

## SUPPLEMENTARY ORDER PAPER.

## HOUSE OF REPRESENTATIVES.

Saturday, the 4th day of June, 1887.

## COUNTIES ACT AMENDMENT BILL.

The Hon. Mr. TOLE to move the following amendments and additions:—

Clause 2, after the figures "1886," insert "(hereinafter referred to as 'the said Act'").

Title to be omitted, and the following substituted: "An Act to amend 'The Counties Act, 1886.'"

To add the following new clauses:—

3. Notwithstanding anything contained in subsection one of section four of "The Road Boards Act, 1882," it shall be sufficient, for the purpose of constituting a new road district under the said section, if the petition presented to the said Council praying for the constitution of the new district be signed by two-thirds of the ratepayers for the several portions of districts which are comprised within the territory of the proposed new district.

All road districts which may have at any time heretofore been constituted on a petition signed as aforesaid are hereby declared to have been validly constituted, anything contained in any Act notwithstanding.

4. Where any local authority, or the ratepayers or electors of any road district, town district, or county have acquired a derivative right to elect or nominate a member of any other public body, as mentioned in section fifty-eight of the said Act, and shall fail to do so, the Governor may nominate any person as member of such other local body at any time when such omission to elect or nominate as aforesaid is brought to his notice, notwithstanding that the proper time for electing or nominating such member may have passed. Every person so nominated by the Governor shall be a member of the local body to which he is nominated in all respects as if he had been elected or nominated thereto at the proper time and in the proper manner.

The provisions of this section shall have retrospective operation as from the date of the commencement of the said Act.

5. The Council of the County of Selwyn is hereby authorized to raise, under the authority of section two hundred and seventy-four of the said Act, a special loan, without first obtaining the consent of the ratepayers of the Malvern Water-race District in the said county, for the repayment of the sum of three thousand pounds advanced from the County Fund prior to the passing of section twenty-eight of "The Counties Act Amendment Act, 1885," for the repair of an extraordinary damage done to the head-works of the Malvern water-race; and also to impose and levy a special rate on all the lands within the aforesaid district in manner as mentioned in section two hundred and seventy-three of the said Act, to secure and pay the interest on, and provide a fund for the repayment of, the said loan.

Road district may be constituted on petition of ratepayers therein only.

On failure of exercise of derivative franchise, Governor may nominate to vacancy.

Selwyn County Council may borrow £3,000 for Malvern water-race.

6. The said Act is hereby amended as follows:—

- (a). Section fifty-four, the words “and no counter-petition is presented as aforesaid” are hereby repealed.
- (b). Section two hundred and forty-six, the words “the Schedule to” are hereby repealed.

7. And whereas a sufficient number of householders resident at Pukekohe, in the County of Manukau, during the year last past, did petition the Governor that the district described in the Schedule hereto should be constituted a town district under “The Town Districts Act, 1881,” and the Governor was precluded from giving effect to the petition by reason of there being no County Council within the aforesaid county to affirm the aforesaid petition as required by law: and whereas provision in remedy thereof was made during the last session of the General Assembly, but such remedial measure came into force simultaneously with another enactment repealing the above-mentioned Act, and the proposed town district could not then be constituted:

And whereas certain public works are necessary to be made in the said district to secure the public health of the inhabitants thereof, and it is requisite for such purpose that the said inhabitants should be incorporated: and whereas under the circumstances of the case it is expedient that the above-mentioned district should be specially created a town district, notwithstanding the repeal of the Act herein above last mentioned:

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

The district defined in the Schedule to this Act is hereby constituted a town district under “The Town Districts Act, 1881,” as from the first day of October next after the passing of this Act, by the name of the Town District of Pukekohe, and the boundaries thereof shall be those defined in the said Schedule.

“The Town Districts Act, 1881,” and all Acts in amendment thereof, as existing at the time of their repeal, are hereby revived in respect of the Town District of Pukekohe, and shall have operation therein from the time of its constitution under this Act as if they had never been repealed.

## SCHEDULE.

### THE PUKEKOHE TOWN DISTRICT.

ALL that area in the Provincial District of Auckland commencing at a point in Allotment No. 98 of Section No. 2 of small lots in the Pukekohe Settlement, at a distance of 3 chains from the middle of the road, which forms its north-eastern boundary, such point being the termination of a right line running parallel to and at a distance of 3 chains from the middle of the road, which forms the north-western boundary of Allotment No. 23 of Section No. 1 of the aforesaid settlement. Bounded towards the North-west generally by a line running from the point aforesaid parallel to and at a distance of 3 chains from the middle of the road, which forms the north-western boundary of Allotment No. 23 aforesaid, the north-western boundaries of Allotments Nos. 24, 25, 26, 27, 28, 29, 30, 31, and 32, the north-western and northern boundary of Allotment No. 33, and the northern boundaries of Allotments Nos. 34, 6, and 125, all of Section No. 1 aforesaid, to a point within Allotment No. 5, at a distance of 3 chains to the westward of the middle of the road, which forms its eastern boundary; thence Northerly and North-easterly by a line running parallel to and at a distance of 3 chains from the middle of the last-named road, which also forms the south-eastern boundaries of Allotments Nos. 4, 3, 2, and 1, also of Section No. 1 aforesaid, and the southern boundary of Allotment No. 59, and by the right line aforesaid produced easterly to a point within Allotment No. 1 of Section No. 4, lying at a distance of 3 chains from the middle of the road, which forms the western boundary of the latter allotment; thence by a right line running Southerly parallel to and at a distance of 3 chains from the middle of the last-described road as far as the southern boundary line of Allotment No. 1 aforesaid, and thence continuing easterly along the southern boundaries of Allotments Nos. 1 and 2 for a distance of  $22\frac{1}{2}$  chains; towards the East generally by a line running at right angles from the place last named to the southern boundary of Section No. 16 of the Parish of Puke-

kohe; thence Westerly along part of the southern boundary of Section No. 16 aforesaid for a distance of  $22\frac{1}{2}$  chains; thence Southerly by a line running parallel to and at a distance of 3 chains from the middle of the road, which forms the western boundary of Section No. 39, also of the Parish of Pukekohe aforesaid, to a point within the said section, being the termination of another right line lying parallel to and at a distance of 3 chains from the middle of the road, which forms the southern boundary of Allotment No. 17 of Section No. 2 aforesaid; towards the South by the right line last named running westerly parallel to and at a distance of 3 chains from the middle of the aforesaid road, which also forms the southern boundaries of Allotments Nos. 16, 25, 22, 281, 38B, 38A, 52, 51, 50, and 49, also of Section No. 2 aforesaid, to a point within Allotment No. 64, being the termination of another right line running parallel to and at a distance of 3 chains from the middle of the road, which forms the western boundary of Allotment No. 49 aforesaid; and towards the West generally by the right line last named running northerly and north-westerly parallel to and at a distance of 3 chains from the middle of the aforesaid road, which also forms the western boundary of Allotment No. 48 of Section No. 2 aforesaid, and the south-western boundaries of Allotments Nos. 84, 21, and 23, of Section No. 1 of small lots in the Settlement of Pukekohe aforesaid, and by the aforesaid right line continued to the point of commencement.