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1952, No. 78

Title.

AN ACT to amend the Harbours Act 1950.

[*24 October 1952*

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

Short Title.

1950, No. 34

1. This Act may be cited as the Harbours Amendment Act 1952, and shall be read together with and deemed part of the Harbours Act 1950 (hereinafter referred to as the principal Act).

Annual allowance to Chairman.

2. Section thirty-six of the principal Act is hereby amended by repealing subsection one, and substituting the following subsection:—

"(1) The Chairman may be paid such annual allowance, at a rate not exceeding,—

"(*a*) In the case of the Auckland Harbour Board and the Wellington Harbour Board, five hundred pounds:

"(*b*) In the case of the Lyttelton Harbour Board and the Otago Harbour Board, four hundred pounds:

"(*c*) In the case of any other Board, three hundred pounds,—

as the Board from time to time determines."

Audit Office may dispense with production of statement of receipts and payments.

3. Section sixty-one of the principal Act is hereby amended by adding to paragraph (*b*) the following proviso:—

" Provided that the Audit Office may at any time and from time to time dispense with this requirement; ".

Amending provisions as to use of foreshore outside harbour limits.

4. Section one hundred and sixty-five of the principal Act is hereby amended as follows:—

(*a*) By inserting in subsection one, after the words " Domain Board ", the words " Scenic Board ":

(*b*) By inserting in subsection three, after the word " bathhouses ", the words " boatsheds, boat-building sheds, jetties, and slipways ":

(*c*) By omitting from subsection four the words "(other than by-laws made by a local authority)".

Removal of wrecked aircraft.

5. (1) Section two hundred and eight of the principal Act is hereby amended by inserting in subsection one, after the word " vessel " wherever it occurs, the words " or aircraft ".

(2) Section two hundred and eight of the principal Act is hereby further amended by adding to subsection one the following proviso:—

" Provided that nothing in this section relating to aircraft shall derogate from any provision of the Civil Aviation Act 1948 or any regulations under that Act relating to the investigation of aircraft accidents."

1948, No. 12

Only masters of ships to be granted pilotage exemption certificates.

6. The principal Act is hereby amended as follows:—

(*a*) By omitting from subsection one of section two hundred and fifteen the words " or mate's ":

(*b*) By omitting from the same subsection and also from subsection four of the same section the words " or mate ":

(*c*) By omitting from subsection one of section two hundred and seventeen the words " or mate " wherever they occur:

(*d*) By omitting from subsection two of the same section the words " or a mate's certificate ":

(*e*) By omitting from subsection one of section two hundred and eighteen the words " or mate " wherever they occur:

(*f*) By omitting from section two hundred and nineteen the words " or mate ":

(*g*) By omitting from section two hundred and twenty the words " or mate " wherever they occur:

(*h*) By omitting from section two hundred and twenty-one the words " or mate ":

(*i*) By omitting from subsection one of section two hundred and twenty-two the words " or mate " wherever they occur.

By-laws in respect of land under control of Board.

7. Section two hundred and thirty-two of the principal Act is hereby amended as follows:—

(*a*) By inserting, after the words " limits of the harbour " where they first occur, the words " or land ":

(*b*) By inserting in paragraph eleven, after the words " landing places ", the words " and land under the control of the Board ":

(*c*) By adding to paragraph seventeen the words " or on any land under the control of the Board ":

(*d*) By inserting in paragraph thirty, after the word " wharf ", the words " or any land under the control of the Board ":

(*e*) By inserting in paragraph thirty-one, after the word " wharf ", the words " or on any land under the control of the Board ":

(*f*) By inserting in paragraph thirty-two, after the word " wharves ", the words " or land under the control of the Board ".

Medical tests of applicants for pilots' licences, &c.

8. (1) Section two hundred and thirty-two of the principal Act is hereby further amended by inserting in subparagraph (*a*) of paragraph fifty, before the words " Sight tests ", the words " Medical tests for general health and fitness for duty and ".

(2) Section two hundred and fifteen of the principal Act is hereby amended by inserting in subsection four, before the words " sight tests ", the words " medical tests and ".

Regulations as to safety of ferries.

9. Section two hundred and forty-one of the principal Act is hereby amended by inserting in paragraph (*h*) of subsection one, after the word " ships ", the words " other vessels used as ferries (whether propelled, hauled, or towed) ".

10. That part of the First Schedule to the principal Act which relates to the New Plymouth Harbour Board is hereby amended by omitting from the second column the words "two by the electors of those parts of the counties of Egmont, Inglewood, and Taranaki included in the harbour district", and substituting the words "two by the electors of the Counties of Inglewood and Taranaki and that part of the County of Egmont included in the harbour district".

Amending provisions as to constitution of New Plymouth Harbour Board.

11. (1) The principal Act is hereby amended by inserting, after section one hundred and forty-two, the following new section:—

Power of Harbour Board to erect dwellings.

"142A. (1) The Board from time to time may acquire land and may erect dwellings thereon to be disposed of by way of sale or lease, on such conditions as the Board thinks fit, to workers in the employment of the Board, or may erect dwellings to be disposed of as aforesaid on any land owned by the Board and not held in trust for any special purpose.

"(2) For the purposes of the acquisition of land and the erection of dwellings pursuant to the last preceding subsection, the Board may, with the consent of the Minister, and subject to the provisions of the Local Government Loans Board Act 1926, borrow moneys under this section.

See Reprint of Statutes, Vol. V, p. 415

"(3) Any moneys borrowed under this section may be secured on debentures issued by the Board under the provisions of this Act as if the power to borrow conferred by this section were conferred by a special Act, and may also be secured by a first or other mortgage of the interest of the Board in the land acquired or on which any such dwellings may be erected."

(2) Section two of the principal Act is hereby amended by adding to the definition of the expression "harbour works" the words "and also includes the acquisition of land that may be required for the purposes of section one hundred and forty-two A of this Act and the erection and disposal of dwellinghouses pursuant to that section".

(3) The following enactments are hereby repealed, namely:—

Repeals.

(*a*) Part IV of the Housing Act 1919: Ibid., Vol. III, p. 812

(*b*) Section fifteen of the Housing Amendment Act 1920. Ibid., p. 817