



Title.

ANALYSIS

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1952, No. 48

AN ACT to amend the River Boards Act 1908.

Title.

[22 October 1952

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 River Boards Amendment Act 1952, and shall be read together with and deemed part of the River Boards Act 1908 (hereinafter referred to as the principal Act).

Short Title.

See Reprint
of Statutes,
Vol. IV, p. 513

2. (1) Section two of the principal Act is hereby amended by repealing the definition of the term "Clerk".

Amending title
of Clerk of
River Board.

(2) Section two of the principal Act is hereby further amended by inserting, after the definition of the term "river district", the following definition:—

" "Secretary" means the Secretary of a River Board: "

(3) All references to the Clerk of a River Board in the principal Act, or in any other Act, or in any regulation, Order in Council, or by-law, or in any contract, agreement, deed, instrument, application, notice, or other document shall be read hereafter as references to the Secretary of a River Board.

Amending provisions as to maximum rate.

3. Section eighty-seven of the principal Act is hereby amended by repealing subsection two, and substituting the following subsection:—

“(2) The maximum rate that may be made and levied pursuant to this section shall be a rate of such amount as will not produce more than would be produced by a uniform rate of six farthings in the pound on the capital value of all property in the district that is rateable property within the meaning of the Rating Act 1925, or its equivalent on the unimproved value or annual value.”

See Reprint of Statutes, Vol VII, p. 977

Representation of the Board in legal proceedings.

4. Section one hundred and twenty-three of the principal Act is hereby amended by inserting, before the words “ may in all respects ”, the words “ or any other person from time to time appointed by the Board for the purpose ”.

Board may prohibit or regulate planting of trees, &c., along river banks.

5. (1) The Board may from time to time, by special order,—

(a) Prohibit or regulate the planting of any trees, hedges, or other plants or the erection of any structures on or within a specified distance from the banks of any river, stream, watercourse, or drain within the jurisdiction of the Board where they will obstruct or are likely to obstruct the free passage along the banks of the river, stream, watercourse, or drain of machinery or apparatus used for the purposes of cleaning the river, stream, watercourse, or drain:

(b) Require owners and occupiers of land on which any trees, hedges, or other plants are planted or structures are erected in breach of the special order to remove the same.

(2) Every person who commits a breach of any such special order commits an offence, and shall be liable on summary conviction to a fine not exceeding ten pounds.