

# New Zealand.

ANNO VICESIMO NONO

## VICTORIÆ REGINÆ.

No. —.

### ANALYSIS.

Title.  
Preamble.  
1. Short Title.  
2. Repealing clause.

3. Laws may be passed by Provincial Councils affecting lands of the Crown being highways and beds of rivers.  
4. Former Acts and Ordinances to be valid.

### A BILL INTITULED

## AN Act to enable Provincial Legislatures to make Laws affecting Public Roads and Watercourses. Title.

**W**HEREAS by "The Constitution Act" it is enacted that it shall not be lawful for the Superintendent and Provincial Council of any Province to make or ordain any Law or Ordinance for the purpose of affecting lands of the Crown and whereas it is expedient that such restriction should not extend to land which has been given up for public highways nor to the beds of rivers streams and creeks Preamble.

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

I. The Short Title of this Act shall be "The Provincial Councils' Extension Act 1865." Short Title.

II. "The Provincial Councils' Extension Act 1863" is hereby repealed. Repealing clause.

III. It shall be lawful for the Superintendent and Provincial Council of any Province any provision in "The Constitution Act" or in any Act or Ordinance in force within the Colony to the contrary notwithstanding to pass any Law or Ordinance affecting any part of the Waste Lands of the Crown within such Province which shall have been set out or dedicated for the use of or shall have been used as a public highway or as a railway or as a drain for the outfall of water or which shall be the bed of any creek stream river pond or lake below the level of high water thereof Provided that every such Law or Ordinance affecting any navigable portion of a river stream or creek or any part of such river stream or creek within forty chains of and above the highest navigable point shall be reserved for the signification of the Governor's pleasure thereon. Laws may be passed by Provincial Councils affecting lands of the Crown being highways and beds of rivers.

IV. All provisions of any Acts or Ordinances passed by any Superintendent and Provincial Council which would have been legal and valid if this Act had been in force at the time of the passing of such Acts or Ordinances shall be and be deemed to have been valid as from the time of passing thereof and all acts done under the authority of any such provisions shall be effectual accordingly. Former Acts and Ordinances to be valid.