

New Zealand.



ANALYSIS.

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| <p>Title.</p> <p>1. Short Title.</p> <p>2. Application of proceeds of sale or lease of lands pursuant to section 79 of principal Act.</p> | | <p>3. Special provisions as to special rates levied on a graduated scale for drainage or river protection purposes.</p> |
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1935, No. 22.

AN ACT to amend the Rating Act, 1925, and to make certain Special Provisions with respect to Special Rates levied on a Graduated Scale as Security for Special Loans. Title.

[26th October, 1935.]

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 Rating Amendment Act, 1935, and shall be read together with and deemed part of the Rating Act, 1925 (hereinafter referred to as the principal Act). Short Title.

2. Subsection six of section seventy-nine of the principal Act is hereby amended as follows:—

(a) By inserting, after the words “ first, in payment of such judgment, interest, costs, and expenses ”, the words “ next, in payment of any other judgment for rates in respect of the same property that has not been satisfied, with interest, costs, and expenses ”;

(b) By inserting, after the words “ the date of the sale ”, the words “ or letting ”; and

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See Reprint of Statutes, Vol. VII, p. 1007

(c) By inserting, after the words "in respect of the same property", the words "whether such rate is still recoverable or has become irrecoverable by the operation of section seventy-seven hereof".

3. (1) This section applies with respect to special rates heretofore levied or that may hereafter be levied (as security for special loans) on a graduated scale in accordance with a classification made by—

(a) A Land Drainage Board, acting under the authority of section three of the Land Drainage Amendment Act, 1913:

(b) A River Board, acting under the authority of section nine of the River Boards Amendment Act, 1913:

(c) A County Council, acting under the authority of section one hundred and seventy-three of the Counties Act, 1920.

(2) Notwithstanding anything to the contrary in any Act, every classification list (including any amended list) heretofore used by any local authority for the purpose of levying any special rate to which this section applies shall be deemed to have been validly used for that purpose.

(3) Where in respect of any special rate made before the passing of this Act the local authority has altered the classification list in accordance with which the rate was levied or has made a new classification list for the purposes of such rate, the classification list actually in use at the passing of this Act shall for the purposes of such special rate continue in force during the currency thereof, notwithstanding that for any other purpose the list may hereafter be amended or a new classification list may hereafter be made.

(4) Any special rate of a kind to which this section applies that may hereafter be levied shall be levied according to a classification to be made for the purposes of that special rate or to a then existing classification expressly adopted by the local authority for the purposes of that rate, and any alterations that may thereafter be made in such classification shall not affect the special rate, and any new classification that may thereafter be made by the local authority shall have no application with respect to such special rate.

Special provisions as to special rates levied on a graduated scale for drainage or river protection purposes.

See Reprint of Statutes, Vol. IV, p. 501
Ibid., p. 553

Ibid., Vol. V,
p. 244