

SUPPLEMENTARY ORDER PAPER.

HOUSE OF REPRESENTATIVES.

Wednesday, the 2nd day of September, 1885.

PUBLIC WORKS ACT 1882 AMENDMENT BILL.

Mr. STEWART, in Committee, to move the following new clauses:—

1. Section seven of the said Act is hereby repealed, and the following provisions are hereby enacted in lieu thereof, that is to say:—

When a road or street lies along the boundaries of two boroughs, or of a borough and town district, and is not included in any such borough or town district, or is included entirely in one of such boroughs or in a town district, or partly in one borough and partly in another, or partly in a borough and partly in a town district, such road or street shall be constructed and maintained by the two boroughs or the borough and town district respectively, on such terms and conditions as may be mutually agreed upon between them, and failing such agreement the Resident Magistrate of the district in which the road or street is situate may determine what portion or portions of the road or street shall be constructed or maintained by each of the boroughs or the borough and town district respectively, or that the whole shall be constructed and maintained by one borough or town district, and that the other borough or town district shall pay a certain proportion of the cost thereof: Provided always that the provisions of this section shall not apply to any road or street which lies wholly within any borough or town district adjacent to the City of Dunedin, and one side of which road or street forms or constitutes a boundary of any portion of the Town Belt of Dunedin, or any other public reserve for recreation within the limits of the City of Dunedin: Provided also that no change shall be made in the levels of any road or street on or along the boundaries of any two boroughs or of any borough and town district, without the consent of both of the boroughs or of the borough and town district concerned.

2. Whereas on or about the first day of July, one thousand eight hundred and eighty-five, Edgar Hall Carew, Esquire, the Resident Magistrate for the District of Dunedin, in exercise of the powers conferred upon him by the said Act, did adjudge and determine that the whole of the street known as Park Street, which is included entirely in the Borough of Caversham, should be constructed and maintained by the Mayor, Councillors, and burgesses of the Borough of Caversham, and that the borough of the City of Dunedin should pay to the Mayor, Councillors, and burgesses of Caversham two-fifths of the cost of such construction and maintenance: And whereas it is expedient to relieve the said borough of the City of Dunedin of the obligation imposed upon it by the said adjudication or determination of the said Resident Magistrate: Be it therefore hereby enacted that the said adjudication or determination of the said Resident Magistrate is hereby vacated and made void and of no effect to all intents and purposes as

if the same had never been made: And it is hereby further enacted that if, before the coming into operation of this Act, the said borough of the City of Dunedin shall have been compelled to pay and shall have paid to or to the use of the Mayor, Councillors, and burgesses of the Borough of Caversham any sum or sums of money under or in pursuance or by the enforcement of the said adjudication or determination of the said Resident Magistrate, the Corporation of the Mayor, Councillors, and citizens of the City of Dunedin shall be entitled to recover back from the Mayor, Councillors, and burgesses of the Borough of Caversham, by action in any Court of competent jurisdiction, the whole of such sum or sums of money, together with all costs which shall or may have been incurred by the said Corporation of the Mayor, Councillors, and citizens of the City of Dunedin, in resisting payment of such sum or sums of money.

AUCKLAND HARBOUR BOARD BILL (No. 2).

Hon. Mr. TOLE to move,—

Clause 23. To strike out all the words after the word “ follows ” in line 46, and insert,—

Board may appropriate land for Sailors' Home.

23. It shall be lawful for the Board, out of the endowments vested in them for the Harbour of Auckland, to set apart a site for a Sailors' Home, and to hold the same upon trust for that purpose, or to transfer, convey, or demise the same to trustees, or to a corporation, to be held upon trust for a Sailors' Home, and for no other purpose, subject to such terms and conditions (and, in case of a lease, for such term) as the Board may think fit.

If such land cease to be used for that purpose to revert to Board.

24. If the said site, or any building erected thereon, shall at any time after being set apart, transferred, or conveyed, or demised as aforesaid, be used or occupied for any other purpose or purposes than a Sailors' Home, or shall cease to be used for that purpose for *six* successive calendar months, then the said site and any buildings thereon shall become and be the property of the said Board, and shall be held by them upon trust as a site for a Sailors' Home or upon the original trust, as an endowment of the Port of Auckland, as the said Board may think fit.