

Hon. Mr. Downie Stewart.

DUNEDIN CITY CORPORATION EMPOWERING.

[LOCAL BILL.]

ANALYSIS.

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A BILL INTITULED

AN ACT to enable the Corporation of the Mayor, Councillors, and Citizens of the City of Dunedin to raise the Height of a Dam or Weir in the Waipori River for the Purpose of impounding the Water of the River for generating and supplying Electricity.

WHEREAS by the Dunedin City Corporation Empowering Act, 1920, the said Corporation is thereby empowered to construct and erect, in accordance with the plan deposited in the office of the Public Works Department at Wellington as number 49402, a dam or weir across the Waipori River at a point in such river shown on the said plan : And whereas the said Corporation is desirous of raising the height of such dam or weir :

BE IT THEREFORE 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 Dunedin City Corporation Empowering Act, 1924.

2. The said Corporation is hereby empowered to raise the height of the said dam or weir to one hundred and ten feet above the bed of the said river, as shown on the plan deposited in the office of the Public Works Department at Wellington as number , and at all times thereafter to maintain the said dam or weir, and to impound, collect, divert, and take away for its absolute use and benefit all the waters in the Waipori River for the purpose of generating electricity and supplying the same as motive power and for lighting and for any purpose whatsoever.

3. All officers, workmen, and others employed by the said Corporation may at all times hereafter, in accordance with and subject to the provisions of the Public Works Act, 1908, enter on any land, with or without horses or vehicles, for the purpose of constructing or

erecting the works hereinbefore referred to and of examining and repairing the said dam or weir.

Saving existing mining privileges. Compensation for rights injuriously affected.

4. Nothing in this Act shall be deemed to take away, abridge, or interfere with any mining privilege held at the commencement of this Act; and every person having any estate or interest in any land or mining privilege who is injuriously affected by or suffers any damage from or by reason of the exercise of the powers by this Act conferred upon the said Corporation shall be entitled to full compensation for the same, to be ascertained in manner provided by the Public Works Act, 1908, the provisions whereof shall in all respects apply to any claim against the said Corporation, except that for the purpose of any such claim section thirty-seven of the said Act shall be read as if the words "three years" were contained therein in lieu of the words "twelve months"; provided that no claim for compensation may be made in respect of any mining privilege granted after the commencement of this Act. 5 10 15

Protection of mining privileges acquired by Corporation.

5. The rights conferred on the said Corporation by the mining privileges now or hereafter acquired or held by or otherwise vested in the said Corporation shall not, nor shall such mining privileges, be liable to loss of priority, cancellation, forfeiture, or surrender under or by virtue of the mining laws of New Zealand or otherwise; and all licenses for water-races now or hereafter acquired or held by or otherwise vested in the said Corporation shall, notwithstanding the expiry of the terms thereof, respectively continue in force in all respects as if the same had been granted in perpetuity. 20 25

Hydraulic sluicing and elevating or dredging for gold in Waipori River to cease after five years.

6 (1.) From and after the expiration of five years from the passing of this Act it shall not be lawful for any person or body corporate to engage in or carry on hydraulic sluicing for gold, hydraulic elevating for gold, or dredging for gold in, over, or upon the Waipori River or any of its tributaries or the watersheds thereof respectively. 30

(2.) This section shall be read subject to the provisions of section *four* hereof.