

Rt. Hon. R. J. Seddon.

HOKITIKA HARBOUR.

[LOCAL BILL.]

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A BILL INTITULED

AN ACT to consolidate certain Acts of the General Assembly relating to Hokitika Harbour.

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

1. The Short Title of this Act is "The Hokitika Harbour Act, 1905."

2. In this Act "the Board" means the Hokitika Harbour Board as defined by "The Harbours Act, 1878."

3. (1.) The lands described in the First Schedule hereto are hereby vested in the Board as an endowment for the purposes of the Hokitika Harbour subject to the mortgage existing thereon to His Majesty the King.

(2.) The Board may sell and absolutely dispose of the said land or any part thereof by public auction or by tender:

Provided that no land shall be disposed of at a price less than one pound per acre:

Provided also that every sale shall be subject to the consent of the Postmaster-General on behalf of His Majesty as mortgagee.

(3.) Such sale shall be conducted by the Land Board of the district.

(4.) Any sale under the power given by this Act shall be made subject to all legal rights and mining privileges existing at the date of sale.

(5.) The proceeds of every such sale shall be applied by the Land Board—

(a.) In paying the same to the Postmaster-General, on behalf of His Majesty as mortgagee, in or towards satisfaction of the principal and interest moneys due and owing under the said mortgage, interest taking priority of principal; and

(b.) After full payment and satisfaction of all principal and interest moneys as aforesaid, in paying the surplus to the Board.

4. The lands described in the Second Schedule hereto are also vested in the Board for the purposes of the Hokitika Harbour.

Power to collect dues on timber exported.

5. It shall be lawful for the Board to levy and collect any sum not exceeding one shilling per one thousand superficial feet on all timber exported from the Hokitika Harbour.

River-protection works.

6. (1.) The Board may construct such dams, breakwaters, embankments, walls, and other works of a similar character as the Board deems necessary for the improvement of the navigation of the Hokitika River, including all arms and lagoons thereof from the Township of Kanieri to the sea, or for the general protection or conservation of the banks thereof. 5

(2.) All such works shall be deemed to be harbour-works within the meaning of "The Harbours Act, 1878." 10

Board may levy rate on rateable property in borough.

7. The Board may, on the request of the Hokitika Borough Council, levy a general river-protection rate, not exceeding in any one year one shilling in the pound on the capital value of all rateable property in the said borough, for the purpose of constructing, maintaining, and repairing such river protection as the Board thinks necessary, or for the payment of interest and sinking fund (if any) upon moneys borrowed for the purposes of such works. 15

Repeal.

8. The Acts mentioned in the *Third* Schedule hereto are hereby repealed: 20

Provided that such repeal shall not affect the rights of any creditor of the Board under any Act hereby repealed or the validity of any act lawfully done under any such Act.

Schedules.

SCHEDULES.

FIRST SCHEDULE.

ALL that parcel of land containing 14,150 acres, more or less, situated in the Arahura District, in the Province of Westland, commencing at the eastern boundary of Native Reserve No. 30. Bounded on the northward by south boundary of Block V. and a line on hundred (100) chains distant from and parallel with north bank of Arahura River, one thousand (1,000) chains; on the westward by the said Native Reserve No. 30 and east boundary of Block V., distances respectively of one hundred (100) chains; on the southward by a line one hundred (100) chains distant from and parallel with south bank of Arahura River, one thousand (1,000) chains; and on the eastward by a line running due north, two hundred (200) chains, and known as Reserve No. 145 (in red). Subject to Government reserves and reserves for road, tramway, or railway purposes, and exclusive of Section 1676 and pre-emptive right, existing reserves, and gold-workings.

All that parcel of land containing 15,700 acres, more or less, situate in the Totara District, in the Province of Westland, and known as Reserve No. 146 (in red). Bounded on the southward by the northern bank of the Totara River; on the eastward by the east boundary of Block LXVI., and part of the east boundary of Block XXXVI.; on the northward by the H.P. line, and line in continuation thereof to the sea-coast; and on the westward by the sea-coast. Subject to reserves for Government, road, tramway, or railway purposes, and exclusive of all existing reserves and sold land and gold-workings.

SECOND SCHEDULE.

ALL that parcel of land situate in the Town of Hokitika, in the Province of Westland, containing by admeasurement 12 acres 3 roods, more or less, and known as "Gibson's Quay." Bounded on the south by the Hokitika River; on the east by a line in continuation of the western side of Jollie Street; on the west by the western side of Wharf Street; on the north by a line being parallel to and two chains distant from the first-

described boundary, and numbered 434 (in red) on the map of the Chief Surveyor of the Province of Westland, setting out and describing the Town of Hokitika aforesaid, as the same is delineated on the plan drawn in the margin of a certain Crown grant of the said land to the Superintendent of the Province of Canterbury, bearing date the sixth day of November, one thousand eight hundred and sixty-five, together with all the rights and appurtenances thereto belonging.

All that area in the Land District of Westland, containing by admeasurement 7 acres 2 roods, more or less. Bounded by a line commencing at Trig. Tube No. 2, Wharf Street, Town of Hokitika, and proceeding thence on a bearing of $269^{\circ} 52'$ a distance of 316.4 links; thence on a bearing of $284^{\circ} 20'$ a distance of 79.2 links; thence on a bearing of $294^{\circ} 22'$ to high-water mark of the sea; thence south-westerly along high-water mark of the sea to the end of the northern training-wall; thence generally north-easterly along the northern training-wall to a point bearing S. $34^{\circ} 27'$ W. from Trig. Tube No. 2, Wharf Street aforesaid; thence on a bearing of $34^{\circ} 27'$, a distance of 51.6 links, to Trig. Tube No. 2, the commencing-point: be the aforesaid linkages a little more or less.

THIRD SCHEDULE.

ACTS REPEALED.

- 1876, No. 96.—“The Hokitika Harbour Board Act, 1876.”
1878, No. 33, Local.—“The Hokitika Harbour Board Endowment Act, 1878.”
1879, No. 22, Local.—“The Hokitika Harbour Board Endowment Act 1878 Amendment Act, 1879.”
1901, No. 13, Local.—“The Hokitika Harbour Board Endowment Act 1878 Amendment Act, 1901.”
1904, No. 1, Local.—“The Hokitika Harbour Board Empowering Act, 1904.”