

Hon. Sir. F. Whitaker.

PORT OF THAMES DEFINITION.

ANALYSIS.

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Preamble.
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2. Limits of Port of Thames defined.

3. Acts and things done by Thames Harbour Board, and liabilities incurred, deemed valid. Moneys due to or by Board may be recovered.

A BILL INTITULED

AN ACT to validate and explain a certain Definition of the Port of Thames, and to make Provision in respect thereof.

WHEREAS by warrant dated the seventh day of September, one thousand eight hundred and seventy-four, issued under the hand of the then Governor of the colony, and made under the authority of "The Marine Act, 1867," it was declared that the seaward limits of the Port of Thames should be a circle of five nautic miles radius from Opani Point, and which said warrant was published in the *New Zealand Gazette* of the tenth day of September, one thousand eight hundred and seventy-four: And whereas by another warrant dated the eighteenth day of July, one thousand eight hundred and eighty-seven, issued under the hand of the then Governor of the colony, and made under "The Harbours Act, 1878," the limits of the said Port of Thames were then altered and defined as set forth in such warrant, as the same is published in the *New Zealand Gazette* of the twenty-first day of July, one thousand eight hundred and eighty-seven: And whereas by another warrant dated the twenty-third day of May, one thousand eight hundred and eighty-eight, issued and made as last aforesaid, the limits of the said Port of Thames were again altered and defined, and the warrant in that behalf is published in the *New Zealand Gazette* of the twenty-fifth day of May, one thousand eight hundred and eighty-eight: And whereas by a further warrant dated the eleventh day of September, one thousand eight hundred and eighty-eight, issued and made as last aforesaid, and published in the *New Zealand Gazette* of the thirteenth day of September, one thousand eight hundred and eighty-eight, the limits of the Port of Thames were defined and declared to be those set out and described in the hereinbefore-recited warrant of the seventh day of September, one thousand eight hundred and seventy-four: And whereas doubts have arisen as to the sufficiency of the description of the limits intended to have been

Port of Thames Definition.

defined by the said last-mentioned warrant, and it is expedient that the same should be explained, and that the boundaries of the said Port of Thames should be properly defined, in accordance with the intention of the said warrant of the seventh day of September, one thousand eight hundred and seventy-four: 5

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 Port of Thames Definition Act, 1889." 10

Limits of Port of Thames defined.

2. The limits of the Port of Thames are hereby declared to be those set out and described in the schedule hereto; and, subject to the provisions of this Act, such limits shall be deemed for all purposes to have been so defined by the warrant issued on the seventh day of September, one thousand eight hundred and seventy-four, up to and 15 until the eighteenth day of July, one thousand eight hundred and eighty-seven, and shall, as from and after the eleventh day of September, one thousand eight hundred and eighty-eight, be and continue the limits of the said port for the purposes of "The Harbours Act, 1878," 20 until the same are altered, annulled, or redefined under any law for the time being authorising the same.

Acts and things done by Thames Harbour Board, and liabilities incurred, deemed valid.

3. All acts, matters, and things heretofore done or suffered, and all liabilities incurred, by the Thames Harbour Board before the passing of this Act within or in respect of the Harbour or Port of Thames as defined by this Act, or as defined by the said several warrants of the 25 eighteenth day of July, one thousand eight hundred and eighty-seven, and the twenty-third day of May, one thousand eight hundred and eighty-eight, shall respectively be deemed good, valid, and effectual for all purposes so far as the validity of any such act, matter, thing, or liability may depend on the sufficiency or validity of any warrant 30 hereinbefore respectively mentioned and recited.

Moneys due to or by Board may be recovered.

And, notwithstanding any defect in or want of validity in any such warrant as aforesaid, all dues and other moneys whatsoever payable to or by the Thames Harbour Board, within or in respect of the limits defined or intended to be defined by any of the hereinbefore- 35 recited warrants, shall be payable to and may be sued for and recovered by the Board, or by the person, body, or authority entitled thereto, as effectually as if there had been no such defect or want of validity.

SCHEDULE.

LIMITS OF THE PORT OF THAMES.

ALL that area bounded towards the south-west and north-west by an arc of a circle,— with a radius of five nautic miles from the point of intersection at or near Opani Point, of a line bearing S. 62° 12' W. from trigonometrical station 92 (Pukeoraka) and a line bearing N. 26° 15' W. from trigonometrical station 90 (telegraph tower),— from ordinary high-water mark of the Frith of Thames, near the western boundary-line of Block X., Thames Survey District, to ordinary high-water mark of the Frith of Thames, near the Puatamaru Rock; thence towards the north-east by ordinary high-water mark of the Frith of Thames and of the Kauaeranga River to the railway-bridge across the said river; thence by the said railway-bridge to the left bank of the Kauaeranga River aforesaid; thence towards the south-west generally by ordinary high-water mark of the Kauaeranga River aforesaid to the Frith of Thames; thence again towards the north-east by ordinary high-water mark of the Frith of Thames and of the

Waihou or Thames River for a distance of five nautic miles in a straight line from Opani Point hereinbefore fixed; thence towards the south-east by the arc of a circle hereinbefore mentioned across the Waihou or Thames River; thence towards the south-west by ordinary high-water mark of the said Waihou or Thames River to Opani Point; thence again towards the south-east generally by ordinary high-water mark of the Frith of Thames and of the Piako River to a right line drawn between two telegraph towers situate one on either bank of the said Piako River, near the northern boundary-line of Block XI., Thames Survey District; thence by the said right line to the left bank of the Piako River; and thence by ordinary high-water mark of that river and of the Frith of Thames aforesaid to the starting-point: such line of ordinary high-water mark shall be deemed to be projected across the mouths of any tributaries of the said Thames or Waihou River: as the same is delineated on the plan marked M.D. 1529, and deposited in the office of the Marine Department, at Wellington.