

This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and, having this day passed as now printed, is transmitted to the LEGISLATIVE COUNCIL for its concurrence.

*House of Representatives,
14th September, 1939.*

Mr. Anderton.

AUCKLAND CITY EMPOWERING.

[LOCAL BILL.]

ANALYSIS.

Title.	3. Power to remit portion of general rate when no separate drainage rate struck.
Preamble.	4. Power to transfer land to Auckland University College Council.
1. Short Title.	5. Power to apply Watson Art Gallery bequest towards provision of statuary group.
2. Authorizing Auckland City Council to remit drainage and water rates in certain cases.	Schedule.

A BILL INTITULED

- AN ACT to empower the Auckland City Council to refund or remit Drainage and Water Rates, or Part thereof, in respect of certain Properties in the City of Auckland; to empower the said Council to transfer certain Land adjoining the Site of the Auckland University College to the College Council; and to empower the said Council to expend Part of the Bequest made to it as Controlling Body of the Auckland Art Gallery under the Will of the late Alexander Richardson Dickey Watson towards the Cost of the Provision of a Group of Statuary in Albert Park, Auckland. Title.
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- WHEREAS the Auckland City Council has heretofore in pursuance of section fifty-six of the Auckland and Suburban Drainage Act, 1908, levied a drainage rate within the City of Auckland for the purpose of paying Preamble.
- 15

the said Council's contribution to the said Board, and in the future may continue to levy such drainage rate or may pay its said contribution out of the proceeds of a general rate as authorized by the above-mentioned section fifty-six: And whereas the said Council also levies water rates on properties within the City of Auckland: And whereas there are many properties in the City of Auckland with buildings erected thereon which cannot conveniently be connected to any public drain or sewer, and it is considered inequitable that such properties should be fully rated in respect of water-supply and drainage, and it is desirable that the said Council should be authorized and empowered to grant remissions or refunds of rates in respect of such properties: And whereas the said Council desires to transfer, subject to the leases now affecting the same, the land described in the Schedule hereto (which land is adjacent to the site of the Auckland University College buildings and is held by the Corporation of the City of Auckland under the provisions of the Auckland Improvement (Albert Barrack Reserves) Act, 1872, and the Auckland Improvement Commissioners' Transfer of Powers Act, 1879) to the Auckland University College Council for the purposes of extension of the site of the college buildings, subject to the reservation to the said Corporation of the benefit of the income arising from the said land until the same is utilized for the erection of buildings for college purposes: And whereas it is desirable that the said Corporation should be empowered to transfer the said land as aforesaid: And whereas under the last will and testament of the late Alexander Richardson Dickey Watson who died on the fifth day of October, nineteen hundred and seventeen, and probate of whose will was granted by the Supreme Court of New Zealand at Auckland on the twelfth day of November, nineteen hundred and seventeen, the Auckland City Council became entitled to a one twenty-sixth share in the residuary estate of the said deceased to be set apart in or towards the purchase of public statuary for the City of Auckland: And whereas the said Council under such will did also become entitled to a further one twenty-sixth share in such residuary estate

as the controlling body of the Auckland Art Gallery:
And whereas the said Council desires to erect a group
of statuary in Albert Park, Auckland, but the moneys
received by it under the said will and thereby directed
5 to be set apart in or towards the purchase of public
statuary for the City of Auckland are insufficient to
enable such erection to be made: And whereas it is
desirable that the said Council should be empowered
to utilize for the purpose of erecting the said group of
10 statuary such part of the moneys received by it under
the said will, as controlling body of the Auckland Art
Gallery, as may be requisite to make up a sufficient
sum to pay for the said group of statuary:

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

1. This Act may be cited as the Auckland City Short Title.
Empowering Act, 1939.

2. The Auckland City Council (hereinafter referred
20 to as the City Council) may, if it thinks fit, from time
to time refund or remit the drainage rates and any
part of the water rates made and levied by it for the
year commencing on the first day of June, nineteen
hundred and thirty-eight, or which may be made
25 and levied by it for any subsequent rating year and
which may be paid or payable by any ratepayer in
respect of any property situate in the City of Auckland
on which a building is erected and which has not
been, and in the opinion of the City Council cannot
30 conveniently be, connected with the drainage system of
the city.

3. In respect of any year for which the City Council
may meet the contribution payable by it to the
Auckland and Suburban Drainage Board pursuant to
35 the provisions of the Auckland and Suburban Drainage
Act, 1908, or any then subsisting statutory modification
thereof, out of its ordinary revenue or funds in lieu
of striking a separate drainage rate to provide for the
same, the power to refund or remit drainage rates
40 hereinbefore conferred shall be deemed to extend and
be applicable to such portion of the general rate levied
by the City Council for that year as the City Council

Authorizing
Auckland City
Council to
remit drainage
and water
rates in
certain cases.

Power to
remit portion
of general
rate when no
separate
drainage rate
struck.

may determine to be equivalent to the drainage rate which would have been levied had such contribution been provided for by a separate drainage rate.

Power to transfer land to Auckland University College Council.

4. The Corporation of the City of Auckland is hereby empowered to transfer to the Auckland University College Council the land described in the Schedule hereto, to be held by the said Auckland University College Council for the purposes of the Auckland University College free of any statutory trust imposed upon the said land and subject to such conditions, reservations, and limitations as the City Council may fix by resolution passed upon or prior to the execution by it of the instrument of transfer thereof. 5 10

Power to apply Watson Art Gallery bequest towards provision of statuary group.

5. (1) The City Council is hereby empowered to expend such part as it may think fit of the moneys received by it under the will of Alexander Richardson Dickey Watson, deceased, as controlling body of the Auckland Art Gallery, towards the cost of providing and erecting a group of statuary in Albert Park in the City of Auckland. 15 20

(2) The said group of statuary shall be known as the "Watson Bequest Group," and shall have inscribed thereon on the eastern face the figures 1840-1940 and on the western face the words— 25

Watson Bequest

This Gift to the Citizens of Auckland
was made by
Alexander Richardson Dickey Watson
who was born in and for many years was
a Resident of this City. 30

Schedule.

SCHEDULE.

ALL those pieces or parcels of land, being Allotments 3 to 10 (inclusive) of Subsection 2 of Section 13 of the City of Auckland, which said pieces of land are comprised in Volume 5, folios 19 to 26 (inclusive), of the Provisional Register Book in the Land Transfer Office at Auckland: as the same are shown coloured pink on a plan deposited in the office of the Chief Surveyor, Auckland, numbered 30409.