastbourne Borough Council, fifty pounds;
- The Hutt County Council, one hundred and fifty pounds;
- The Makara County Council, eighty-six pounds;
- The Johnsonville Town Board, twenty-seven pounds;
- The Wellington Harbour Board, three hundred pounds; and
- The Wellington Hospital Board, nine hundred pounds.

60. (1) The Borough of Greymouth and the Town District of Cobden shall, for the purposes of sections one hundred and thirty-five to one hundred and forty of the Municipal Corporations Act, 1920, be deemed to form and always to have formed one continuous area, and the provisions of the said sections shall apply and be deemed always to have applied to the said borough and town district accordingly.

Authorizing  
union of Cobden  
Town District  
and Greymouth  
Borough.

(2) In the event of the borough and town district being united the Governor-General may, by the Proclamation effecting the union, include in the united borough all that portion of the bed of the Grey River over which is erected the road-traffic bridge generally known as the Cobden Bridge, extending from the north bank of the said river within the Town District of Cobden to the south bank of the said river within the Borough of Greymouth, having a width of twenty feet, being ten feet on each side of the centre line of the said bridge:

Provided that nothing herein contained shall affect the apportionment of the cost of maintaining, repairing, or improving the said Cobden Bridge as directed by Warrant of the Governor-General, dated the fourth day of September, nineteen hundred and twenty-four, and published in the *New Zealand Gazette* of the eleventh day of the same month.

Validating expenditure incurred by certain local authorities in connection with the relief of distress.

61. The expenditure incurred by the undermentioned local authorities between the thirty-first day of March, nineteen hundred and thirty-two, and the date of the passing of this Act, of the following amounts in contributing to funds established for the relief of distress is hereby validated and declared to have been lawfully incurred:—

Timaru Borough Council, one thousand two hundred and eighty-five pounds ten shillings and sixpence; Hastings Borough Council, two hundred and fifty pounds; Christchurch City Council, four thousand two hundred and eighty-five pounds thirteen shillings and fivepence; Wairoa Borough Council, fifty pounds; Auckland Harbour Board, two hundred and fifty pounds; Wellington Harbour Board, one hundred pounds; Lyttelton Harbour Board, one thousand pounds; Bluff Harbour Board, fifty pounds.

Altering the boundaries between the Springs-Ellesmere Electric-power District and the area of supply of the County of Halswell.

62. Whereas a portion of the Halswell County has been included within the Electric-power District (hereinafter called the district) of the Springs-Ellesmere Electric-power Board (hereinafter called the Board), and such portion is also included within the area of supply under the license of the second day of June, nineteen hundred and nineteen, granted to the Halswell County Council (hereinafter called the Council) under the Public Works Act, 1908 (hereinafter called the area of supply), and the Board and the Council have agreed to apportion such portion of the county between them in the manner hereinafter appearing so that as from the passing of this Act such overlapping of districts shall be determined and the boundaries of each such district shall be amended as hereinafter appears: Be it therefore enacted as follows:—

(1) The boundary between the district and the area of supply shall be as follows, that is to say: commencing at the Halswell River on the east side of Rural Section 116, Block II, Halswell Survey District, and proceeding in a south-easterly direction by the old Akaroa Coach Road on the south-west side of Rural Sections 5786, 10831, and 1350; thence by the eastern side of the latter section and the centre of the road forming the northern boundary generally of Rural Sections 6359, 17607, 19207, 30249, 17494, 17736, 30503, and 33742;

thence by the boundary of Rural Section 33743x to the south-western boundary of Rural Section 520 ; and thence by the said south-western boundary of Rural Section 520 to the boundary between the Mount Herbert and Halswell Counties.

(2) All that portion of the district which at the passing of this Act lies within the Halswell County on the north side generally of that boundary is hereby excluded from the district, and all that portion of the area of supply which at the passing of this Act lies within the Halswell County on the south side generally of that boundary is hereby excluded from the area of supply.

(3) Nothing herein contained shall be deemed to affect any special rate heretofore made by the Board or by the Council respectively for the purpose of providing for the payment of interest and sinking fund in respect of any special loan affecting any part of that portion of the Halswell County to which this section relates, and the same shall remain and continue to be subject to the payment of all such special rates in the same way as if the boundary between the district and the area of supply had remained unaltered.

#### *Miscellaneous.*

**63.** Whereas by Warrant dated the twenty-second day of December, nineteen hundred and twenty-one, and published in the *Gazette* of the same day, the Governor-General constituted the Waimanu Rabbit-proof Fencing District under Part IV of the Rabbit Nuisance Act, 1908 : And whereas the said district enures for the purposes of Part II of the Rabbit Nuisance Act, 1928, and is deemed to have been constituted thereunder : And whereas the Board of Trustees established for the said district has never functioned, and it is deemed advisable to abolish the said district : Be it therefore enacted as follows :—

The Waimanu Rabbit-proof Fencing District is hereby abolished and the Board of Trustees thereof is hereby dissolved.

**64.** Notwithstanding anything to the contrary in any Act, the payment from the funds of the Newman Public Cemetery Trustees during the year ended on the thirty-first day of March, nineteen hundred and

Abolishing the  
Waimanu  
Rabbit-proof  
Fencing District.

Validating  
certain  
expenditure by  
Newman  
Cemetery  
Trustees.

thirty-three, of the sums of six pounds five shillings and one pound ten shillings to two trustees of the above-mentioned cemetery for work performed in connection with the drainage of the said cemetery is hereby validated and declared to have been lawfully made and received.

Schedules.

## SCHEDULES.

### FIRST SCHEDULE.

#### THE NORTH CANTERBURY ELECTRIC-POWER DISTRICT.

ALL that area in the Canterbury Land District bounded as follows: commencing at the southernmost point of the County of Rangiora, being the junction of the Waimakariri River with the high-water mark of the South Pacific Ocean, and proceeding generally in a westerly direction along the northern bank of the Waimakariri River, following the southern boundary of the Rangiora County and then the Eyre County until it strikes the south-western boundary of Rural Section 4895; thence along the south-western boundaries of Rural Sections 1563, 1564, 2189, 2247, 2258, 2259, 2260, 2269, 2270, and 2271; thence north-easterly along the north-western boundary of the aforementioned Rural Section 2271, until it strikes Storers Road; thence north-westerly along Storers Road to Mid Island Road; and thence in a straight line in a north-westerly direction to the intersection of Fairweathers Road and the present northern bank of the Waimakariri River; thence following the northern bank of the northern branch of this river to a point on the western side of Harrs Road; thence northerly along the western side of Harrs Road to a point on the southern side of the South Eyre Road; thence westerly along the southern side of the South Eyre Road to the Oxford County boundary, being the north-western corner of Rural Section 30310; thence southerly and westerly and again southerly along the Oxford County boundary to the northern bank of the Waimakariri River; thence north-westerly along the northern bank of the Waimakariri River, to a point on the north-western corner of Rural Section 34058; thence northerly along the western boundary of Rural Section 24141 and 26681; thence easterly along the northern boundary of Rural Sections 26681 and 24920; thence north-easterly along the northern boundary of Rural Sections 14703 and 25878; thence south-easterly along the eastern boundary of Rural Sections 25878 and 24071; thence north-easterly along the northern boundary of Reserve 1134; thence southerly along the eastern boundary of the Reserve 1134; thence north-easterly across the road and along the northern boundaries of Rural Sections 26238 and 26238x to the eastern side of the south branch of the Eyre River; thence north-westerly and northerly along the eastern side of the South Eyre River to a point on the north-westerly corner of Reserve 3957; thence easterly along the northern boundary of this reserve; thence north-easterly along the north-western boundaries of Rural Section 36746 and Section 3, Block I, of

the Oxford Survey District ; thence north-westerly and north-easterly along the south-west and north-west boundaries of Section 1, Block I, of the Oxford Survey District, to its intersection with the Coopers Creek Road ; thence along the southern boundary of this road to a point on the south-eastern corner of Rural Section 36751 ; thence easterly across this road along the northern boundary of Rural Section 22398 to a point on the western side of Coopers Creek ; thence along the western side of Coopers Creek to a point on the southern side of the road passing through Rural Section 34773 ; thence north-westerly along the western side of the road to a point in line with the northern boundary of Rural Section 34773 ; thence generally in a north-easterly direction along the southern boundary of Run 225, to its intersection with the southern bank of the Ashley River ; thence easterly, southerly, and again easterly along the southern bank of the Ashley River to a point where the north-western boundary of Rural Section 32764, extended north-easterly, would strike the southern bank of the Ashley River ; thence crossing the river to the district boundary between the Upper Ashley and the Ashley Survey Districts, and following the said boundary in a northerly direction to the north-west corner of Run 146 ; thence running in an easterly, north-easterly, and south-easterly direction along the northern boundary of Run 146 to its intersection with Rural Section 15945 ; thence in a north-easterly direction along the north-western boundary of Rural Section 15945 to its junction with Glentui Bush Road ; thence south-easterly along the Glentui Bush Road to the south-eastern boundary of Rural Section 15915 ; thence crossing the road in a north-easterly direction along the south-eastern boundary of Rural Section 15915, to the Glentui River ; thence in a south-easterly direction along the Glentui River to the north-western boundary of Rural Section 19699, and thence following the north-western boundaries of Rural Section 19699, 24312, and 14502 ; thence running in a south-easterly direction along the north-eastern boundary of Rural Section 14502, to the north-western boundary of Rural Section 24368 ; thence following that boundary in a north-easterly direction to its intersection with a road ; thence crossing the road and following the southern boundary of Reserve 894 in a general easterly direction to the Garry River ; thence in a south-easterly direction following the Garry River to the north-western boundary of Rural Section 31221 ; thence in a north-easterly direction following the north-western boundary of Rural Section 31221 to a road ; thence following the road in an easterly direction to its intersection with the boundary of Rural Section 37047 ; thence along the boundary of Rural Section 37047 in an easterly direction to the corner ; then southerly, south-easterly, and south-westerly following the boundary of Rural Section 31220 to its intersection with Haylands Road at the Garry River ; thence following the Garry River in a south-easterly direction to its junction with the county boundary at the confluence of the Garry and Ashley Rivers ; thence proceeding in an easterly direction along the northern bank of the Ashley River to its confluence with the Okuku River ; thence proceeding generally in a northerly direction along the eastern bank of the Okuku River to the southern boundary of the Waipara County ; thence north-westerly along the boundary between the Waipara and Ashley Counties to the most westerly corner of Rural Section 37089 ; thence by the

north-western boundary of the said Rural Section 37089 and the Seaward River to the southern bank of the Hurunui River; thence generally in an easterly direction along the southern bank of the Hurunui River to a point in line with the eastern boundary of Lot 1, deposited plan 2275; thence across the road reserve on the right bank of the Hurunui River to the eastern boundary of Lot 1, deposited plan 2275; thence southerly along the eastern boundary of Lot 1, deposited plan 2275, to its intersection with the north boundary of Lot 1, deposited plan 2434; thence easterly along the said northern boundary of Lot 1, deposited plan 2434, to a road; thence across the road to its south-eastern side; thence by its eastern side in a south-easterly direction to its intersection with the Blyth Valley Road; thence across the Blyth Valley Road; and thence by its eastern side to its intersection with a road; thence south-easterly by the south-west side of the said road to the south-west boundary of Rural Section 36498; thence along the south-west boundary of Rural Section 36498 to a road; thence across the road to the high-water mark of the South Pacific Ocean; thence by the sea to the point of commencement: saving and excepting therefrom the Borough of Rangiora and the Borough of Kaiapoi as at present defined.

## SECOND SCHEDULE.

### OUTER AREA OF NORTH CANTERBURY ELECTRIC-POWER DISTRICT.

ALL that area in the Canterbury and Marlborough Land Districts situated in the Amuri and Cheviot Counties and bounded as follows: commencing from a point on the high-water mark of the South Pacific Ocean, being the continuation of the south-western boundary of Rural Section 36498; thence in a north-westerly direction across a road and by the south-western boundary of Rural Section 36498 aforesaid to a road; thence north-westerly along the south-western side of that road across the Blyth River to its junction with the Blyth Valley Road; thence north-easterly along the south-east side of the Blyth Valley Road; thence across the Blyth Valley Road to the eastern side of a road forming the western boundary of Lot 6, deposited plan 2979; thence along the eastern side of that road to a point in continuation of the northern boundary of Lot 1, deposited plan 2434; thence across the road and in a westerly direction along the northern boundary of Lot 1, deposited plan 2434 aforesaid, to Lot 1, deposited plan 2275; thence northerly along the eastern boundary of Lot 1, deposited plan 2275, to a road reserve on the right bank of the Hurunui River; thence across the road reserve to the centre of the Hurunui River; thence proceeding in a general westerly direction up the centre of the Hurunui River to a point in line with the continuation of the south-western boundary of Section 18, Square 105; thence to and by the south-western and north-western boundaries of the said Section 18, and by the north-western boundaries of Sections 9, 25, 24, 8, 34, 33, and 32, Square 105, to the northernmost corner of Section 38, Square 105; thence bounded towards the south-east by said Section 38, towards the south-west generally by Section 39, Squares 105 and 109, to the north branch of the Hurunui River;



thence by that river to Lake Sumner, and by the middle of Lake Sumner aforesaid to a point opposite Marion Stream; thence to and by the said Marion Stream through Lake Marion to its northernmost point; thence in an easterly direction, following along the boundary between the Pahau Riding and the Hanmer Riding of the Amuri County, to Trig-station S; thence by a line, being the northern boundary of Pastoral Run 13, to the Mandamus River; thence again following the aforesaid boundary between the Hanmer and the Pahau Ridings to the Pahau River; thence to and by the southern boundary of Lot 3, deposited plan 3948 and 3953, to Brown's Stream, and by that stream to the Waiau River; thence by the said Waiau River and the Hanmer River and by the boundary-line between the Lyndon and Hanmer Ridings, and the Waiau and Hanmer Ridings of the Amuri County, to the Land District Boundary between Canterbury and Marlborough; thence by the last-named boundary to the Conway River, and in a south-easterly direction by the said Conway River to the sea; thence by the sea to the point of commencement: saving and excepting therefrom the areas described in clauses 2 and 3 of the Third Schedule hereto.

### THIRD SCHEDULE.

#### OUTER AREA OF NORTH CANTERBURY ELECTRIC-POWER DISTRICT.

1. ALL those areas in the Canterbury and Marlborough Land Districts comprising those parts of the County of Eyre, the County of Oxford, the County of Ashley, the County of Waipara, and the County of Amuri not included in the First and Second Schedules hereto, together with the Borough of Rangiora and the Borough of Kaiapoi, all as at present constituted.

2. All that area in the Canterbury Land District, County of Cheviot, containing by admeasurement 3,811 acres, more or less, situated in Block XVI, Culverden Survey District, and comprising Sections 162/3, 191/2, 205, 211/14, and parts Sections 40, 82/5, 161, 190, 193/4, 206, 215, and 216, Square 89 and 106, and known as the Cathill Block, as more particularly shown on Deeds Plan No. 5N 369, in the office of the Registrar of Deeds, at Christchurch, and contained in certificate of title 408/194.

3. All that area in the Canterbury Land District, County of Cheviot, containing by admeasurement 9,387 acres 0 roods 32 perches, more or less, situated in Blocks XI, XII, and XV, Hawkswood Survey District, and Block III, Cheviot Survey District, and comprising Lot 4 (deposited plan 5374), Lot 5 (deposited plan 5371), Lot 6 (deposited plan 5372), Lots 1-35, and 37-51, Conway Flat, and Lots 1-23, Block I, Lots 1-20, Block VI, Lots 1-18, Block III, Lots 1-22, Block IV, Lots 1-13, Block V, Lots 1-10, Block VI, Lots 1-9, Block VII, Conway Village Settlement: as more particularly shown on deposited plans 5371, 5372, 5374, and Hawkswood Nos. 1 and 2, and appearing in valuation roll 4/7/15, 17, 18, 19/27, 30, 45/49.