

[AS REPORTED FROM THE LOCAL BILLS COMMITTEE, HOUSE OF REPRESENTATIVES, 18TH JULY, 1900.]

Hon. Mr. Carroll.

GISBORNE HARBOUR BOARD FURTHER EMPOWERING.

[LOCAL BILL.]

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A BILL INTITULED

AN ACT to further amend "The Gisborne Harbour Act, 1884," and the several Amendments thereof. Title.

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

1. The Short Title of this Act is "The Gisborne Harbour Board Further Empowering Act, 1900." Short Title.

2. This Act shall be deemed to be a special Act within the meaning of "The Harbours Act, 1878," which Act is hereby incorporated in this Act. Incorporation of previous Acts.

3. In this Act the expression "the Board" means "the Gisborne Harbour Board," and "the said Acts" means "The Gisborne Harbour Board Act, 1884," and includes the several amendments thereof respectively. Interpretation.

4. Notwithstanding anything in the said Acts or in any of them contained to the contrary, it shall be lawful for the Public Trustee, and he is hereby authorised and directed, to pay to the Board out of the unexpended balance of loan-money with the accrued interest thereon now vested in him under the provisions of the said Acts the sum of twenty thousand pounds: Provided that— Public Trustee authorised to pay Board the unexpended balance of loan-money.

(1.) The said sum of twenty thousand pounds shall be deemed to be in addition to the sum authorised to be advanced by the Harbour Board out of loan account to pay off overdraft by section five of "The Gisborne Harbour Act 1884 Amendment Act, 1887," and also to be in addition to the sum of forty thousand pounds, provision for which was made by section three of "The Gisborne Harbour No. 61—2. Proviso.

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Board Act 1884 Amendment Act, 1888," and also to be in addition to the sum of fifteen thousand pounds paid to the Board by the Public Trustee in pursuance of the power conferred upon him by "The Gisborne Harbour Board Empowering Act, 1896"; and that 5

(2.) Charges for interest and sinking fund thereon shall be chargeable only as in the case of the sum of forty thousand pounds previously authorised against the special district constituted under "The Gisborne Harbour Act 1884 Amendment Act, 1888." 10

Repeal.

5. The words "clause five of 'The Gisborne Harbour Board Act 1884 Amendment Act, 1887,'" contained in section four of "The Gisborne Harbour Board Empowering Act, 1896," shall be struck out, and the words "clause three of 'The Gisborne Harbour Act 1884 Amendment Act, 1888,'" shall be inserted in lieu thereof. 15

Authority to purchase dredge.

6. It shall be lawful and the Board is hereby authorised and empowered to expend the sum of ten thousand pounds out of the said sum of twenty thousand pounds in the purchase of a dredger for use in and about the harbour works at Gisborne, and any provisional or other contract heretofore entered into by the Board for the purchase of such a dredger is hereby validated. 20

Board empowered to expend money on the harbour and works.

7. It shall be lawful and the Board is hereby further empowered and authorised to expend the balance of the said sum of twenty thousand pounds in dredging the harbour and in the maintenance of the dredging plant; and in the extension of and repairs to the wharves at Gisborne; and in repairing and keeping in proper repair the harbour works already constructed by the Board; and also in repairing and extending towards the sea the western groin of the said works heretofore or hereafter to be duly authorised to be constructed, such sum to be in such proportions as the Board shall think fit. 25 30

Time of payment by Public Trustee to Board.

8. The said sum of twenty thousand pounds shall be paid by the Public Trustee to the Board in such amounts as the Board may from time to time require.

Repeal.

9. The proviso to section three of "The Gisborne Harbour Act 1884 Amendment Act, 1890," is hereby repealed. 35

Further repeal.

10. Section six of "The Gisborne Harbour Act 1884 Amendment Act, 1894" and section two of "The Gisborne Harbour Act 1884 Amendment Act, 1890" are hereby repealed.

Refund of instalments.

11. The period of years provided by section five of "The Gisborne Harbour Act 1884 Amendment Act, 1887," for refund of the said annual instalments of one thousand and eighty-three pounds eight shillings and two pence, so far as it is unexpired shall be intercepted and shall not be deemed to run or to have run since the payment of the second instalment until the balance of loan money now vested in the Public Trustee is expended on the harbour works or the year commencing the first day of November, one thousand nine hundred and fifteen, whichever shall first happen, and it shall not be incumbent upon the Board until such expenditure of balance of loan money now vested as aforesaid or the first day of November, one thousand nine hundred and fifteen, as the case may be, to refund any such instalment. 40 45 50

12. The funds vested in the Public Trustee under the provisions of the said Acts for the purposes of investment of such funds shall be and be deemed to have been part of "the common fund" within the meaning of "The Public Trust Office Consolidation Act, 1894" and the amendments thereof.

Funds vested in
Public Trustee,
Definition of.

Struck out.

13. The words "one half" where used in subsection one of section four of "The Gisborne Harbour Act 1884 Amendment Act, 1894," shall be struck out, and the words "three-fifths" shall be inserted in lieu thereof.