

Hon. Mr. Hall-Jones.

HARBOUR BOARDS.

ANALYSIS.

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| <ul style="list-style-type: none"> Title. 1. Short Title. 2. Constitution of Harbour Boards. 3. Apportionment of members. 4. Electors. Qualification of members. 5. Election of members. 6. Term of office. 7. Existing members. | <ul style="list-style-type: none"> 8. Vacancies. 9. Board may act notwithstanding vacancies.
Quorum. 10. Election of Chairman. 11. Governor may extend Schedule. 12. Repeals.
Schedules. |
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A BILL INTITULED

AN ACT to make Better Provision for the Election of Members of Harbour Boards. 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 Harbour Boards Act, 1903"; and it shall form part of and be read together with "The Harbours Act, 1878" (hereinafter referred to as "the principal Act"). Short Title.
- 10 2. The several Harbour Boards mentioned in the first column of the *First* Schedule hereto shall consist of such number of persons (not being less than seven nor more than fifteen) as the Governor in Council from time to time determines. Constitution of Harbour Boards.
- 15 3. (1.) Representation on the Board shall be granted to the districts or parts of districts mentioned in the second column of the said Schedule (hereinafter referred to as "constituent districts") in such manner as the Governor by Order in Council determines. Apportionment of members.
- 20 (2.) Such Order shall be made during the month of December next, and thereafter during the same month in every alternate year.
- (3.) It shall not be necessary to grant a representative to each constituent district, but such districts may be grouped and return a member or members for the group.
- 25 4. (1.) Every person entitled to vote at the election of a member of the local authority of a constituent district shall be an elector under this Act, and shall have one vote and no more : Electors.
- 30 Provided that where a constituent district is a part only of any borough, county, road district, or town district such persons only whose qualification to vote at an election of members of the local authority arises within the harbour district shall be electors under this Act.

Qualification of members.

(2.) Every elector under this Act shall be eligible for election as a member of the Board.

Election of members.

5. Every member of the Board shall be elected by the electors of the district or group of districts he represents in the same manner and on the same day as members of the local authority for such district or districts are elected : 5

Provided that, in the case of any group of districts the members of the local authorities for which are not all elected on the same day, the Governor, by Order in Council gazetted, shall fix the day on which the election for that group shall be held. 10

Term of office.

6. Every member of the Board shall hold office until the election or appointment of his successor under this Act.

Existing members.

7. All the members of the Board in office at the passing of this Act shall remain in office until the first election under this Act :

Provided that the Governor shall, by Order in Council, make 15 provision (where necessary) for the reduction of the number of the members of the Board in office at the passing of this Act to the number required under this Act, and for the remaining in office of so many of such members as are required to make up the full number of the Board until the Board has been completely elected under this Act. 20

Vacancies.

8. (1.) On the occurrence of an extraordinary vacancy (meaning thereby every vacancy, however caused, other than by effluxion of time) the local authority of the district represented by the vacating member may appoint some qualified person in his place :

Provided that where the vacating member represented a group 25 of districts, then the appointment shall be made by the Governor.

(2.) When a vacancy occurs by reason of the failure on the part of the electors or of any local authority to elect or appoint the required number of members, the Governor may appoint as many qualified persons as are required to make up the required number. 30

Board may act notwithstanding vacancies.
Quorum.

9. (1.) Notwithstanding the occurrence of any vacancy on any Board it may act so long as a quorum of the Board exists.

(2.) A quorum shall be one more than one-half the prescribed number of members when that number is even, and a majority when such number is odd. 35

Election of Chairman.

10. On the fourth Monday in February in every year the Board shall hold its annual meeting, and the members present at such meeting shall elect one of their number to be Chairman of the Board for the ensuing twelve months.

Governor may extend Schedule.

11. The Governor may from time to time, by Order in Council 40 gazetted, declare—

(a.) That this Act shall apply to any Board now or hereafter constituted, and not included in the *First* Schedule hereto; in which case he may by such Order fix the number of members of such Board and the constituent districts 45 thereof, and provide for the first election of members of the Board;

(b.) That the district of any local authority which, in his opinion, should be represented on any Board shall be a constituent district of that Board : Provided that such Order shall not 50 come into operation (except so far only as may be necessary to give effect thereto) until the next succeeding election of a member or members under this Act.

Repeals.

12. The enactments mentioned in the *Second* Schedule hereto are hereby repealed. 55

SCHEDULES.

Schedules.

FIRST SCHEDULE.

HARBOUR BOARDS AND THEIR CONSTITUENT DISTRICTS.

Corporate Name of Harbour Board.	Constituent Districts.
Auckland Harbour Board ...	The City of Auckland; the Boroughs of Devonport, Parnell, Onehunga, Grey Lynn, Newmarket, and Birkenhead; the Counties of Waitemata, Manukau, and Eden; the Northcote Road District.
Bluff Harbour Board ...	The Boroughs of Invercargill, East Invercargill, South Invercargill, North Invercargill, Avenal, Gladstone, Campbelltown, Gore, and Mataura; the Counties of Southland, Wallace, and Lake.
Gisborne Harbour Board ...	The Borough of Gisborne; and the Cook County.
Hokitika Harbour Board ...	The Borough of Hokitika; and the County of Westland.
Lyttelton Harbour Board ...	The City of Christchurch; the Boroughs of Lyttelton, Woolston, and Sumner; the Counties of Selwyn, Ashley, Ashburton, and Akaroa.
Mokau Harbour Board ...	So much of the Counties of Kawhia and Clifton as are within the harbour district.
Napier Harbour Board ...	The Boroughs of Napier and Hastings; and the Counties of Hawke's Bay, Waipawa, Patangata, and Wairoa.
Nelson Harbour Board ...	The City of Nelson; the Borough of Richmond; and the County of Waimea.
New Plymouth Harbour Board ...	The Boroughs of New Plymouth and Stratford; the County of Taranaki; and so much of the Counties of Clifton, Egmont, Stratford, Hawera, and Patea as are within the harbour district.
Oamaru Harbour Board ...	The Borough of Oamaru; and the County of Waitaki; the Waiareka, Waitaki, and Kakanui Road Districts; and so much of the Waimate County as is within the harbour district.
Otago Harbour Board ...	The City of Dunedin; the Boroughs of Port Chalmers, West Harbour, North-East Valley, Maori Hill, Roslyn, Mornington, Caversham, St. Kilda, and South Dunedin.
Patea Harbour Board ...	The Boroughs of Patea and Hawera; and so much of the Counties of Hawera, Stratford, and Patea as are within the harbour district.
Port Molyneux Harbour Board ...	The Counties of Clutha, Bruce, and Tuapeka.
Thames Harbour Board ...	The Borough of Thames; the Counties of Thames, Ohinemuri, and Piako.
Timaru Harbour Board ...	The Boroughs of Timaru and Temuka; the Counties of Levels and Mackenzie; the Geraldine Town District; the Geraldine, Temuka, and Mount Peel Road Districts; and so much of the Waimate County as is within the harbour district.
Waimakariri Harbour Board ...	The Borough of Kaiapoi; and the Eyreton and Mandeville and Rangiora Road Districts.
Wairoa Harbour Board ...	The County of Wairoa.
Waitara Harbour Board ...	The County of Clifton; and the Raleigh Town District.
Wanganui Harbour Board ...	The Borough of Wanganui; and the Counties of Wanganui and Waitotara.
Wellington Harbour Board ...	The City of Wellington; the Boroughs of Lower Hutt, Petone, Onslow, Karori, Masterton, Carterton, Greytown, Featherston, Pahiatua, Foxton, Feilding, and Palmerston North; the Counties of Hutt, Wairarapa South, Featherston, Pahiatua, Akitio, Eketahuna, Mauriceville, Castlepoint, Masterton, Manawatu, Oroua, Horowhenua, Pohangina, and Kiwitea.

SECOND SCHEDULE.

ENACTMENTS REPEALED.

- 1878, No. 35.—“The Harbours Act, 1878”: Sections 20 to 26, 29 to 42, 44 to 47, 52, and Second Schedule.
- 1879, No. 27.—“The Harbours Act Amendment Act, 1879”: Except section 2.
- 1894, No. 34.—“The Harbours Act Amendment Act, 1894”: Section 9.
- 1896, No. 28.—“The Harbours Act Amendment Act, 1896.”
- 1877, No. 16, Local.—“The Auckland Harbour Act, 1877”: Section 6.
- 1878, No. 57, Local.—“The Wairoa Harbour Board Act, 1878.”
- 1879, No. 13, Local.—“The Wellington Harbour Board Act, 1879”: Sections 4 to 8.
- 1882, No. 17, Local.—“The Lyttelton Harbour Board Act, 1882”: Except section 10.
- 1882, No. 18, Local.—“The Timaru Harbour Board Act, 1882”: Except section 14.
- 1882, No. 25, Local.—“The Oamaru Harbour Board Loan Act, 1882”: Section 19.
- 1883, No. 22, Local.—“The Otago Harbour Board Act, 1883”: Sections 4 to 9.
- 1884, No. 4, Local.—“The Gisborne Harbour Board Act, 1884”: Sections 4 to 12.
- 1885, No. 2, Local.—“The Auckland Harbour Board Act, 1885”: Sections 5 to 13, 23.
- 1885, No. 5, Local.—“The Patea Harbour Board Act, 1885”: Sections 6 to 13.
- 1885, No. 14, Local.—“The Timaru Harbour Board Loan Act, 1885”: Sections 23 to 25.
- 1887, No. 13, Local.—“The Oamaru Harbour Board Loan Act, 1887”: Section 14.
- 1887, No. 14, Local.—“The Otago Harbour Board Act 1883 Amendment Act, 1887.”
- 1890, No. 21, Local.—“The Thames Harbour Board Act, 1890”: Sections 5 to 10.
- 1893, No. 10, Local.—“The Wanganui Harbour Board Act, 1893.”
- 1896, No. 5, Local.—“The Lyttelton Harbour Board Enlargement Act, 1896.”
- 1899, No. 7, Local.—“The Timaru Harbour Board Act, 1899”: Sections 3 to 7.
- 1900, No. 22, Local.—“The Nelson Harbour Board Act, 1900”: Sections 3, 8, 9.
- 1900, No. 31, Local.—“The Mokau Harbour Board Act, 1900”: Sections 4 to 6.
- 1901, No. 2, Local.—“The Wellington Harbour Board Act 1879 Amendment Act, 1901”: Except section 7.
- 1901, No. 64, Local.—“The Nelson Harbour Board Amendment Act, 1901”: Section 3.
- 1902, No. 17, Local.—“The Bluff Harbour Board Representation Act, 1902.”