

## New Zealand.



### ANALYSIS.

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1882, No. 18.—*Local.*

Title.

AN ACT to alter the Constitution of the Timaru Harbour Board.

[13th September, 1882.]

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

Short Title.

1. The Short Title of this Act shall be "The Timaru Harbour Board Act, 1882."

Interpretation.

2. In this Act, unless inconsistent with the context,—  
"Board" means the Timaru Harbour Board constituted under the provisions of "The Harbours Act, 1878."

Constitution of Board for Port of Timaru.

3. From and after the second Monday in the month of February, in the year one thousand eight hundred and eighty-three, the Board shall consist of eleven members, to be elected as hereinafter provided:—  
Three persons by the burgesses of the Borough of Timaru;  
One person by the ratepayers of Geraldine Road District;  
One person by the ratepayers of Mount Peel Road District;  
One person by the ratepayers of Temuka Road District;  
Two persons by the ratepayers of Levels Road District;  
One person by the ratepayers of Mount Cook Road District;  
One person by the ratepayers of the Pareora and Otaio Ridings of the County of Waimate; which ridings are hereby constituted a district for the purposes of this Act, and hereinafter referred to as the Pareora District;  
One person by the ratepayers of the Makikihi and Deep Creek Ridings, and of such part of the Waihao Riding as is included in the Timaru Harbour District, as defined in the Schedule to this Act, all in the County of Waimate, which

ridings and part of a riding are hereby constituted a district for the purposes of this Act, and hereinafter referred to as the Makikihi District.

The provision contained in the first, second, third, and fourth columns of the Second Schedule of "The Harbours Act, 1878," relating to the constitution of the Board, which is inconsistent with this Act, is hereby repealed.

Repeal of provisions as to present constitution of Board.

4. Any person qualified to be, and not incapable of being, a Councillor of the said borough, shall be eligible for election by the burgesses of the said borough as a member of the Board.

Qualification of members of Board.

And any person qualified to be, and not incapable of being, a member of the Road Board of any of the said road districts shall be eligible for election as a member of the Board for the district in which he is so qualified.

Any person qualified to be, and not incapable of being, a member of the Council of the County of Waimate shall be eligible for election as a member of the Board for either of the districts within the County of Waimate constituted under this Act in which he is so qualified.

5. "The Regulation of Elections Act, 1876," and any amendments thereof, shall apply to every election held under this Act.

"Regulation of Elections Act, 1876," to apply to elections under this Act. Special duties of Returning Officer.

The Returning Officer at every such election shall make such arrangements as he may deem necessary (not being inconsistent with this Act) for the due conduct of every such election, and, except as may be provided by this Act, every such election shall, in the borough, be conducted and held in the same manner as the election of Mayor is held, in the road districts, in the same manner as the election of members of the Road Boards are held in such districts, and in the districts within the County of Waimate constituted under this Act in the same manner as the election of members of the County Council are held in such county.

6. The burgess roll in force for the time being, and upon which the election of Mayor is held, shall be the roll to be used in the borough at elections under this Act.

Rolls in force to be used at elections.

7. The ratepayers' roll in force for the time being in any road district mentioned in the third section of this Act, and upon which the annual election of members of the Road Board for such district is held, shall be the roll to be used in such district for elections held under this Act.

Ratepayers' roll in force for the time being to be used for elections.

8. For the purpose of holding elections in the County of Waimate under the provisions of this Act the Chairman of the Council of the said county shall from time to time, at least fourteen days before the date appointed for the holding of an election as aforesaid, require the Clerk of the Council, in the month of January next preceding such election, to make up from the ratepayers' rolls then in force for the said several ridings mentioned in the third section of this Act, separate rolls to be used at elections under this Act in the said Pareora and Makikihi Districts respectively. Such rolls shall contain the names of all persons then upon the ratepayers' rolls of the said several ridings in respect of property within the said several districts, and not otherwise; and such rolls may be either written or printed, or partly written and partly printed; and it shall be the duty of the said Chairman to see that, for each of the said districts, the roll authorized to be made for the pur-

Election of member by ratepayers of County District of Waimate.

poses of this Act is properly made; and the same respectively, when signed by the Chairman and Clerk, shall, without any further authority or proceeding, be deemed to be the rolls to be used at election of members of the Board under this Act for the said districts.

Returning Officer.

9. The Returning Officer at any such election shall be appointed in like manner, and may act at any such election, and shall do all things and have all such powers, duties, and authorities in respect of an election, under this Act as he might have or could do or exercise in respect of an election under "The Counties Act, 1876."

Restriction of number of votes.

10. No person entitled to vote at an election of members of the Timaru Harbour Board shall have more than one vote at any such election for each member to be elected for the district for which he votes.

Duration of term of office of members.

11. The members of the Board holding office on the second Monday in February, one thousand eight hundred and eighty-three, shall cease to hold office on the coming into office of the members elected under this Act.

First election of members.

12. The first election of members under this Act shall be held on the second Monday in February, one thousand eight hundred and eighty-three, in manner provided by "The Harbours Act, 1878," and subsequent elections shall be held in manner provided by the said Act and this Act.

Act to be deemed a special Act within meaning of "The Harbours Act, 1878."

13. This Act shall be deemed to be a special Act within the meaning of "The Harbours Act, 1878," and all the provisions of that Act shall extend and apply to this Act, except so far as such provisions may be repugnant to or inconsistent with this Act.

Boundaries of Timaru Harbour District, for purposes of "The Timaru Harbour Board Loan Act, 1881," defined.

14. The boundaries defined in the Schedule to this Act shall be the boundaries of the Timaru Harbour District for the purposes of "The Timaru Harbour Board Loan Act, 1881," in lieu of any boundaries that may have heretofore been defined in accordance with the provisions of section four of that Act.

Schedule.

#### SCHEDULE.

ALL that area in the Provincial District of Canterbury, bounded towards the North-east, from the summit of the Southern Alps, by the summit of the Two Thumbs Range; thence by a right line to the source of Forest Creek; thence by the centre of that creek to the Rangitata River; thence by the centre of that river to the sea; towards the East by the sea to the Waihao River; towards the South by that river to a road which runs through Section 20185, by that road forming the northern boundary of Sections 18960, 20508, 14585, 16797, 18204, 19174, 20511, 18959, 20542, crossing the Elephant Hill Creek to the northern boundary-line of Section 22519; thence by the road forming the northern boundary of said section, passing Trigs. M and N, and running through Sections 31577, 26134, and 32808 to Trig. J; towards the West by a right line to Trig. H; thence by a right line to Trig. E; thence by a right line to Trig. X; thence by a right line to Trig. Z; thence by a right line to Trig. O; thence by a right line to Trig. G; thence by a right line to Mount Nimrod; thence generally towards the South-west, South, and South-east by the Waimate County to the Waitangi River; thence generally again towards the South-west by the said river, by Ohau River, by Ohau Lake; thence by the River Hopkins to its source; thence by a right line to the nearest point on the summit of the Southern Alps; and towards the North-west by a line along the said summit to the starting point near Mount Tyndall: excluding from the above-described area the Borough of Waimate, as proclaimed in the *New Zealand Gazette* No. 95, of 1879, page 1244; as the same is delineated on the plans deposited in the Survey Office, Christchurch.