

New Zealand.



ANALYSIS.

Title.

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1921, No. 9.—*Local and Personal.*

AN ACT to amend the Taieri River Improvement Act, 1920.

Title.

[22nd December, 1921.]

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 Taieri River Improvement Amendment Act, 1921, and shall form part of and be read together with the Taieri River Improvement Act, 1920 (hereinafter referred to as the principal Act).

Short Title.

2. (1.) The Taieri River Trust (hereinafter referred to as the Trust) is hereby authorized and empowered to levy and collect the same special rates as were made as security for loans raised by the following Boards, abolished by the Taieri Land Drainage Act, 1907, that is to say :—

Empowering Taieri River Trust to collect certain special rates.

The Otokia Drainage Board ;
The West Taieri Drainage Board ;
The Berwick Drainage Board ;
The Maungatua Drainage Board ; and
The Henley River Board.

(2.) The Trust shall levy and collect the said special rates until the loans in respect to which the said special rates were made are fully paid off.

(3.) All the loans raised by the said Boards are hereby declared to have been legally raised, and all rates made as security for such loans are hereby declared to have been legally made.

Majority of valid votes to carry loan proposals.

3. At any poll taken by the Trust on a proposal to raise a special loan a majority of the valid votes recorded shall suffice to carry the proposal.

Empowering Trust to raise loan for extraordinary damage without a poll of ratepayers, and to make a uniform special rate on an acreage basis as security.

4. (1.) For the purpose of repairing any extraordinary damage done by flood, tempest, or accident to any works the Trust may from time to time, by special order, with the approval of the Minister of Public Works, raise a special loan or loans without taking the steps described in sections eight to twelve of the Local Bodies' Loans Act, 1913; and may make and levy on all the rateable land in the district, or special area, as the case may be (which special area shall be defined and determined by the Trust in the manner provided by subsection four of section eight of the principal Act), a special rate or rates for the purpose of providing the interest and other charges on any loan or loans so raised.

(2.) Such special rate or rates shall be uniform, and be made and levied on the acreage on the basis of the classification or classifications made in the manner provided by paragraph (b) of subsection one, or subsection two, or subsection four, of section eight of the principal Act, or of section six of this Act, and in force at the time of making such rate or rates.

Pending raising of loan, may borrow from bank by way of overdraft.

5. Pending the raising of any special loan or loans proposed to be raised under the provisions of the last preceding section the Trust may, for the purpose of paying the cost of repairing any extraordinary damage, borrow from a bank by way of overdraft any sum or sums of money, not exceeding the whole amount of the loan or loans authorized to be raised; but all moneys so borrowed shall be a first charge upon and shall be repaid out of the loan or loans when raised.

Empowering Trust to make an embankment rate, and to classify land for such rate.

6. Subsection one of section eight of the principal Act is hereby amended by adding the following paragraph at the end thereof:—

“(d.) An embankment rate to provide for the maintenance and repair of the existing river-embankments and lake-embankments; but before making any such rate the Trust shall cause all the land in the district to be classified into two classes, namely:—

“(i.) Lands receiving a benefit from the embankments so to be maintained and repaired, and such lands shall be rateable; and

“(ii.) All other lands; such lands shall not be rateable.”

Miscellaneous amendments to section eight of principal Act.

7. Section eight of the principal Act is hereby further amended in the manner indicated in the Schedule hereto.

SCHEDULE.

Schedule.

MISCELLANEOUS AMENDMENTS TO SECTION EIGHT OF THE PRINCIPAL ACT.

Nature and Extent of Amendment.

By inserting in paragraph (b) of subsection one the words "Waipori River" after the words "Taieri River."

By inserting in paragraph (c) of subsection one the words "or any extension or improvement of such work or works" after the word "Board."

By inserting in subsection three the word "embankment" after the word "maintenance."

By inserting in subsection eight the word "embankment" after the word "maintenance."

By omitting subsection nine, and substituting the following:—

"(9.) After all classifications have been completed all moneys paid as administrative rates in respect of lands classified as land not receiving any benefit shall be refunded."

By omitting from subsection ten the word "Board" wherever it occurs, and substituting the word "Trust" therefor; and by omitting from paragraph (c) of the same subsection the words "Chief Engineer" wherever those words occur, and substituting in each case the words "Engineer-in-Chief."
