

[AS REPORTED FROM THE LOCAL BILLS COMMITTEE.]
House of Representatives, 22nd November, 1932.

Mr. McCombs.

CHRISTCHURCH TRAMWAY DISTRICT
AMENDMENT.

[LOCAL BILL.]

ANALYSIS.

Title.	6. Section 3 of Christchurch Tramway District Amendment Act, 1927, amended.
1. Short Title.	7. Authorizing Board to expend moneys in placing before public its views on proposals to be submitted to polls.
2. Section 57 of principal Act amended.	8. Separate accounts to receive credit for induced traffic.
3. Section 2 of Christchurch Tramway District Amendment Act, 1926, amended.	9. Provisions applicable on raising loans under paragraph (b) of section 17 of Local Bodies Loans Act, 1926.
4. Ratepayer qualification of one spouse deemed to be possessed by other spouse for purposes of poll under section 2, Christchurch Tramway District Amendment Act, 1926.	10. Trackless trolley-omnibus services.
5. Local Government Loans Board to take into consideration provisions as to Renewal Account.	11. Authorizing contribution by Board towards construction of roads for trackless trolley-omnibus in lieu of payment of heavy-traffic fees

A BILL INTITULED

AN ACT to amend the Christchurch Tramway District Title.
Act, 1920.

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

1. This Act may be cited as the Christchurch Tramway District Amendment Act, 1932, and shall be read together with and deemed part of the Christchurch Tramway District Act, 1920 (hereinafter referred to as the principal Act).

No. 8—2.

Section 57 of principal Act amended.

2. Section fifty-seven of the principal Act is hereby amended by omitting the words "fifty thousand pounds", and substituting the words "twenty-five thousand pounds".

Section 2 of Christchurch Tramway District Amendment Act, 1926, amended.

3. (1) Section two of the Christchurch Tramway District Amendment Act, 1926, is hereby amended by deleting the words "the period of four weeks fixed by subclause one of the said clause thirteen shall be extended to eight weeks, and that" in the first proviso to subsection three, and also by substituting for the words "for at least twenty-eight days within the said period of eight weeks" in that proviso the words "throughout for the period of four weeks fixed by subclause one of the said clause thirteen".

(2) Section two of the Christchurch Tramway District Amendment Act, 1926, is hereby further amended by repealing the second proviso to subsection three, and substituting the following :—

" Provided further that the provision of subclause two of the said clause thirteen requiring the day on which the votes of the ratepayers are to be taken, if a poll is demanded, to be not more than twenty-one clear days after the delivery of the demand shall not apply."

Ratepayer qualification of one spouse deemed to be possessed by other spouse for purposes of poll under section 2, Christchurch Tramway District Amendment Act, 1926.

4. For the purposes of any poll taken under the provisions of section two of the Christchurch Tramway District Amendment Act, 1926, a qualification as ratepayer possessed by either husband or wife shall be deemed to be possessed by each of them.

Local Government Loans Board to take into consideration provisions as to Renewal Account.

5. Section two of the Christchurch Tramway District Amendment Act, 1927, is hereby amended by adding thereto the following subsection *inserting after subsection five the following new subsection* :—

" (5A) The Local Government Loans Board, in considering the rate of sinking fund to be fixed for the redemption of any loan to be raised by the Board, shall take into consideration the obligation of the Board under this section."

Section 3 of Christchurch Tramway District Amendment Act, 1927, amended.

6. In order to remove a doubt as to the meaning of section three of the Christchurch Tramway District Amendment Act, 1927, such section is hereby amended by substituting for the words "tramway trackless trolley or motor-omnibus service under the Motor-omnibus Traffic Act, 1926, or any amendment thereof" in lines

three and four, the words " tramway service or a trackless trolley service, or a motor-omnibus service "; and also by

Struck out.

5 inserting in line nineteen the word " the " before the word " tramway " and a comma after such word " tramway ".

New.

10 substituting for the words " If the revenue from any tramway trackless trolley or motor-omnibus service " the words " If the revenue from any such service as aforesaid ".

15 7. The Board may, out of its General Account, expend moneys a sum not exceeding one hundred pounds in placing before the ratepayers and the public by advertisement, circular, or otherwise any other means previously approved in writing by the Minister its views on any question to be submitted to a poll of the ratepayers of the district or any part of the district.

Authorizing Board to expend moneys in placing before public its views on proposals to be submitted to polls.

20 8. (1) The separate account of any tramway, trackless tram, or motor-omnibus service in respect of which a separate account is kept, shall be credited, from time to time, with a sum, determined by the Board from time to time at its discretion, representing such proportion as the Board deems proper of the profit on traffic carried in either direction on any other service in direct connection with which the first-named service is run as a feeder, in so far as such traffic is induced by the running of the first named service.

Separate accounts to receive credit for induced traffic.

30 (2) Services shall be deemed to be directly connected where a passenger on the feeder service and the other service in one journey may travel on both services without any change of car, except the change between the feeder service and the other service.

35 9. (1) In raising any special loan under the provisions of paragraph (b) of section seventeen of the Local Bodies' Loans Act, 1926, the Board may, if it thinks fit, appropriate and pledge as security for the repayment of such loan and the interest thereon the whole of the work, land, 40 buildings, undertaking, other property, or revenue of the Board, and also a special rate for interest and sinking fund made and levied over the whole of the Christchurch Tramway District, notwithstanding that the original special loans may have been raised for the benefit of

Provisions applicable on raising loans under paragraph (b) of section 17 of Local Bodies' Loans Act, 1926.

part or parts only of the said district, and repayment thereof have been secured over part only of the Board's work, land, buildings, undertaking, other property, or revenue, and by a special rate made and levied over part or parts only of the said district :

5
 Provided that nothing in the foregoing shall apply to any special loan to be raised to pay off the whole or any part of the special loan authorized by ratepayers on the twenty-eighth day of April, nineteen hundred and fifteen, repayment of which is secured by a special rate for interest 10
 and sinking fund made and levied over the Sumner Causeway Special-rating Area, or the special loan authorized by the Board on the twenty-second day of September, nineteen hundred and thirty, repayment of which is secured by a special rate for interest and sinking 15
 fund made and levied over the New Brighton Bridge Special-rating Area, but rateable property in the said Sumner Causeway Special-rating Area and the New Brighton Bridge Special-rating Area shall remain solely liable to the respective special rates referred to in this 20
 proviso as well as being liable to any special rate made and levied over the whole of the Christchurch Tramway District :

Provided further that a special rate under this section shall not be made and levied over any area the rateable 25
 property within which is liable to a special rate in respect of a loan previously raised under section three of the Christchurch Tramway District Amendment Act, 1927.

(2) Where any property, assets, or revenues of the Board were pledged as security for a special loan, and 30
 such loan is paid off by raising a special loan under paragraph (b) of section seventeen of the Local Bodies' Loans Act, 1926, the special loan so raised shall rank as a security over the said property, assets, or revenues with the same 35
 priority as the original loan had as regards any other charges over the said property, assets, or revenues.

Trackless trolley-
 omnibus
 services.

10. (1) The Board shall not operate any trackless tram or trackless trolley-omnibus service, save pursuant to an Order in Council granted under the provisions of the Tramways Act, 1908, and the provisions of such Act 40
 shall, *mutatis mutandis*, apply to such services.

(2) Any trackless tram or trackless trolley-omnibus service so authorized shall be deemed to be a tramway service, and the vehicles used in such service shall be

deemed to be tramway carriages, and shall not come within the definition of "motor-vehicle" or "passenger-service vehicle" in any Act :

5 Provided that the Board shall be liable to pay in respect of such vehicles such heavy traffic fees as would be payable if such vehicles were motor-vehicles subject to the payment of an annual license fee.

New.

10 Provided further that an electric-tram driver's certificate issued under section two of the Tramways Amendment Act, 1910, shall not authorize the holder to drive a trackless tram or trackless trolley-omnibus unless the certificate so states; and the Board of
15 Examiners may, after examination of the applicant, issue electric-tram drivers' certificates so stating, or may endorse any existing certificate to authorize the holder accordingly.

Struck out

20 11. (1) Where the Board removes any tramway-line, in accordance with authority obtained by it either before or after the passing of this Act, and runs trackless trams or trackless trolley-omnibuses in place of the service by tramcars, the Board may, if it appears that the road, if
25 restored to the condition in which it was before the tramway-line was laid, will not be suitable for use by such vehicles, agree with the local authority or local authorities having control of the road to contribute such sum as may be agreed upon towards the construction or reconstruction of the road in manner suitable for the use
30 of such vehicles.

35 (2) Where such sum is paid by the Board under any such agreement the Board shall be relieved of payment of all heavy-traffic fees thereafter due under any statute or other provision in respect of the trackless trams or trackless trolley-omnibuses used on such road, until the amount that would otherwise have been payable as such heavy-traffic fees shall equal the sum paid by the Board under such agreement.

Authorizing contribution by Board towards construction of roads for trackless trolley-omnibus in lieu of payment of heavy-traffic fees.