

1880, No. 19.—*Local.*

AN ACT to incorporate certain Boroughs in the Provincial District of Otago.  
[1st September, 1880.]

CAVERSHAM  
BOROUGHS INCORPORATION.

WHEREAS the Borough of St. Kilda was incorporated under and in pursuance of the provisions of "The Municipal Corporations Act, 1876:"

Preamble.

And whereas the Borough of South Dunedin was also incorporated under and in pursuance of the provisions of the said Act:

And whereas the Borough of Caversham was also incorporated under and in pursuance of the provisions of the said Act:

And whereas the said Boroughs of St. Kilda, South Dunedin, and Caversham now adjoin each other, and it is advisable that the said boroughs should be consolidated and form one borough, upon the terms hereinafter appearing:

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

1. The Short Title of this Act is "The Caversham Boroughs Incorporation Act, 1880." Short Title.

2. It shall be lawful for the Boroughs of Caversham, South Dunedin, and St. Kilda to unite into one borough, upon a majority of one-fifth of the ratepayers of each of the said boroughs signing a petition to the Governor praying that the same may be done, or upon a poll being taken in each of the said boroughs as to whether the said boroughs shall be so united as aforesaid and a majority of one-fifth at least of all the votes recorded being in favour of the same being done; such poll to be taken in the same manner in which polls are taken in boroughs for the purpose of asking to borrow money, as provided by section one hundred and forty-two of "The Municipal Corporations Act, 1876." Boroughs of Caversham, South Dunedin, and St. Kilda may unite if assent of majority of one-fifth of ratepayers obtained.

3. The Council of the united borough shall make provision for the payment of all liabilities which exist at the time of the union, and for the payment of interest thereon and a sinking-fund in connection therewith, by levying a special rate or rates for such purposes; but such rate or rates shall only be levied on or apply within that part of the united borough which incurred the said liability previous to the said union. Payment of existing liabilities.

4. The income and expenditure of each ward of the united borough shall be allocated to such ward, and separate accounts shall be kept of such income and expenditure; and the boundary roads which separate the various wards in the said united borough shall be kept in proper order and repair by equal contributions from the two wards adjoining such roads on either side. Income and expenditure. Maintenance of boundary roads.

5. The general official expenses of the united borough shall be provided for by contributions from the wards of the said borough; and the amount of such contributions shall be ascertained by taking an equal percentage on the incomes of each of the said wards. General official expenses.

6. The united borough shall be divided into four wards: the present Borough of Caversham forming two of these wards, the present Borough of South Dunedin one, and the present Borough of St. Kilda also one; and the boundaries of the said two wards in the present Borough of Caversham shall be fixed by the Governor in Council. Wards of the united borough.

7. Within fourteen days after the boundaries of the said wards shall have been fixed, as in the last section is provided, the acting Returning Officer within each of the said boroughs shall take steps to have three Councillors elected for each of the said wards, the said Returning Officers acting each for his own borough only, and such elections to be conducted in the manner which is now adopted in the said boroughs; and at the same time the Returning Officer of Election of Mayor and Councillors.

the Borough of Caversham shall hold an election for Mayor of the united borough, such election to be made by all the burgesses in the united borough.

Loans.

8. If, after the union of the said boroughs, any of the wards before-mentioned shall wish to borrow any money for special works, a vote shall be taken in the said ward or wards for that purpose, the assent of the ratepayers of such ward or wards to such borrowing being ascertained by a poll to be taken in the manner provided by sections one hundred and forty and one hundred and forty-one of "The Municipal Corporations Act, 1876," and a special rate shall be levied within such ward or wards to provide a sinking fund and the payment of interest in connection with the said loan; and the money so borrowed shall be spent on the said ward or wards, and such money when borrowed shall be a charge upon such ward or wards. But the proceeds of such rate shall not be paid into nor form part of the Borough Fund of the united borough, and shall be paid into a separate account; and the Borough Fund of the united borough shall not, nor shall any property of the united borough, be liable for the repayment of such loan, or any part thereof.

Procedure at  
elections.

9. The provisions of "The Regulation of Local Elections Act, 1876," shall apply to all elections held in the united borough.

The consolidated  
borough.

10. After the said elections the said boroughs shall be and be deemed to be a borough incorporated under "The Municipal Corporations Act, 1876," by the name of the Mayor, Councillors, and Burgesses of the Borough of Caversham, subject however to the special provisions of this Act.

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