

CAVERSHAM, SOUTH DUNEDIN, AND ST. KILDA  
STREETS IMPROVEMENT.

ANALYSIS.

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A BILL INTITULED

Title.

5 AN Act to empower the Boroughs of Caversham, South Dunedin, and St. Kilda to widen and extend Streets in their respective Boroughs, and for these Purposes to borrow Money.

Preamble.

10 WHEREAS certain streets in the Boroughs of Caversham, South Dunedin, and St. Kilda are too narrow, and it is desirable that, for the purpose of widening the said streets and of extending them if necessary, special powers should be given to the said Boroughs of Caversham, South Dunedin, and St. Kilda respectively :

15 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 Caversham, South Dunedin, and St. Kilda Streets Improvement Act, 1883."

Interpretation.

2. In this Act, if not inconsistent with the context,—

20 "The Corporation of the Borough of Caversham" means the Corporation of the Mayor, Councillors, and Burgesses of the Borough of Caversham :

"The Corporation of the Borough of South Dunedin" means the Corporation of the Mayor, Councillors, and Burgesses of the Borough of South Dunedin :

25 "The Corporation of the Borough of St. Kilda" means the Corporation of the Mayor, Councillors, and Burgesses of the Borough of St. Kilda :

"Owner" of any property means the person for the time being entitled to the rack-rent thereof, or any person entitled to a beneficial interest therein, either in possession or reversion :

30 "A notice" required by this Act to be given to any person means a notice in writing, either delivered to him personally or to his agent, or left at his usual or last known place of abode or business.

2 *Caversham, South Dunedin, and St. Kilda Streets Improvement.*

Corporation of Caversham may widen certain streets.

3. The Corporation of the Borough of Caversham shall have power to widen all or any of the streets described in the *First* Schedule hereto, or a part or parts of any of such streets, from time to time: Provided that such streets when widened shall not have a greater width than sixty-six feet, measured at right angles to the course of the street, available for the ordinary traffic of vehicles and passengers, and to extend the street called Wilkie Road to the Hillside Road in manner described in the said *First* Schedule. 5

And may appropriate money for this purpose.

4. For the purpose of effectuating the powers conferred on it by the last clause, it shall be lawful for the said Corporation of Caversham to appropriate any sum or sums of money heretofore borrowed or authorized to be borrowed for the purpose of widening the streets of the said borough. 10

Corporation of South Dunedin may widen certain streets.

5. The Corporation of the Borough of South Dunedin shall have power to widen all or any of the streets described in the *Second* Schedule hereto, or a part or parts of any of such streets, from time to time: Provided that such streets when widened shall not have a greater width than sixty-six feet available for the ordinary traffic of vehicles and passengers, measured at right angles to the course of the street. 15

Corporation of St. Kilda may widen certain street

6. The Corporation of the Borough of St. Kilda shall have power to widen all or any of the streets described in the *Third* Schedule hereto, or a part or parts of any such streets, from time to time: Provided that such streets when widened shall not have a greater width than sixty-six feet available for the ordinary traffic of vehicles and passengers, measured as aforesaid. 20

Power to take land.

7. The Corporations of the Boroughs of Caversham, South Dunedin, and St. Kilda respectively shall have power to take any land within their respective boroughs for the purposes of this Act: Provided always that the owners of the said land shall be entitled to full compensation therefor, such compensation to be assessed in the manner provided by "The Public Works Act, 1882," or any statutory amendment thereof. 25

Certain sections of "The Public Works Act, 1882," to apply.

8. Sections thirteen, fourteen, seventeen, eighteen, and nineteen of "The Public Works Act, 1882," shall apply to land taken under this Act. 35

Notice to be given to owners of land before entering on it.

9. The said respective Corporations shall, before entering on any of the said land for widening the said streets, give notice to the owner or owners of the said land that they desire to take such land, and on such notice being given the Corporation shall be deemed to have elected to purchase the said land. 40

Separate rate.

10. The areas or sections having a frontage to the streets specified in the said *First*, *Second*, and *Third* Schedules shall be respectively rated by the Corporations of the respective boroughs in which the said areas or sections are situate for the repayment of the interest and sinking funds for the part of the loans raised for the purposes of carrying out this Act, and each such rate shall be deemed a "separate rate" within the meaning of "The Municipal Corporations Act, 1876." 45

Boundary streets.

11. If any street or streets authorized to be widened by this Act form a boundary between any two of the before-mentioned boroughs, such two boroughs shall bear the costs and expenses of widening such boundary, street, or streets between them in equal shares. 50

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12. The said Corporations may respectively pass resolutions to raise and borrow, on the security of such separate rates, such sum or sums of money as may be necessary for the purpose of carrying into effect the provisions of this Act; but any such resolution shall not be acted upon until a vote of the ratepayers within the areas rated shall have been taken, and if the number of votes given for any proposal to borrow exceeds the number given against it the resolution in favour of the proposal to borrow shall be deemed to be carried, and the Council shall proceed with the proposal accordingly, but if there is not such a majority in favour of the proposal the resolution shall be deemed to be rejected, and the Council shall not proceed.

Power to borrow.

13. Such poll shall be taken in the same manner as polls on special loans are prescribed to be taken by section one hundred and forty-two of "The Municipal Corporations Act, 1876."

As to taking polls on special loans.

14. The Mayor shall forthwith, after the result of such poll shall have been declared, give public notice of the number of votes recorded for and against the proposal to borrow and raise money as aforesaid, and such notice shall be deemed to be conclusive evidence that such proposal has been carried or rejected, as the case may be.

Notice to be given of result of poll.

## SCHEDULES.

Schedules.

### FIRST SCHEDULE.

CAVERSHAM Valley Road to be widened from Main South Road to Industrial School; Main South Road to be widened from railway bridge to Forbury Road; Forbury Road to be widened from Main South Road to the Ocean Beach, part of the Forbury Road forming the boundary between South Dunedin and Caversham, and another part also forming the boundary between St. Kilda and Caversham; David Street to be widened from Main South Road to Forbury Road; Cargill Road to be widened from Anderson's Bay Road to Forbury Road, being the boundary between South Dunedin and Caversham; Glen Road to be widened from Main South Road to the boundary of the borough of Mornington; Wilkie Road to be extended from its present terminus to the Hillside Road; Hillside Road to be widened from Park Street, Kensington, to Cargill Road; Bay View Road to be widened throughout that portion of it which forms the boundary between the Boroughs of St. Kilda and Caversham.

### SECOND SCHEDULE.

THE following streets in the Borough of South Dunedin to be widened throughout their entire length: In the East Ward of the said borough—Braemar Street, Waverley Street, Broughton Street, Rankeillor Street, Argyle Street, Sydney Street, Adelaide Street, Ross Street, Regent Street, Melbourne Street, Oxford Street, Jones Street, Cashel Street, George Street, Thomas Street. In the South Ward of the said borough—Vogel Street, Fox Street, Hall Street, Stafford Street, Gisborne Street, Dick Street. In the North Ward of the said borough—Maria Street, Reid Street, Cutten Street, Duncan Street, Bradshaw Street, Brunswick Street, Nelson Street, Richmond Street, Surrey Street, Richmond Road, Cross Street, Nicholson Street, Bathgate Street, Osmond Street, William Street, Russell Street.

The following streets or roads in the said Borough of South Dunedin to be widened as follows: Cargill Road, being the boundary between South Dunedin and Caversham, to be widened from Anderson's Bay Road to Forbury Road; Main or Hillside Road, from Cargill Road to Bay View Road; Macandrew Road, from Anderson's Bay Road to Forbury Road, part of Macandrew Road being the boundary between South Dunedin and Caversham; Bay View Road, that portion of this road which forms the boundary between South Dunedin and St. Kilda.

### THIRD SCHEDULE.

THE following streets in the said Borough of St. Kilda to be widened: Bay View Road, that portion of it which forms the boundary between the Boroughs of South Dunedin and St. Kilda, and also that portion of it which forms the boundary between the Boroughs of St. Kilda and Caversham; Prince Albert Street, from the Bay View Road to the Ocean Beach.