

Mr. Barnard.

HAWKE'S BAY RIVERS AMENDMENT.

[LOCAL BILL.]

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A BILL INTITULED

AN ACT to amend the Hawke's Bay Rivers Act, 1919. Title.

WHEREAS the Hawke's Bay Rivers Board (hereinafter referred to as the Board) is authorized by the Hawke's Bay Rivers Amendment Act, 1930, to execute and carry out the general scheme of flood-prevention described in the Schedule thereto: And whereas the Board desires that the said scheme should be altered so as to provide that the course of the Tutaekuri River shall be completely diverted at Powdrell's Bend so as to carry the waters thereof into the open sea in the direction hereinafter indicated, and that that part of the said scheme described in the said Schedule under the heading "Ngaruroro Flood-control Works" should be altered as hereinafter appears: And whereas by section ten of the Hawke's Bay Rivers Act, 1919, it is provided that all rates made by the Board shall be levied in Wards Numbers Two, Three, and Four according to the system of rating for county purposes for the time being in force in the County of Hawke's Bay: And whereas at a poll of the rate-

Preamble.

No. 55—1.

payers of the said county taken on the second day of November, nineteen hundred and thirty-two, a proposal that the system of rating on the basis of the unimproved value thereof be adopted in the said county was carried: And whereas it is desirable that the rates to be made and levied by the said Board in the said wards shall be made and levied on the capital value system unless otherwise determined by the ratepayers in those wards in manner hereinafter provided: 5

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:— 10

Short Title.

1. This Act may be cited as the Hawke's Bay Rivers Amendment Act, 1932, and shall be read together with and deemed part of the Hawke's Bay Rivers Act, 1919. 15

Amending
Schedule to
Hawke's Bay
Rivers
Amendment
Act, 1930.

2. The Schedule to the Hawke's Bay Rivers Amendment Act, 1930, is hereby amended as follows:—

(a) By deleting the words "At Powdrell's Bend it is proposed to spill the surplus flood-waters of the Tutaekuri River southwards by a new channel, by which these flood-waters will be discharged under the Waitangi Bridge into the sea", which words appear under the heading "Tutaekuri Flood-control Works", and by substituting the words "At Powdrell's Bend totally to divert the whole river southwards and eastwards by way of the present overflow-channel to the Washout Railway Bridge, and thence by a new mouth to the sea"; and by deleting the words "The channel below Powdrell's Bend will be maintained so as to take all the flood-waters which can pass the Meeanee Bridge", which words appear under the same heading: 20 25 30

(b) By deleting the words "All flood-waters rising above the level of the natural bank of the river between four miles seventy chains and five miles fifty chains spill down the overflow-channel into the overflow-channel of the Tutaekuri, and thence under the Waitangi Bridge to the sea", which words appear under the heading "Ngaruroro Flood-control Works", and substituting the words "All flood-waters rising above a level two feet below the natural bank of the river, between four miles seventy 35 40

chains and five miles fifty chains, to spill down the overflow channel and thence under the Waitangi Bridge to the sea".

3. For the purpose of or in connection with the said
5 diversion the Board is hereby authorized (but without
restricting other general or specific powers of the Board)
to construct, or to pay, or contribute towards the cost of
the construction of such embankments, levees, culverts,
bridges, roads, and other works as the Board shall
10 consider necessary or proper, and to strengthen, alter, or
improve or contribute towards the cost of strengthening,
altering, or improving any existing embankments, levees,
culverts, bridges, roads, and other works; and every such
work shall be deemed to be a public work within
15 the meaning of the Public Works Act, 1928, and its
amendments.

Subsidiary
works.

4. The powers of borrowing money vested in the said
Board shall be deemed to include power to borrow money
for any of the purposes and works authorized by sections
20 two and three hereof.

Borrowing-
powers.

5. Section ten of the Hawke's Bay Rivers Act, 1919, is
hereby amended by repealing the words "In Wards
Numbers Two, Three, and Four, according to the system
of rating for county purposes for the time being in force
25 in the County of Hawke's Bay", and substituting the
following words: "In Wards Numbers Two, Three, and
Four, according to the system of rating on the capital
value".

Rating in Wards
Nos. 2, 3, and 4.

6. (1) For the purposes of this section "the said
30 area" means Wards Numbers Two, Three, and Four of
the Hawke's Bay Rivers District.

Provision for
altering
system of
rating in
certain wards.

(2) The said area shall be deemed to be a district
within the meaning of sections thirty-nine to forty-seven
of the Rating Act, 1925, and the Hawke's Bay Rivers
35 Board shall be deemed to be the local authority of such
district.

(3) The provisions of the said sections thirty-nine to
forty-seven of the Rating Act, 1925, shall apply with all
necessary modifications to the said area.

40 (4) The said area shall for all purposes of this section
be deemed to be undivided.