

Rt. Hon. R. J. Seddon.

HOKITIKA HARBOUR BOARD EMPOWERING.

[LOCAL BILL.]

ANALYSIS.

<p>Title. Preamble. 1. Short Title. 2. Interpretation.</p>	<p>3. Power to mortgage or sell. 4. Power to mortgage or sell to be subject to existing rights. 5. Power to collect dues on timber exported.</p>
--	--

A BILL INTITULED

AN ACT giving power to the Hokitika Harbour Board to Dispose Title.
of certain Endowments vested in the said Board, and to
further Improve the Hokitika Harbour.

5 WHEREAS by "The Hokitika Harbour Board Endowment Act, Preamble.
1878," as amended by "The Hokitika Harbour Board Endowment
Act 1878 Amendment Act, 1879," the blocks of land being Endow-
ment Reserves numbered one hundred and forty-five and one hundred
and forty-six, mentioned and described therein and in the Second
10 Schedule to "The Hokitika Harbour Board Act, 1876," and being all
the land included in certificates of title Register-book Volume eight,
Folios 222 and 223, in the Westland Land Registrar's district, were
vested in the Hokitika Harbour Board, with full power to mortgage,
pledge, or sell the same at a price not less than one pound per acre :
15 And whereas by memorandum of mortgage dated the fifth day of June,
one thousand eight hundred and eighty-eight, the said Board mort-
gaged the said endowments to Her Majesty the Queen : And whereas
the Board has not been able to pay any part of the principal and only
part of the interest secured by the memorandum of mortgage : And
20 whereas by section twenty-seven of "The Mining Act, 1898," and by
various Acts, the said Board has been restricted in its dealings with the
said endowments, and has found it impossible to sell the same : And
whereas the said Board has lately had a plan designed for conserving
the waters of the Hokitika River and improving the Hokitika Har-
25 bour, prepared by Leslie Reynolds, Esquire, C.E., which design the
said Board wish to carry into effect : And whereas, for the purpose
of paying off the principal and interest-money secured by the said
memorandum of mortgage, and of carrying out the said design for
conserving the waters of the Hokitika River and improving the
30 Hokitika Harbour, it is expedient to give to the said Board full
power to dispose of or otherwise deal with the said endowments :

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

Short Title.

1. The Short Title of this Act is “The Hokitika Harbour Board Empowering Act, 1904.”

5

Interpretation.

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

Power to mortgage or sell.

3. Notwithstanding anything contained in “The Mining Act, 1898,” or any other Act, the Board may, at its discretion, raise money on mortgage, and may give as security therefor the said blocks of land or any part thereof, and over the rents, proceeds, and profits thereof; or, at the Board’s discretion, may sell and absolutely dispose of the said blocks of land or any part or parts thereof by public auction or by tender, and for this purpose may enter into an agreement for the sale thereof with any person or persons, company, or companies.

10

Power to mortgage or sell to be subject to existing rights.

4. Any mortgage or sale under the power given by this Act shall be made subject to all existing legal rights which shall exist at the date of such mortgage or sale:

Provided that, in the event of the sale of the said lands, all revenue to be derived from all rights and privileges on and over the said lands shall be the property of the purchaser or of the mortgagee thereof.

20

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 feet (superficial) on all timber exported from the said Hokitika Harbour.

25