

Reprint
as at 22 October 1959



Christchurch City Empowering and Special Rates Consolidation Act 1941

Local Act 1941 No 2
Date of assent 30 August 1941
Commencement 30 August 1941

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An Act to empower the Christchurch City Council to acquire, construct, and maintain access ways in the City of Christchurch and to empower the Council to consolidate special rates and levy the same over the whole city

Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

1 Short Title

This Act may be cited as the Christchurch City Empowering and Special Rates Consolidation Act 1941.

2 Christchurch City Council empowered to acquire, construct, and maintain access ways

- (1) Notwithstanding anything contained in the Municipal Corporations Act 1933, the Christchurch City Council may for the purpose of providing more direct access for foot passengers from street to street or from one part to another part of the same street purchase, or take under the provisions of the Public Works Act 1928, or otherwise acquire strips of land of such width and length as the Council may think desirable.
- (2) Such access ways shall be used only for foot passengers, and the entrances thereto shall be so fenced or barricaded that horses, cattle, or vehicles cannot enter upon the said ways.
- (3) The Council shall not authorise any person to erect a building on any site adjoining any such access way unless the site has a frontage to some street, private street, or duly authorised private way as defined by the Municipal Corporations Act 1933.
- (4) No person shall acquire any right to erect a building by reason of the existence or construction of any access way authorised by this Act.
- (5) The Council may construct and maintain such access ways so that the same shall be suitable for foot passengers only.
- (6) No person shall be entitled to require from the Council any contribution under the provisions of the Fencing Act 1908 by reason of the ownership of any access ways by the Corporation of the City of Christchurch.

3 Christchurch City Council empowered to consolidate and levy special rates over whole city

[Repealed]

Section 3: repealed, on 22 October 1959, by section 10(2) of the Municipal Corporations Amendment Act 1959 (1959 No 91).

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Notes

1 *General*

This is a reprint of the Christchurch City Empowering and Special Rates Consolidation Act 1941. The reprint incorporates all the amendments to the Act as at 22 October 1959, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that contain transitional, savings, or application provisions that cannot be compiled in the reprint are also included, after the principal enactment, in chronological order. For more information, see <http://www.pco.parliament.govt.nz/reprints/>.

2 *Status of reprints*

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 *How reprints are prepared*

A number of editorial conventions are followed in the preparation of reprints. For example, the

enacting words are not included in Acts, and provisions that are repealed or revoked are omitted. For a detailed list of the editorial conventions, see <http://www.pco.parliament.govt.nz/editorial-conventions/> or Part 8 of the *Tables of New Zealand Acts and Ordinances and Statutory Regulations and Deemed Regulations in Force*.

4 Changes made under section 17C of the Acts and Regulations Publication Act 1989

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted. A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
 - indentation
 - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)

- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)
- position of the date of assent (it now appears on the front page of each Act)
- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
 - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
 - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

5 *List of amendments incorporated in this reprint
(most recent first)*

Municipal Corporations Amendment Act 1959 (1959 No 91): section 10(2)
