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Hon. A. J. Cadman.

AUCKLAND HARBOUR BOARD EMPOWERING.

[LOCAL BILL.]

ANALYSIS.

<p>Title. Preamble. 1. Short Title. 2. Interpretation. 3. Power to Board to borrow. 4. Money so borrowed to be expended on Calliope Dock. 5. Provisions of "The Harbours Act, 1878," incorporated. 6. Trustees of savings-bank may advance money to Board. 7. Board may enter into contracts as regards water-frontage, &amp;c.</p>	<p>8. Compensation may be claimed by owners of land for loss of water-frontage. 9. Board empowered to make all necessary contracts. 10. Board and Corporation empowered to arrange for site for Admiralty House. 11. Depot for storage of coal. 12. Purchase of fresh water. 13. Land vested in Board to be held as estate in fee-simple. Schedules.</p>
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A BILL INTITULED

AN ACT to authorise the Auckland Harbour Board to borrow the  
Sum of Seventy-five Thousand Pounds for the Equip-  
ment of Calliope Dock and to extinguish Rights of Water-  
frontage within the Harbour of Auckland and for other  
Purposes.

Title.

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WHEREAS the Auckland Harbour Board has constructed a dock  
in the Harbour of Auckland known as the Calliope Dock: And  
whereas the Board has concluded arrangements with the Lords  
Commissioners of the Admiralty of the United Kingdom of Great  
Britain and Ireland, *inter alia*, for the use of the said dock for the  
purpose of equipping, fitting, repairing, and docking Her Majesty's  
vessels: And whereas it is one of the conditions of the said  
arrangements that the Board should expend the sum of sixty  
thousand pounds in the equipment of the said dock, and the  
furnishing of the same with plant, machinery, and appliances, and  
the construction of storehouses, workshops, and other buildings on  
the land adjacent thereto, and otherwise in connection therewith:  
And whereas it may be necessary to spend other sums for the same  
purpose, not exceeding in the whole the sum of seventy-five  
thousand pounds: And whereas it is desirable to authorise the  
Board to raise the said sum of seventy-five thousand pounds by way  
of loan: And whereas the Board is seised of land within the Har-  
bour of Auckland lying below high-water mark: And whereas it is for  
the public benefit that the Board should have power to procure the

Preamble.

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extinguishment of rights of water-frontage appurtenant to lands bounded by high-water mark and abutting upon the lands aforesaid belonging to the Board :

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, 5  
as follows :—

Short Title.

1. The Short Title of this Act is "The Auckland Harbour Board Empowering Act, 1899."

Interpretation.

2. In this Act "the Board" means the Auckland Harbour Board. 10

Power to Board to borrow.

3. It shall be lawful for the Board to borrow by debentures in the form in the *First* Schedule hereto, for such period and upon such terms and conditions as it thinks fit, a sum or sums not exceeding in all seventy-five thousand pounds, at a rate of interest not exceeding four pounds per centum per annum. 15

Money so borrowed to be expended on Calliope Dock.

4. The said sum of seventy-five thousand pounds, or so much thereof as shall be borrowed, shall be expended in the equipment of the said Calliope Dock, and the furnishing of the same with plant, machinery, and appliances, and the construction of storehouses, workshops, and other buildings upon land adjacent to the said dock, and for such other purposes in connection with the equipment of the said dock as the Board shall determine. 20

Provisions of "The Harbours Act, 1878," incorporated.

5. The provisions of "The Harbours Act, 1878," and the amendments thereof, for the repayment of loans and other remedies of debenture-holders, and such further provisions of that Act as shall be applicable for the protection of lenders of money to a Harbour Board, shall be and be deemed to be incorporated herein. 25

Trustees of savings-bank may advance money to Board.

6. It shall be lawful for the trustees of any savings-bank established under "The Savings-bank Act, 1858," to lend the said sum of seventy-five thousand pounds, or any part thereof, to the Board upon such debentures as aforesaid. 30

Board may enter into contracts as regards water-frontage, &c.

7. It shall be lawful for the Board, and it is hereby authorised and empowered, to enter into contracts for the surrender to the Board of rights of water-frontage appurtenant to lands bounded by high-water mark within the Harbour of Auckland, and for the purposes aforesaid the Board by any such contract may— 35

- (1.) Agree with any owner for the payment of and pay such sum of money as may be agreed on between the Board and such owner.
- (2.) Agree with any such owner as to the position of any boundary-line. 40
- (3.) Transfer to any such owner as the consideration for such surrender and for the purpose of straightening boundaries any land the property of the Board.
- (4.) Exchange with any such owner land on either side of any boundary-line. 45

Compensation may be claimed by owners of land for loss of water-frontage.

8. In case the Board shall reclaim from the sea any land vested in the Board lying below high-water mark, and the Board and the owner of the adjoining land shall not have entered into any agreement under the foregoing clause, the owner of such adjoining land shall be entitled, within the time and in the manner provided by "The Public Works Act, 1894," and its amendments, to claim and 50

obtain compensation for any injury he may sustain by the deprivation of water-frontage, the amount of such compensation to be ascertained in the manner provided by the said last-mentioned Act in the case of lands injuriously affected by any public work.

5 9. For the purpose of giving effect to the provisions of section seven hereof the Board may make, enter into, do, and execute all such manner of agreements, contracts, conveyances, and assurances as may be necessary.

Board empowered to make all necessary contracts.

10 10. It shall be lawful for the Board to contract with the Corporation of the Mayor, Councillors, and Citizens of the City of Auckland (hereinafter termed "the Corporation") for the acquisition from the Corporation of the undivided interest of the Corporation in Allotment Two of Section Eight of the City of Auckland for the purpose of providing a site for an Admiralty House and grounds in the City of  
15 Auckland, and the Corporation is hereby authorised to enter into such contract, and to make and execute all transfers or other assurances of such property or interest therein necessary to vest the same in the Board for the purposes aforesaid.

Board and Corporation empowered to arrange for site for Admiralty House.

20 11. It shall be lawful for the Board to establish, erect, equip, and maintain within the Harbour of Auckland a depot for the storage of coal for the use of Her Majesty's navy, and for these purposes the Board may, in addition to the foregoing powers,—

Depot for storage of coal.

(1.) Acquire a site or sites for such depot ;

25 (2.) Purchase from time to time such supplies of coal as it may consider advisable, and may from time to time dispose of the same to the warships of Her Majesty's navy ;

30 (3.) May, in order to keep a fresh supply of coal in stock from time to time, sell such coal or any part thereof privately, provided that no greater amount shall be sold than may be necessary to keep up a fresh and available supply of coal.

35 12. The Board may purchase fresh water and supply the same within the limits of the Harbour of Auckland as defined by "The Harbours Act, 1878," and its amendments, to the wharves, docks, and landing-places abutting thereon, and to shipping within the said harbour and docks, at such prices and upon such terms as it may think fit.

Purchase of fresh water.

40 13. All that piece of land described in the *Second* Schedule hereto shall be vested in the Board, to be held by it for an estate in fee-simple, and the District Land Registrar for the Auckland Land Registration District shall cause a certificate of title therefor to issue to the Board.

Land vested in Board to be held as estate in fee-simple

Schedules.

## SCHEDULES.

## FIRST SCHEDULE.

“The Auckland Harbour Board Empowering Act, 1899.”

No. . . . .  
DEBENTURE for £ . . . . ., payable in . . . . ., issued by the Auckland Harbour Board under an Act of the General Assembly of New Zealand intituled “The Auckland Harbour Board Empowering Act, 1899.”

The Board shall have the right to pay off this debenture at any time on giving six months' notice.

N.B.—The holder of this debenture has no claim in respect thereof on the public revenue of New Zealand or the General Government thereof.

On presentation of this debenture at . . . . ., on or after the . . . . . day of . . . . ., the bearer thereof will be entitled to receive £ . . . . ., and in the meantime interest thereon at the rate of £ . . . . . per centum per annum by payments, payable at . . . . .

Interest on this debenture will cease after the day when the payment falls due, unless default be made in payment.

Issued under the Seal of the Auckland Harbour Board, this . . . . . day of . . . . ., 1 . . . . .

. . . . ., Chairman of the Board.  
. . . . ., Treasurer of the Board.  
. . . . ., Agent or Agents of the Auckland  
Harbour Board.

## SECOND SCHEDULE.

ALL that piece of land in the City of Auckland, in the Provincial District of Auckland, New Zealand, bounded commencing at the north-eastern corner of Allotment 144, Quay Street, part of the land comprised in certificate of title, Vol. lxiii., folio 157, of the register of the Auckland Land Registration District; towards the north-east by Quay Street, 100 links; towards the east by Railway Street, 152·8 links; towards the south-west by the Auckland Railway-station, 100 links; and towards the west to the commencing-point by said Allotment 144, 152·8 links.