

Mr. Munro

DUNEDIN CITY EMPOWERING

[LOCAL BILL]

ANALYSIS

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A BILL INTITULED

AN ACT to amend the Dunedin City Corporation Title.
Empowering Act, 1924.

WHEREAS by the Dunedin City Corporation Preamble.
5 Empowering Act, 1920, the Corporation of the
City of Dunedin was 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
10 across the Waipori River at a point in such river
shown on the said plan: And whereas by the Dunedin
City Corporation Empowering Act, 1924, the said Cor-
poration was empowered to raise the height of the
said dam or weir to one hundred and ten feet above
15 the bed of the said river as shown on the plan deposited
in the office of the Public Works Department at Wel-
lington as Number 60375, and at all times to maintain
the said dam or weir and to impound, collect, divert,
and take away for its absolute use and benefit all the
20 waters in the Waipori River for the purpose of gene-
rating electricity and supplying the same as motive
power and for lighting and for any other purpose
whatsoever: And whereas the Corporation is desirous

of raising the height of the said dam or weir by an additional three feet, and it is expedient to confer on the said Corporation additional power to that end:

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:— 5

Short Title.

1. This Act may be cited as the Dunedin City Corporation Empowering Amendment Act, 1944, and shall be read together with and deemed part of the Dunedin City Corporation Empowering Act, 1924 (hereinafter referred to as the principal Act). 10

Interpretation.

2. In this Act, unless the context otherwise requires,—

“The said Corporation” means the Corporation of the City of Dunedin: 15

“The said dam or weir” means the dam or weir referred to in the preambles to the principal Act and this Act.

Corporation empowered to raise height of dam on Waipori River.

3. (1) The said Corporation is hereby empowered to raise the height of the said dam or weir to one hundred and thirteen 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 118337, in lieu of the maximum height of one hundred and ten feet authorized by paragraph one of section three of the principal Act. 20 25

2. The raising of the said dam or weir shall be carried out in accordance with detail working drawings and specifications to be submitted by the said Corporation, and approved by the Minister of Works. 30

Provisions of principal Act to apply to this Act.

4. The provisions of the principal Act shall, *mutatis mutandis*, apply to the exercise by the said Corporation of the powers conferred by this Act:

Provided that no person who has already received compensation from the said Corporation in respect of the exercise or contemplated exercise of the powers conferred upon it by the principal Act, or any of them, shall be entitled to further compensation under this Act save in respect of any cause of action arising by reason of the additional increase in height of the said dam or weir from one hundred and ten feet to one hundred and thirteen feet authorized by this Act. 35 40