

[AS REPORTED FROM THE LOCAL BILLS COMMITTEE]

House of Representatives, 21st September, 1949.

Mr. Herron

## BLUFF HARBOUR BOARD EMPOWERING

[LOCAL BILL]

### ANALYSIS

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### A BILL INTITULED

AN ACT to Enable the Bluff Harbour Board to Borrow Moneys for the Improvement of Bluff Harbour. **Title.**

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 Bluff Harbour Board Empowering Act, 1949. **Short Title.**
2. In this Act, unless inconsistent with the context,— **Interpretation.**  
10     “ Board ” means the Bluff Harbour Board:  
       “ Harbour district ” means the Bluff Harbour District as constituted by this Act.
3. This Act is a special Act within the meaning of the Harbours Act, 1923. **Special Act.**
- 15     4. The area in the Otago and Southland Land Districts defined in the *First* Schedule hereto is hereby constituted a district under the name “ the Bluff Harbour District ”. **Constitution of Bluff Harbour District.**

Power to borrow.

5. It shall be lawful for the Board, from time to time as it may require, to borrow, subject to the provisions of the Harbours Act, 1923, and the Local Government Loans Board Act, 1926, a sum or sums not exceeding in the whole the sum of one hundred and fifty thousand pounds (in addition to any moneys heretofore authorized to be borrowed by the Board under or by virtue of any other Act) for the purpose of carrying out the works specified in the *Second* Schedule hereto.

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*Struck out*

Local Bodies' Loans Act to apply.

6. The Board may from time to time raise such moneys in accordance with the provisions of Part I of the Local Bodies' Loans Act, 1926, and the provisions of that Act shall apply as if the Board were a local authority and the said harbour-works were public works within the meaning of that Act:

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Provided that, for the purposes of the poll to be taken under the said Act, a majority of the total valid votes recorded shall suffice to carry the proposal.

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Local Bodies' Loans Act, 1926, may be applied.

6A. The Board may by resolution decide to raise such loan as aforesaid under the Local Bodies' Loans Act, 1926, in which case the Board may from time to time raise the moneys in accordance with the provisions of Part I of that Act and the provisions of that Act shall apply as if the Board were a local authority and the said harbour-works were public works within the meaning of that Act:

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Provided that, for the purposes of the poll to be taken under that Act, a majority of the total valid votes recorded shall suffice to carry the proposal.

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Ratepayers' roll.

7. (1) For the purposes of any poll of ratepayers to be taken under this Act the rolls of ratepayers of the boroughs, town districts (not being parts of any county), ~~or county, or any part thereof,~~ *counties, and any part of a county,* comprised in the harbour district shall be deemed to be the roll of ratepayers of the harbour district.

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(2) It shall be the duty of the Clerk of the local authority of each such district comprised wholly or in part within the harbour district, whenever requested so to do by the Board, to supply to the Board a certified

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roll of the ratepayers of such district, or of the part thereof within the harbour district, together with as many copies as the Board may require.

5 (3) The cost of preparing any roll of ratepayers for the purposes of this section and of supplying copies thereof shall be paid by the Board.

8. In addition to the charge on the Harbour Fund created by the Harbours Act, 1923, the Board may, *if the loan is being or has been raised in accordance with the provisions of the Local Bodies' Loans Act, 1926*, make and levy, as further security for the moneys authorized to be borrowed by this Act, a special rate on all rateable property in the harbour district.

Board may make special rate.

9. (1) *If the loan is being or has been raised in accordance with the provisions of the Local Bodies' Loans Act, 1926*, the Board shall in each year cause an estimate to be prepared, in such manner and according to such principle and method as the Board approves, of the anticipated revenue of the year (exclusive of any rate to be levied under this Act) and the anticipated expenditure of the year (including the annual payment or payments to be made, including interest, with respect to the moneys borrowed under the authority of this Act, but exclusive of capital expenditure on any loan account), and shall upon such estimate determine the deficiency of such revenue to meet such expenditure.

Estimate of revenue and expenditure.

20 (2) Any credit or debit balance of the Board's General Account at the close of each year shall be carried forward to the account of the next succeeding year for the purpose of the estimate of such succeeding year and the determination of the deficiency of the revenue of such succeeding year to meet the expenditure thereof.

30 (3) The Board may levy or direct the levy, in accordance with the Harbours Act, 1923, in each year of such part of the said special rate as is sufficient to provide for such deficiency.

35 (4) The Board may for the purposes of levy, or such direction and levy, adopt some convenient fraction of a penny, notwithstanding that the sum produced thereby may exceed such deficiency.

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Schedules.

## SCHEDULES

## FIRST SCHEDULE

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ALL that area in the Otago and Southland Land Districts comprising the Counties of Southland and Wallace and the part of the County of Lake hereinafter defined, and including all boroughs and town districts (not being parts of such counties) within the said counties and part of a county and also the Borough of Bluff and the Borough of Riverton; the boundaries of such part of the County of Lake being as follows: commencing in Awarua or Big Bay at the mouth of the Awarua River; thence along a right line to Mount Aspiring; thence easterly generally along the summit of the main divide to the southern boundary of Run 465; thence easterly and southerly generally along the southern and western boundaries of Runs 465, 333B, 333A, and 334B, to the north-eastern corner of Run 23; thence north-westerly along the north-eastern boundary of the said Run 23 to the north-west corner thereof; thence south-west along the western boundary of the said Run 23 to Mount Hyde; thence southerly generally along the Arrow River, being the western boundary of Run 23, to Coronet (or Eight-mile) Creek; thence westerly and southerly generally along the western boundary of Run 26 to the western boundary of Section 24, Block XVII, Shotover Survey District; thence easterly generally along the generally southern boundaries of the said Section 24, the southern and eastern boundaries of Section 23, Block XVIII, Shotover Survey District, the southern boundary of Run 26 aforesaid, and the production of that boundary across the Arrow River and a road reserve, to the south-western boundary of Run 39; thence south-easterly and northerly along the south-western and eastern boundaries of the said Run 39 to the eastern-most corner thereof; thence easterly and southerly generally along the southern and western boundaries of Run 25 and Run 632 and that boundary produced to the right bank of the Kawarau River; thence westerly along the Kawarau River to a point in line with the western corner of Run 345D; thence south-westerly generally to and along the north-western boundary of Run 345D, through Ben Cruachan, and along the northern boundary of Run 331 to Double Cone; thence southerly along the summit of the Remarkables and the Hector Mountains to Lorn Peak; thence southerly and westerly along the northern boundary of the Southland County as described in *Gazette*, 1947, page 937, to Hummock Peak; thence northerly and westerly along the northern boundary of the Wallace County as described in *Gazette*, 1938, page 1768, to the ocean; thence north-east by the ocean to the point of commencement, the whole of the said area being more particularly delineated on the plan marked M.D. 8908, and deposited in the office of the Marine Department, Wellington.

*New*

ALL that area in the Otago and Southland Land Districts comprising the Counties of Southland and Wallace and the part of the County of Lake hereinafter defined, and including all boroughs and town districts (not being parts of such counties) within the said counties and part of a county and also the Borough of Bluff and the Borough of Riverton; the boundaries of such part of the County of Lake being as follows: commencing in Awarua or Big Bay at the mouth of the Awarua River; thence along a right line to Mount Aspiring; thence generally easterly and southerly along the northern and eastern boundaries of Run 468 to the West Branch, Matukituki River; thence easterly along the said West Branch and the right bank of the Matukituki River to the western boundary of Run 333b; thence generally southerly along the western boundaries of Run 333b, 333A, and 334b, to the north-eastern corner of Run 23; thence north-westerly along the north-eastern boundary of the said Run 23 to the north-western corner thereof; thence south-westerly along the western boundary of the said Run 23 to Mount Hyde; thence generally southerly to and along the Arrow River, being the western boundary of Run 23, to Coronet (or Eight-mile Stream); thence generally westerly and southerly along that stream and the western boundary of Run 26 to the western boundary of Section 24, Block XVII, Shotover Survey District, thence generally easterly along the southern boundaries of the said Section 24, the southern and eastern boundaries of Section 23, Block XVIII, Shotover Survey District, the southern boundary of Run 26 aforesaid, and the production of that boundary across the Arrow River and a road reserve, to the south-western boundary of Run 39; thence south-easterly and northerly along the south-western and eastern boundaries of the said Run 39 to the easternmost corner thereof; thence generally easterly and southerly along the southern and western boundaries of Run 25 and the western boundary of Run 632 and that boundary produced to the right bank of the Kawarau River; thence westerly along the Kawarau River to a point in line with the western boundary of Run 345b; thence generally south-westerly to and along the north-western boundary of Run 345b, through Ben Cruachan and along the northern boundary of Run 331 to Double Cone; thence southerly along the summit of the Remarkables and the Hector Mountains to Lorn Peak; thence south-westerly, north-easterly and north-westerly along the northern boundary of the Southland County as described in *Gazette*, 1947, page 937, to Hummock Peak; thence generally northerly and westerly along the northern boundary of the Wallace County as described in *Gazette*, 1938,

*New*

page 1768, to the ocean; thence north-easterly by the ocean to the point of commencement, the whole of the said area being more particularly delineated on the plan marked M.D. 8913, and deposited in the office of the Marine Department, Wellington.

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**SECOND SCHEDULE**

**WIDENING** to a minimum width of 350 ft. and deepening to a minimum depth of 27 ft. L.W.O.S.T. No. 3 Reach of the Entrance Channel of Bluff Harbour, as shown on the plan marked M.D. 8876, deposited in the office of the Marine Department, Wellington.