



ANALYSIS

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1964, No. 12—*Local*

An Act to authorise the Auckland Harbour Board to borrow the sum of one million one hundred and ninety-one thousand pounds for harbour works and other purposes

[24 October 1964]

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

1. Short Title—This Act may be cited as the Auckland Harbour Board Loan and Empowering Act 1964.

2. Interpretation—In this Act, unless the context otherwise requires,—

“Board” means the Auckland Harbour Board;

“Loan and Empowering Act 1963” means the Auckland Harbour Board Loan and Empowering Act 1963.

3. Special Act—This Act shall be deemed to be a special Act within the meaning of the Harbours Act 1950.

4. Authority to purchase vessels—The Board is hereby authorised to purchase or acquire, maintain, and work the vessels specified in the First Schedule to this Act.

5. Works authorised—(1) The slipping and berthing launch facilities specified in the First Schedule to this Act shall be a harbour work within the meaning of and for the purposes of the Harbours Act 1950.

(2) Section 5 of the Loan and Empowering Act 1963 is hereby amended by adding the following words: “and the provisions of the Harbours Act 1950 shall be applicable to such work or undertaking as if it was a harbour work within the meaning of that Act:

“Provided that nothing in this section shall in itself be construed so as to exempt the lands described in the Fourth Schedule to this Act from the provisions of the Rating Act 1925.

“Provided also that, without derogating from the Board’s powers under the Harbours Act 1950, nothing in this section shall be deemed to empower the Board to construct or erect any building for or in connection with the said work or undertaking.”

(3) The Loan and Empowering Act 1963 is hereby amended by repealing the Second Schedule, and substituting the Second Schedule set out in the Second Schedule to this Act.

6. Additional authority to acquire land—Without restricting the powers to acquire land conferred on the Board under section 5 of the Loan and Empowering Act 1963, the Board is hereby authorised to acquire by purchase or exchange of land or otherwise the lands described in the Third Schedule to this Act which lands shall, when acquired by the Board, be deemed to be and to have been included in the Fourth Schedule to the Loan and Empowering Act 1963.

7. Extension of lands—The lands described in the Fourth Schedule to this Act shall be deemed to be and to have been included in the Fourth Schedule to the Loan and Empowering Act 1963.

8. Power to borrow—It shall be lawful for the Board from time to time as it may require to borrow, in addition to the sums authorised by any previous Acts and subject to the provisions of the Harbours Act 1950 and the Local Authorities Loans Act 1956, a sum or sums of money not exceeding in the aggregate the sum of one million one hundred and ninety-one thousand pounds.

9. Expenditure of money—All the money borrowed under and by the authority of this Act shall be applied and expended in the construction and execution of the harbour works and for the other purposes specified in the First Schedule to this Act.

SCHEDULES

FIRST SCHEDULE Section 4, 5 (1), 9

HARBOUR WORKS AND OTHER PURPOSES

	£
Purchase of tug (including a fire-fighting installation)	130,000
Purchase of launch	35,000
Slipping and berthing launch facilities at the Port of Onehunga	15,000
The work or undertaking specified in the Second Schedule to the Loan and Empowering Act 1963 and for the acquisition of land or any interests therein	1,000,000
Loan issuing expenses and contingencies	11,000
	£1,191,000
	£1,191,000

SECOND SCHEDULE Section 5 (3)

NEW SECOND SCHEDULE TO BE SUBSTITUTED FOR SECOND SCHEDULE TO THE LOAN AND EMPOWERING ACT 1963

SECOND SCHEDULE

AUTHORISED UNDERTAKING

The development and redevelopment of the lands vested in the Board and described in the Fourth Schedule to this Act or any part of those lands, by all or any of the following means, namely, the preparation and carrying out of plans, schemes, surveys, and investigations in connection therewith; the acquisition of land or any interests therein; the amalgamation of land titles; and the siting and re-siting of industrial and commercial undertakings adjacent to wharves or other port facilities or foreshore vested in the Board	£500,000
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Section 6

THIRD SCHEDULE

LANDS TO BE PURCHASED

Number	Description	Certificate of Title Reference Register Book Volume and Folio
1.	25 perches, more or less, situate in the City of Auckland, being portion of the land reclaimed from the sea	761/17
2.	Lots 1 and 2, Deeds Plan No. 1330	757/62
3.	Lots 3 and 4, Deeds Plan No. 1330	757/63
		All certificates of title being in the North Auckland Land Registry Office.

Section 7

FOURTH SCHEDULE

LANDS DEEMED TO BE INCLUDED IN THE FOURTH SCHEDULE TO THE
AUCKLAND HARBOUR BOARD LOAN AND EMPOWERING ACT 1963

Number	Description	Certificate of Title Reference Register Book Volume and Folio
1.	Lots 1 to 31 and Right of Way on Deposited Plan No. 21766	489/83
2.	All the land in Deposited Plan No. 25081	761/14
3.	Section 42 of Block VIII, Rangitoto Survey District	1547/90
4.	Lots 122 to 127, Deposited Plan No. 626	429/204
5.	Lots 141 and 142, Deposited Plan No. 626	429/210
6.	Lot 145, Deposited Plan No. 2770	429/226
7.	Allotments 54 and 55, Section 2, City of Auckland	764/51
8.	Lot 1, Deposited Plan No. 43134	767/235
		All certificates of title being in the North Auckland Land Registry Office.