

[AS REPORTED FROM THE LOCAL BILLS COMMITTEE.]

House of Representatives, 23rd August, 1911.

Hon. Mr. T. Duncan.

PAPAKAIO WATER-RACE DISTRICT VALIDATION.

[LOCAL BILL.]

ANALYSIS.

<p>Title. Preamble. 1. Short Title.</p>	<p>2. Water-race district, and water-races, and rates collected, and acts done validated.</p>
---	---

A BILL INTITULED

AN ACT to validate the Constitution of the Papakaio Water-race District and the Construction of all Water-races therein, and all Rates levied and collected, and all Rates and Charges made and collected, and all Notices given, and all Acts. Matters, and Things done or purported to have been done by the Waitaki County Council in respect of such Water-races.

WHEREAS doubts have arisen as to whether that portion of the County of Waitaki known as the "Papakaio Water-race District" is a legally constituted district under the Water-supply Act, 1891, and the amendments thereof, and as to whether the races constructed within the said district by the Waitaki County Council were legally constructed under the provisions of the said Acts and became vested in the Corporation of the Waitaki County: And whereas the Waitaki County Council has been levying and collecting rates, and making and collecting rates and charges for water supplied for a number of years past within the said district, and it is desirable that all doubts as to the legality of the matters aforesaid and as to the powers of the said Council as to levying rates and making rates and charges as aforesaid should be removed:

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

1. This Act may be cited as the Papakaio Water-race District Validation Act, 1911.

2. It is hereby declared that the said Papakaio Water-race District shall be deemed to have been a legally constituted district within the meaning of the Water-supply Act, 1891, and that the same now is a legally constituted district within the meaning of the Water-supply Act, 1908, and all water-races constructed within the said district shall be deemed to have been and to be legally con-

structed water-races within the meaning of the said Acts, and all rates levied and collected, and all rates and charges made and collected, and all acts, matters, and things done or purported to have been done by the Waitaki County Council in exercise of the powers contained in the Counties Act, 1886, or in the Water-supply Act, 1891, or any amendment thereof, or conferred on or exercisable by the said Council by any other Act or law in respect of the said water-races, are hereby validated; and, in particular, that the public notice by the said Council of its intention to make such races given under subsection three of section thirteen of the Water-supply Act, 1891, and which was advertised in the *North Otago Times* newspaper of the fourteenth day of August, eighteen hundred and ninety-seven, shall be deemed to have been duly publicly notified within the meaning of *the* said subsection three, and ~~to~~ *shall* take effect accordingly; and that the plan of such water-race district and water-races which was deposited in the Magistrate's Courthouse at Oamaru shall be deemed to have been duly deposited under the provisions of the Water-supply Act, 1891; and that the said plan which, under the provisions of section five of the Water-supply Act, 1904, has been removed from the said Magistrate's Courthouse, and is now deposited at the office of the Waitaki County Council, situate in Thames Street, in the Borough of Oamaru, shall in all respects be deemed to have been duly so removed and deposited, and to be the plan referred to in *the* said section five of the Water-supply Act, 1904.