

201.

Mr. Fisher.

WELLINGTON CITY EXTENSION.

[LOCAL BILL.]

ANALYSIS.

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A BILL INTITULED

AN ACT to extend the Boundaries of the City of Wellington, and to provide for the Creation of Aldermen and the Abolition of Wards. Title.

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

1. The Short Title of this Act is "The Wellington City Extension Act, 1899." Short Title.

2. In this Act, if not inconsistent with the context,— Interpretation.

10 "City" means the City of Wellington :

"City Corporation" means the Mayor, Councillors, and Citizens of the City of Wellington :

15 "Extended city" means and includes the city as bounded immediately before the commencement of this Act and the areas hereby added thereto :

"Hutt Corporation" means the Chairman, Councillors, and Inhabitants of the County of Hutt :

"Karori Corporation" means the Mayor, Councillors, and Burgesses of the Borough of Karori :

20 "Melrose Corporation" means the Mayor, Councillors, and Burgesses of the Borough of Melrose :

"Seatoun Corporation" means the Inhabitants of the Seatoun Road District.

25 3. The Borough of Melrose, the boundaries of which are described in the *First* Schedule hereto, and the part, described in the *Second* Schedule hereto, of the Borough of Karori, and the Road District of Seatoun, in the County of Hutt, the boundaries of which New areas added to city.

road district are described in the *Third* Schedule hereto, and the other part, described in the *Fourth* Schedule hereto, of the County of Hutt, are hereby added to the city, and the boundaries of the city are hereby extended accordingly. The City Corporation shall continue to be the same Corporation as existed immediately before the commencement of this Act. 5

Dissolution of Corporations of Melrose and Seatoun.

4. The Borough of Melrose and the Seatoun Road District shall be deemed merged in the city, and the Corporation and Council and Board thereof respectively are hereby dissolved.

Transfer of property and liabilities of new areas to the City Corporation.

5. The provisions of section fifty-two of "The Municipal Corporations Act, 1886," shall apply to the case of the inclusion of the Borough of Melrose and the Seatoun Road District within the city. The provisions of sections thirty-eight, thirty-nine, forty, and forty-one of the same Act shall apply to the case of distributing the property, rates, debts, liabilities, and engagements, and interest and sinking-fund payments, of the Karori Corporation and Hutt Corporation respectively between the Karori Corporation and the City Corporation, and between the Hutt Corporation and the City Corporation respectively, consequent upon the addition to the city of the said part of the said borough, and of the Seatoun Road District, and the said other part of the said county. All property and moneys to belong under the present section to the City Corporation shall vest therein without conveyance or assignment. The City Corporation may sue for any rates, debts, or other moneys so to belong to it in its own name. The said sections thirty-eight, thirty-nine, forty, forty-one, and fifty-two shall, *mutatis mutandis*, be deemed incorporated in this Act. 10 15 20 25

Saving as to special loans and special and separate rates.

6. Every special loan raised, and special rate or separate rate made, before the commencement of this Act in respect of only some portion of the extended city shall continue to remain charged upon that portion alone. 30

Saving of rights of debenture-holders and creditors.

7. Nothing contained in this Act shall affect the rights of any debenture-holder or other creditor of any local body affected by this Act.

Creation of new wards, and representation thereof.

8. The area comprised in the *Third* Schedule hereto, together with so much of the area comprised in the *First* Schedule hereto as lies north and east of a line drawn from the south-east corner of the city to Lyall Bay at an angle of one hundred and thirty-five degrees from the southern boundary-line of the city, shall constitute a new ward, to be named the "East Ward," and the areas comprised in the *Second* and *Fourth* Schedules hereto, together with the rest of the area comprised in the said *First* Schedule, shall constitute another new ward, to be named the "West Ward," making, with the existing four wards of the city, six wards. There shall be three city councillors for each of the said two new wards, making, with the councillors for the said existing wards, a total number of eighteen councillors. 35 40 45

Constitution of aldermen.

9. The senior councillor for the time being for each ward shall be styled "alderman": Provided that the first alderman for the said East Ward shall be the person who immediately before the commencement of this Act was Chairman of the Seatoun Road District, and the first alderman for the said West Ward shall be the 50 55

Mayor of Melrose, and the said Chairman and Mayor respectively shall, *ex officio*, be first councillors for the said new wards respectively.

5 **10.** On and after the first day of January, one thousand nine hundred and one, all the wards of the extended city shall be abolished, and such city shall become an undivided city, represented by eighteen councillors, six of whom shall be styled aldermen. The first aldermen of the undivided city shall be the councillors who at 10 shall occupy the first six places on the poll, the names being arranged in order of the number of votes obtained, beginning with the highest. Each such alderman shall remain such so long as he shall, with or without re-election, continue to be a councillor. A vacancy amongst the aldermen shall be filled by the senior councillor for the time 15 being. "Senior councillor" in this section means the councillor who, with or without re-election, shall have been longest in office continuously, or, if two or more shall have been in office for equal periods, then the councillor who received the highest number of votes.

20 **11.** The Corporation of the city shall, from and after the commencement of this Act, be styled "the Mayor, Aldermen, Councillors, and Citizens of the City of Wellington."

25 **12.** All by-laws in force immediately before the commencement of this Act in any portion of the extended city shall remain in force in such portion until new by-laws shall be made therein by the Council of the extended city. Such Council may, by special order, extend and apply any by-laws that at the commencement of this Act shall be in force in the city to any area hereby added to the city.

30 **13.** The Council of the extended city may, in manner provided by "The Municipal Corporations Act, 1886," make, alter, repeal, and bring into force any by-laws for more effectually carrying out the objects of this Act or for removing any difficulties arising in acting under any of the provisions hereof. Every such by-law may be proved as provided by section four hundred and eighteen of the said 35 Act.

SCHEDULES.

Schedules.

FIRST SCHEDULE.

ALL that area in the Provincial District of Wellington bounded towards the north and east and again towards the north and towards the west by the Borough of Wellington to Port Nicholson, thence again towards the north and east generally by Port Nicholson and the waters of Evans Bay to the western boundary-line of Sections Nos. 9 and 13, Block VII., Port Nicholson Survey District, thence by said Section No. 9 and Section No. 13, Block XI., to Lyall Bay; thence towards the south generally by Lyall Bay and Cook Strait to the south-western boundary-line of Section No. 27, Block XIII.; thence towards the west by that boundary-line and by Sections Nos. 38, 70, 7, 6, 5, 4, and 3, Block X., by the western boundary-line of the Waterworks Reserve running through Section No. 1, Block VII., and by Sections Nos. 32 and 29, Block VI., Port Nicholson Survey District, to the Borough of Wellington aforesaid.

SECOND SCHEDULE.

ALL that area in the Land District of Wellington situate in Port Nicholson Survey District. Bounded on the north by a line 25 chains or thereabouts in length running westward from the north-west corner of the Borough of Melrose to the summit of the hill-range forming part of the north-western boundary of the watershed of the Kaiwarra Stream; on the north-west by a line following the ridge of the said range for a distance of 110 chains or thereabouts in a south-westerly direction, and thence in a straight line, still in a south-westerly direction, for a further distance of 70 chains or thereabouts to a point on the southern boundary of the Borough of Karori at the north-west corner of Section 68, Block IX.; on the south by the southern boundary of the said Borough of Karori; and on the east by the western boundary of the Borough of Melrose.

Also that part of the said Borough of Karori (including the Upland Farm and called "Kelburne") which lies to the east of a line drawn from the western boundary of the said Borough of Melrose in a northerly direction to the western boundary of the City of Wellington to a point being the south-western corner of the Botanical Gardens; and bounded on the north and east by the said City of Wellington; and on the south by the said City of Wellington and by the Borough of Melrose aforesaid.

Also that part of the said Borough of Karori which lies immediately to the north of the last-described area and which is bounded on the east by the City of Wellington aforesaid; and on the west by the summit of the hill-range forming a part of the eastern boundary of the watershed of the Kaiwarra Stream, and by a line continued to meet with the western boundary of the last-described area at a point 10 chains or thereabouts southward from the south-west corner of the Botanical Gardens aforesaid.

THIRD SCHEDULE.

ALL that area in the Land District of Wellington situate in Port Nicholson Survey District, being a part of the Hutt County (and generally known as the Peninsula) and under the supervision of the Seatoun Road Board. Bounded on the north by Port Nicholson; on the east and south by Cook Strait; and on the west by Evans Bay, the western boundaries of Sections 9 and 13, Block VII., and by Lyall Bay.

FOURTH SCHEDULE.

ALL that area in the Land District of Wellington situate in Port Nicholson Survey District, and being a part of the Hutt County. Bounded towards the north by the southern boundary of the Borough of Karori aforesaid; on the west by Sections 67 and 35, Block IX.; on the south by Sections 49, 46, 45, 42, 41, and 37, Blocks XII. and XIII.; and on the east by the western boundary of the Borough of Melrose aforesaid.