

Mr. Joyce.

BLUFF HARBOUR WATERWORKS.

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A BILL INTITULED

AN ACT to authorize the Bluff Harbour Board to construct Waterworks, and to enable the Bluff Harbour Board to take, divert, and impound the Water flowing into Section Eight, Block One, Campbelltown Hundred, at a Point on the Boundary-line between Sections Seven and Eight of said Block One, said Point being Fifty-one Chains from the South-east Corner of the Government Township of Campbelltown; to construct one or more Reservoirs on Section Eight of said Block One; to lay down, construct, and maintain Channels and Pipes from such Lands to the Lands of the Bluff Harbour Board, near Campbelltown, for the Purpose of supplying the Shipping with Fresh Water, and other the Convenience of the Port of Bluff Harbour; and to take certain Lands for the above Purposes.

WHEREAS it is expedient to authorize the corporation of the Bluff Harbour Board to construct waterworks, and to enable them to take, divert, and impound the whole of the water flowing into Section eight, Block one, Campbelltown Hundred, at a point on the boundary-line between Sections seven and eight of said Block one, said point being fifty-one chains from the south-east corner of the Government Township of Campbelltown, and of taking such portion of private lands in the Campbelltown Hundred as may be found necessary for the purpose of forming reservoirs and channels, or laying pipes, to convey the water from such reservoirs to the Port of Bluff Harbour, for the purpose of providing a supply of water for the use of the shipping: And whereas it is expedient that the said corporation should be empowered to acquire the freehold in possession of the lands hereinafter mentioned, for the purpose of using the same as a catchwater or gathering-ground, giving to the respective riparian proprietors and the respective owners of such freehold due compensation therefor:

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. The Short Title of this Act is “The Bluff Harbour Waterworks Act, 1882.” 5
- Interpretation.** 2. In this Act, if not inconsistent with the context,—
 Words imputing the singular number only include the plural number, and words imputing the plural number only include the singular number :
 Words imputing the masculine gender include females : 10
 The expression “the corporation” or “the said corporation” means the corporation of the Bluff Harbour Board :
 The expression “port” or “said port” means the port of the Bluff Harbour.
- Corporation of the Bluff Harbour Board authorized to construct reservoirs for supply of water for shipping.** 3. The said corporation are hereby authorized to form and construct, or cause and procure to be formed or constructed, all such reservoirs, cisterns, tanks, aqueducts, drains, cuts, races, sluices, mains, pipes, plant, weirs, engines, and other works and appliances, as they may find necessary to provide a supply of fresh water for the use of the shipping of the said port. 15 20
- Corporation may divert water.** 4. The said corporation are hereby empowered to take, divert, and impound the whole of the water flowing into Section eight, Block one, Campbelltown Hundred, at a point on the boundary-line between Sections seven and eight of said Block one, said point being fifty-one chains from the south-east corner of the Government Township of Campbelltown, in such manner as to the said corporation shall seem expedient, for the purpose of securing a supply of fresh water for the use and benefit of the shipping of the said Port of Bluff Harbour. 25
- Corporation shall compensate riparian proprietors.** 5. The said corporation shall make compensation in money to the riparian proprietors whose respective rights shall be extinguished, abridged, interfered with, or otherwise prejudicially affected by the exercise of the power hereinbefore given to the said corporation to take, divert, and impound the water aforesaid, such compensation in money to be ascertained as hereinafter mentioned. 30
- Notice to be given of intention to divert water.** 6. Before proceeding to exercise the said power hereinbefore given to take, divert, and impound the aforesaid water or any part thereof respectively, the Bluff Harbour Board shall cause a notice in writing to be given to each of the riparian proprietors: Provided always that such notice may be given by serving the same personally upon, or by leaving the same at the last-known place of business or abode of, the riparian proprietors respectively, or, if the place of business or abode of such riparian proprietors be not known, by publishing the same twice in some newspaper circulating in the Town of Invercargill. 35 40
- Ascertainment of amount of compensation.** 7. After service of a notice or notices as last-mentioned shall have been made, the said corporation shall, with all convenient speed, proceed to ascertain the amount of such money-compensation as aforesaid, in manner set forth in “The Public Works Act, 1876,” or as near thereto, *mutatis mutandis*, as may be, which said Act, for that and other purposes, shall, so far as the same may be applicable to and not inconsistent with the provisions of this Act, be deemed to be incorporated with and form part of this Act: Provided also that, imme- 45 50

diately from and after giving such notice as aforesaid, the rights of all and singular the said riparian proprietors shall thenceforth and for ever be effectually extinguished.

8. The said corporation are hereby empowered from time to time to make such regulations as they shall think proper for preventing water in or from the said waterworks from being wasted by and for preventing any persons whomsoever from interfering with or destroying or damaging any of the reservoirs, sluices, races, aqueducts, pipes, works, or appliances which shall belong or appertain to or be used by the said corporation in connection with the said waterworks: And it is hereby declared that any person who shall wilfully commit a breach of any of such regulations as aforesaid shall be liable to forfeit and pay to the said corporation any penalty not exceeding ten pounds, such penalty to be recoverable by the said corporation in a summary way under "The Justices of the Peace Act, 1866," or any Act or Acts amending the same as aforesaid: Provided always that no such regulations as aforesaid shall acquire any force until and unless the same shall have been first laid before the Governor in Council, and approved by him, by Proclamation, in the *New Zealand Gazette*: And it is hereby declared that the *New Zealand Gazette* containing any such regulations as aforesaid, purporting to have been made by the said corporation, and to have been approved by the Governor of New Zealand, shall be sufficient *prima facie* evidence that such regulations have been duly made and approved of in accordance with the provisions of this Act.
9. The said corporation are hereby empowered forthwith to take the lands described in the Schedule hereto for said works, in the manner provided by the Second Part of "The Public Works Act, 1876."

Regulations for prevention of waste of water and damage to works.

Land authorized to be taken by corporation.

SCHEDULE.

ALL that piece or parcel of land containing by admeasurement three acres three roods and twenty perches, more or less, being part of Section eight, Block one, Campbelltown Hundred, and situated three thousand seven hundred and sixty-two and three-tenths links distant from, and on a bearing of two hundred and twenty-eight degrees and five minutes from, the south-east corner of the Government Town of Campbelltown; thence two hundred and fifty-nine and five-tenths links, at a bearing of eighty-six degrees and twenty-two minutes; thence four hundred and ninety-eight and five-tenths links, at a bearing of one hundred and seventy-six degrees and two minutes; thence eight hundred and forty-two and seven-tenths links, at a bearing of two hundred and sixty-one degrees and twenty-eight minutes; thence six hundred and three and two-tenths links, at a bearing of sixteen degrees and twenty-two minutes; thence three hundred and seventy and nine-tenths links, at a bearing of eighty-six degrees and twenty-two minutes, to the point of commencement. Also a strip of land twelve links wide, for the purpose of laying down pipes thereon and obtaining access to the reservoir thereby, containing by admeasurement one rood and twenty-six perches, more or less, and the centre line of which is situated commencing at a point two hundred and seventy links from the north-east corner of the reservoir-land first above described; thence five hundred links, at a bearing of three hundred and sixty degrees; thence one thousand two hundred links, at a bearing of twenty-seven degrees and thirteen minutes; thence one thousand seven hundred links, at a bearing of fifty-seven degrees, to the boundary of the Town of Campbelltown.

Schedule.