

121

*This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and, having this day passed as now printed, is transmitted to the LEGISLATIVE COUNCIL for its concurrence.*

*House of Representatives,  
23rd July, 1907.*

[AS AMENDED BY THE LEGISLATIVE COUNCIL.]

*Right Hon. Sir J. G. Ward.*

## ROTORUA TOWN.

### ANALYSIS.

Title.	5. Application of Acts relating to local authorities.
1. Short Title.	6. Moneys payable to Department.
2. Repeals.	7. Funds to be banked.
3. Town to be managed by Tourist and Health Resorts Department.	8. Regulations.
4. Powers of Department.	Schedule.

### A BILL INTITULED

AN ACT to provide for the Better Government of the Town of Rotorua. Title.

BE IT 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 Rotorua Town Act, 1907, and shall come into operation on the first day of September, nineteen hundred and *seven*. Short Title.
2. (1.) The Rotorua Town Council Act, 1900, and the Rotorua Town Council Validation and Extension Act, 1901, are hereby repealed. Repeals.
- (2.) The property, assets, liabilities, and rights of the Town Council or Corporation, as constituted under the said repealed Acts, shall on the coming into operation of this Act vest in the Department of Tourist and Health Resorts as hereinafter incorporated, and thereupon the existing Town Council and Corporation shall be dissolved.
3. (1.) The Town of Rotorua, as described in the Schedule hereto, shall be managed by the Department of Tourist and Health Resorts. Town to be managed by Tourist and Health Resorts Department.
- (2.) An officer of the Department, resident at Rotorua, shall be appointed to carry out the provisions of this Act under the direction of the General Manager.
4. (1.) The said Department shall in respect of the Town of Rotorua be a body corporate, with a common seal, and capacity to sue and be sued, and shall have and may exercise within the Town of Rotorua— Powers of Department.

(a.) All the powers and authorities conferred by law on Borough Councils, except the power to borrow money by way of special loan or to make and levy any rate other than a library rate or a rate imposed for fire-prevention purposes; and

5

(b.) Such powers and authorities ~~as may be delegated to it by vested in the Governor under the Thermal-springs Districts Act, 1881, as he delegates to the Department.~~

(2.) The Department shall also have and may exercise within *Tarewa and other Native reserves or holdings, and in the Villages of Ohinemutu and Whakarewarewa, included within the boundaries described in the Schedule hereto*, such of the powers now possessed by the Maori Council as the Governor from time to time by warrant under his hand directs; and so long as any such warrant remains in force the powers therein referred to shall not be exercised within the said villages by the Maori Council.

10

15

Application of Acts relating to local authorities.

5. For the purposes of any Act relating to local authorities the Department shall, in respect of the Town of Rotorua, be deemed to be a local authority, and the provisions of any such Act shall (subject to such modifications or exceptions as the Governor by Order in Council directs) extend and apply as if the said town were a borough.

20

Moneys payable to Department.

6. (1.) All moneys that would, if the Town of Rotorua were a borough, be payable to the Council, shall be payable to the Department.

(2.) All rents of Crown lands within the Town of Rotorua, and all rents received by the Crown in respect of its interests in any Native lands within the said town, shall be payable to the Department by the Receiver of Land Revenue.

25

(3.) All moneys paid or payable to the Department under this Act are hereby declared to be public moneys within the meaning of the Public Revenues Act, 1891.

30

Funds to be banked.

7. (1.) All moneys received by the Department under this Act shall be paid into the bank at which the Public Account is kept, to an account called the Rotorua Town Account.

(2.) All moneys withdrawn from the said account shall be withdrawn only by cheque signed by the General Manager of the Department or by such other person as the Minister in charge of the Department from time to time appoints, and countersigned by the Audit Office or by such person as the Controller and Auditor-General may from time to time appoint for the purpose.

35

40

Regulations.

8. (1.) The Governor may from time to time, by Order in Council gazetted, make regulations for the effectual carrying-out of this Act, and in particular for prescribing the mode in which and the persons by whom the powers vested in the Department by this Act shall be exercised.

45

*New subclause.*

(2.) By any such regulations the provisions of the Municipal Corporations Act, 1900, and its amendments may be modified in their application to the Department so far as the Governor thinks necessary in order to make effectual the provisions of this Act.

50

## SCHEDULE.

Schedule.

ALL that area in the Auckland District, containing by admeasurement 4,180 acres, more or less, situated in Horohoro and Tarawera Survey Districts. Bounded towards the north-east generally by Lake Rotorua, from the mouth of the Utohina Stream to the mouth of the Puarenga Stream; thence by the said Puarenga Stream to the Rotorua-Maketu Road to the north-eastern boundary-line of the Whakarewarewa State Forest (Section No. 4, Block I, Tarawera Survey District); thence by that boundary-line to the easternmost corner of the said Whakarewarewa State Forest; thence towards the south generally by Crown land (Moerangi No. 4 Block) to the Rotorua-Taupo Road; thence across that road and by Tihiotonga Block to the westernmost corner of Section No. 54, Suburbs of Rotorua; thence towards the west generally by the western boundary-lines of Sections Nos. 54 and 53, Suburbs of Rotorua, to the Utohina Stream; and thence by the said Utohina Stream to the place of commencement.

---

By Authority : JOHN MACKAY, Government Printer, Wellington.—1907.