

Mr B. G. Barclay

CHRISTCHURCH GAS AMENDMENT

[PRIVATE]

ANALYSIS

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A BILL INTITULED

An Act to amend the Christchurch Gas Act 1870

5 WHEREAS the Christchurch Gas Act 1870 (hereinafter referred to as the principal Act) does not contain a definition of the term "natural gas" and it is desirable to add such a definition: And whereas section 2 of the principal Act defined
10 the limits of the principal Act as extending to and including all that land lying within a radius of 5 miles from the market place in the city of Christchurch: And whereas the market place no longer exists and it is desirable to extend the limits
15 of the principal Act to include the said city of Christchurch and the area extending to and including all land lying within a radius of 25 miles from the Chief Post Office, Cathedral Square, in the city of Christchurch: And whereas it is desirable to replace the term "Resident Magistrate" with the words "Stipendiary Magistrate": And whereas it is desirable that section 17 of the principal Act should be

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amended to give a power to inspect all places and buildings supplied with gas: And whereas various penalties are provided in the principal Act and it is desirable to increase those penalties to amounts more appropriate to present circumstances and to add a provision that the imposition of a penalty under section 21 and section 22 of the principal Act shall not prevent the Christchurch Gas Coal and Coke Company Limited from recovering the value of gas wasted or lost or from recovering at law any other sum or sums which apart from those sections it would have been entitled to recover: And whereas it is desirable to make addition to section 31 of the principal Act to provide that bylaws shall not be repugnant not only to the principal Act but also to the Municipal Corporations Act 1954 and to the Counties Act 1956: And whereas section 37 of, and the Schedule to, the principal Act are no longer appropriate and it is desired to repeal the same:

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

1. Short Title—This Act may be cited as the Christchurch Gas Amendment Act 1971, and shall be read together with and deemed part of the Christchurch Gas Act 1870 (hereinafter referred to as the principal Act).

2. Interpretation—Section 2 of the principal Act is hereby amended—

(a) By adding the following definition:

“The word ‘gas’ shall include ‘natural gas’ within the meaning of the Natural Gas Corporation Act 1967.”:

(b) By omitting the words “Resident Magistrate”, and substituting the words “Stipendiary Magistrate”:

(c) By omitting, after the words “The limits of this Act”, the words “shall extend to and include all lands within a radius of five miles from the centre of the Market-place in the City of Christchurch”, and substituting the words “shall extend to and include an area lying within a radius of 25 miles from the Chief Post Office, Cathedral Square, in the city of Christchurch.”

3. Penalties—The principal Act is hereby further amended—

- (a) By omitting from section 9 the words “five pounds”, and substituting the expression “\$50”:
- 5 (b) By omitting from section 20 the words “five pounds”, and substituting the expression “\$50”; and by omitting from that section the words “forty shillings”, and substituting the expression “\$10”:
- 10 (c) By omitting from section 21 the words “five pounds”, and substituting the expression “\$50”; and by adding to that section the words “and shall also pay to the company the value of any gas wasted or lost”:
- 15 (d) By adding to section 21 the following proviso:
“Provided that this section shall not prevent the company from recovering at law any other sum or sums which apart from this section it would have been entitled to recover.”:
- 20 (e) By omitting from section 22 the words “ten pounds”, and substituting the expression “\$100”; and by adding to that section the words “and shall also pay to the company the value of any gas wasted or lost”:
- (f) By adding to section 22 the following proviso:
25 “Provided that this section shall not prevent the company from recovering at law any other sum or sums which apart from this section it would have been entitled to recover.”

4. Inspection—Section 17 of the principal Act is hereby amended by omitting the words “lighted with gas supplied”,
30 and substituting the words “supplied with gas”.

5. Bylaws—Section 31 of the principal Act is hereby amended by omitting the words “the Municipal Corporations Act 1867”, and substituting the words “the Municipal Corporations Act 1954 or to the Counties Act 1956”.

35 **6. Repeals**—Section 37 of, and the Schedule to, the principal Act are hereby repealed.

7. Private Act—This Act is hereby declared to be a private Act.