

Mr. Savage.

AUCKLAND CITY AND MOTUIHI EMPOWERING.

[LOCAL BILL.]

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5. Voting by cross may be used at local elections in Auckland.

A BILL INTITULED

AN ACT to provide for the Management of Portion of Motuihi Island as a Public Domain by the Auckland City Council, to confer certain Powers on the said Council relating to Workers' Dwellings, and to make certain Provisions for Voting at Local Elections in Auckland.

WHEREAS portion of Motuihi Island, in the Hauraki Gulf, has been set aside as a public domain, and the Auckland City Council has been appointed the Domain Board in respect thereof, under the name of the Motuihi Island Domain Board: And whereas it is expedient that the said Council should be granted certain additional powers in relation to the said domain: And whereas the Auckland City Council some time since raised certain loans for the purpose of erecting workers' dwellings on land owned by it in the City of Auckland: And whereas such dwellings were erected and have been sold by the Council to workers, and the Council holds mortgages over the said dwellings: And whereas various defects now exist in the said dwellings, and the owners are unable to repair or make good the same, and the dwellings are depreciating thereby: And whereas the Council has in hand certain moneys being the unexpended portion of the loans above mentioned: And whereas it is expedient to authorize the Council to expend moneys in repairing and improving the said workers' homes or some of them: And whereas it is desirable to make provision for a different method of voting at local elections in Auckland by authorizing the making of a cross on the ballot-papers in lieu of striking out the names of candidates:

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

Short Title.

1. This Act may be cited as the Auckland City and Motuihi Empowering Act, 1930. 5

Additional powers given to Domain Board.

2. The Auckland City Council (hereinafter called the Council) as the Motuihi Island Domain Board shall have and may exercise in relation to the Motuihi Island Domain in addition to all the powers and authorities vested in it by the Public Reserves and Domains Act, 1928, or by any other Act, the following powers and authorities:— 10

(a) The right to make and enforce reasonable charges for persons landing on or using the said domain, or the foreshore thereof, or any part or parts thereof, including additional or special charges for the use of or admission to any building, structure, or enclosure in the said domain. 15

(b) All such rights, powers, and authorities as the Council has in relation to lands acquired by it under section three hundred and two of the Municipal Corporations Act, 1920, for the purpose of the enjoyment or recreation of the public.

(c) The right at all times hereafter to use, control, and maintain the wharf abutting on the said domain and to renew or replace the same as if the Council had obtained a license for such purpose under section one hundred and fifty of the Harbours Act, 1923, but subject to such rights and privileges in favour of His Majesty the King for the benefit of the quarantine station on the said island as may be agreed on. 20 25

(d) The control of the whole of the foreshore of the said domain down to low-water mark of spring tides shall be vested in the Council, which shall have and may exercise in relation thereto all rights, powers, and authorities which are by section one hundred and fifty-eight of the Harbours Act, 1923, vested in or conferred upon a local authority to whom control of a foreshore is granted under that section. 30

Domain Board and Crown may enter into agreements.

3. The Council as the Motuihi Island Domain Board and His Majesty the King are hereby authorized and empowered to enter into and carry out such agreements and arrangements as may be found necessary or expedient relating to the water-supply on the said island, the use and upkeep of the wharf, and other matters arising in consequence of portion of the said island becoming a domain. 35

City Council may repair and improve workers' dwellings.

4. The Council is hereby authorized to expend such sums of money as it thinks advisable in or towards the repair and improvement of the workers' dwellings heretofore erected by it in the City of Auckland, notwithstanding that the same may have been sold by the Council, and the Council may use for such purpose any funds in its hands representing the unexpended balance of any loan heretofore raised by it for the erection of workers' dwellings. 40 45

Voting by cross may be used at local elections in Auckland.

5. (1) Notwithstanding the provisions of section five of the Local Elections and Polls Amendment Act, 1926, it shall be lawful for the Council to determine that at elections for Mayor and Councillors of the City of Auckland and at polls taken by the Council the method of voting shall be by marking a cross in a square, and not by striking out the names of candidates or words. 50

(2) While any such resolution of the Council remains in force any local authority or public body any of whose members are elected by electors or ratepayers of the City of Auckland may by resolution determine that at elections of the members of such local authority or body and at polls taken by it the method of voting shall be as provided in the *last preceding* subsection hereof.

(3) While such respective resolutions remain in force then at the said respective elections and polls the voting-papers to be used shall be in the forms prescribed by section sixteen of the Local Elections and Polls Act, 1925, and set out in the Schedule to that Act in lieu and instead of the forms prescribed by section five of the Local Elections and Polls Amendment Act, 1926, except that such voting-papers shall have printed on the back and counterfoil thereof respectively the matter contained in the form numbered (3) in the Schedule to the last mentioned Act.