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[AS REPORTED FROM THE LOCAL BILLS COMMITTEE.]

House of Representatives, 2nd December, 1918.

Hon. Mr. Hanan.

INVERCARGILL BOROUGH COUNCIL SPECIAL RATE EMPOWERING.

[LOCAL BILL.]

ANALYSIS.

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A BILL INTITULED

AN ACT to authorize the Invercargill Borough Council to make Title. and levy a Special Rate for the Purpose of the Repayment of various Loans and the Interest thereon.

5 WHEREAS by Proclamation of ~~His Excellency the Governor~~ Preamble. made pursuant to the Municipal Corporations Act, 1908, on the twenty-second day of December, nineteen hundred and nine, and published in the *New Zealand Gazette* on the twenty-second day of December, nineteen hundred and nine, at page 3299, ~~the Corporations of the Boroughs~~

10 of Invercargill, Avenal, Gladstone, North Invercargill, and East Invercargill, boroughs duly constituted under the Municipal Corporations Act, 1908, were constituted one borough as ~~and~~ from the tenth day of January, nineteen hundred and ten, under the name of the Borough of Invercargill: And whereas by Proclamations of ~~His Excellency the Governor~~

15 ~~the Governor~~ made pursuant to the Municipal Corporations Act, 1908, on the fourth day of July, nineteen hundred and ten, on the twenty-third day of March, nineteen hundred and eleven, and on the seventh day of July, nineteen hundred and fourteen, and published in the *New Zealand Gazette* on the seventh day of July, nineteen

20 hundred and ten, on the thirtieth day of March, nineteen hundred and eleven, and on the ninth day of July, nineteen hundred and fourteen, respectively, the boundaries of the Borough of Invercargill were altered so as to include certain areas as set forth in the said Proclamations: And whereas the Councils of the Boroughs of Inver-

25 cargill, Avenal, Gladstone, North Invercargill, and East Invercargill

as constituted prior to the said Proclamation dated the twenty-second day of December, nineteen hundred and nine, had, pursuant to the powers vested in them ~~by the Statutes then in force in that behalf,~~ raised various special loans, the amounts whereof, the special rates made and levied for the repayment thereof, ~~and the interest and charges thereon,~~ and the rating-areas affected thereby are particularly set out in the *First, Second, Third, Fourth, and Fifth Schedules* hereto respectively: And whereas since the making of the said Proclamation dated the twenty-second day of December, nineteen hundred and nine, the Council of the Borough of Invercargill as thereby constituted has pursuant to the powers vested in it raised various special loans the amounts whereof, the special rates made and levied for the repayment thereof, ~~and the interest and charges thereon,~~ and the rating-areas affected thereby are particularly set out in the *Sixth Schedule* hereto: And whereas it is expedient in the interests of the Borough of Invercargill as constituted by the said Proclamation that one special rate providing for the payment of the sinking funds established in respect of the various loans ~~raised prior to or since the said Proclamation hereinbefore referred to~~ and the interest payable on such loans shall be made and levied upon all rateable property within the whole or any part or parts of the Borough of Invercargill as constituted at the time of the making and levying of such special rate:

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

Short Title.

1. This Act may be cited as the Invercargill Borough Council Special Rate Empowering Act, 1918.

Power to levy special rate.

2. The Invercargill Borough Council may for the purpose of providing for the payment of the sinking funds established in respect of the loans mentioned in the *First, Second, Third, Fourth, Fifth, and Sixth Schedules* to this Act, and for the purpose of providing for the payment of interest and other charges thereon, make and levy a special rate on all the rateable property within the whole or any part or parts of the Borough of Invercargill as constituted at the time of the making or levying of such rate, on the basis of the system of rating for the time being in force in the borough.

Rates not to be levied.

3. From and after the passing of this Act it shall not be necessary for the Invercargill Borough Council to levy or collect the special rates previously made for the purpose of providing for the payment of the loans enumerated in the *First, Second, Third, Fourth, Fifth, and Sixth Schedules* to this Act or the interest thereon.

Application of moneys raised by special rate.

4. The Invercargill Borough Council shall out of the moneys raised by the making and levying of the said special rate pay—

(a.) The interest from time to time payable in respect of the said loans:

(b.) The amount payable from time to time to the Public Trustee as Commissioner of the sinking funds established in respect of the said loans or to the Commissioner or Commissioners for the time being of the said sinking funds.

5. The provisions of the Local Bodies' Loans Act, 1913, the Municipal Corporations Act, 1908, and the Rating Act, 1908, relating to special rates, are incorporated herewith. Acts incorporated.

6. Nothing in this Act shall affect the rights of the holders of 5 debentures issued in respect of any of the said loans. Rights of debenture-holders not affected

SCHEDULES.

Schedules.

FIRST SCHEDULE.

Previous Borough of Invercargill.

Loans, Amounts, &c.	Special Rates.	Rating-area affected.
1. Borough £75,000, being portion of Consolidation Loan (£150,000)	$\frac{7}{8}$ d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	The whole of the Borough of Invercargill as proclaimed by Proclamation published in the <i>New Zealand Gazette</i> of 28th June, 1871, at page 281.
2. £7,000, being portion of Special Loan No. 1 (£12,000)	$\frac{5}{8}$ d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	The whole of the Borough of Invercargill as proclaimed by Proclamation published in the <i>New Zealand Gazette</i> of 28th June, 1871, at page 281.
3. £2,400, being portion of Special Loan No. 2 (£17,000)	Special rate not struck	The whole of the Borough of Invercargill as proclaimed by Proclamation published in the <i>New Zealand Gazette</i> of 28th June, 1871, at page 281.
4. £12,000 Special Order Loan	$\frac{3}{4}$ d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	The whole of the Borough of Invercargill as proclaimed by Proclamation published in the <i>New Zealand Gazette</i> of 28th June, 1871, at page 281.
5. £2,500, being portion of North-end Special Loan (£5,000)	$\frac{7}{8}$ d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	That portion of the Borough of Invercargill as defined by Order in Council published in the <i>New Zealand Gazette</i> , 1902, No. 12, page 241, known as Northend.

SECOND SCHEDULE.

Previous Borough of Avenal.

Loans, Amounts, &c.	Special Rates.	Rating-area affected.
6. £1,200 Avenal Special Loan	$\frac{5}{16}$ d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	The whole of the Borough of Avenal as proclaimed by Proclamation published in the <i>New Zealand Gazette</i> , 1871, No. 44, at page 595.
7. £1,200 Wellesley (Avenal) Special Loan	$\frac{5}{8}$ d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	That portion of the Borough of Avenal as defined by Order in Council published in the <i>New Zealand Gazette</i> , 1905, No. 35 at page 931.

THIRD SCHEDULE.

Previous Borough of Gladstone.

Loans, Amounts, &c.	Special Rates.	Rating-area affected.
8. £1,000 Gladstone Special Loan	$\frac{5}{32}$ d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	The whole of the Borough of Gladstone as proclaimed by Proclamation published in the <i>New Zealand Gazette</i> , 1880, No. 10, at page 71.
9. £1,000 Gladstone Special Loan	$\frac{5}{32}$ d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	The whole of the Borough of Gladstone as proclaimed by Proclamation published in the <i>New Zealand Gazette</i> , 1880, No. 10, at page 71.

FOURTH SCHEDULE.

Previous Borough of North Invercargill.

Loans, Amounts, &c.	Special Rates.	Rating-area affected.
10. £5,700 North Invercargill Special Loan	1d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	The whole of the Borough of North Invercargill as constituted by Proclamation published in the <i>New Zealand Gazette</i> , 1880, No. 40, page 548.
11. £1,300 North Invercargill Special Loan	$\frac{3}{16}$ d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	The whole of the Borough of North Invercargill as constituted by Proclamation published in the <i>New Zealand Gazette</i> , 1880, No. 40, page 548.
12. £4,500 North Invercargill Special Loan	$\frac{3}{4}$ d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan.	The whole of the Borough of North Invercargill as constituted by Proclamation published in the <i>New Zealand Gazette</i> , 1880, No. 40, page 548.

FIFTH SCHEDULE.

Previous Borough of East Invercargill.

Loans, Amounts, &c.	Special Rates.	Rating-area affected.
13. 5,500 East Invercargill Special Loan	1½d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	The whole of the Borough of East Invercargill as proclaimed by Proclamation published in the <i>New Zealand Gazette</i> , 1878, No. 7, at page 67, and also those portions of the borough included in Orders in Council published in the <i>New Zealand Gazette</i> , 1878, No. 35, at page 477.

SIXTH SCHEDULE.

Present Borough of Invercargill.

Loans, Amounts, &c.	Special Rates.	Rating-area affected.
14. £44,500, being portion of Special Loan No. 3 (£52,000)	1½d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	The whole of the Borough of Invercargill as proclaimed by Proclamation published in the <i>New Zealand Gazette</i> of 28th June, 1871, at page 281, also those portions of the borough known respectively as Gladstone, Avenal, North Invercargill, East Invercargill, and South Invercargill included in the borough by Order in Council published in the <i>New Zealand Gazette</i> , 1909, No. 11, at page 3299, and the <i>New Zealand Gazette</i> , 1910, No. 11, at page 1914.
15. £18,100, being portion of Special Loan No. 4 (£37,300)	1½d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	The whole of the Borough of Invercargill as proclaimed by Proclamation published in the <i>New Zealand Gazette</i> of 28th June, 1871, at page 281, also those portions of the borough known respectively as Gladstone, Avenal, North Invercargill, East Invercargill, and South Invercargill, Lindisfarne, and Eastend included in the borough by Order in Council published in the <i>New Zealand Gazette</i> , 1909, No. 11, at page 3299, the <i>New Zealand Gazette</i> , 1910, No. 11, at page 1914, and the <i>New Zealand Gazette</i> , 1911, No. 1, at page 1142.
16. £7,500 South Invercargill Special Loan	1½d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	That portion of the borough known as South Invercargill as defined by Order in Council published in the <i>New Zealand Gazette</i> , 1910, No. 11, at page 1914.

SIXTH SCHEDULE—*continued.**Present Borough of Invercargill—continued.*

Loans, Amounts, &c.	Special Rates.	Rating-area affected.
17. £5,000 Lindisfarne Special Loan	2d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	That portion of the Borough of Invercargill known as Lindisfarne as defined by Order in Council published in the <i>New Zealand Gazette</i> , 1911, No. 1, at page 1142.
18. £31,000 Sewerage Loan	$\frac{3}{4}$ d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	That portion of the Borough of Invercargill bounded on the north by Gala Street, on the east by Deveron Street, on the south by Forth Street, and on the west by the New River Estuary.
19. £28,000 Sewerage Loan	$1\frac{1}{4}$ d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	That portion of the Borough of Invercargill commencing at the south-west corner of the Township of Harrisville, and bounded on the north by the Township of Harrisville; thence northward on the west by Kelvin Road, on the north by the north boundary of Victoria Park, on the east by Elles Road, on the south by Dalrymple Road, on the west by the New River Estuary to Forth Street; thence again on the north by Forth Street to Deveron Street; thence again on the west by Deveron Street to Gala Street; thence again on the south by Gala Street and a line in continuation thereof; and thence again on the west by the New River Estuary to the commencing-point.
20. £12,500 Sewerage Loan	$1\frac{1}{4}$ d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	That portion of the Borough of Invercargill as defined in the notice of result of poll for the said loan published in <i>New Zealand Gazette</i> , 1916, No. 12, page 395.
21. £25,000 Sewerage Loan	$2\frac{1}{4}$ d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	That portion of the Borough of Invercargill as defined in the notice of the result of poll of the said loan published in the <i>New Zealand Gazette</i> , 1916, No. 12, at page 395.
22. £13,000 Sewerage Loan	$1\frac{1}{4}$ d. in the pound on the rateable value (on the basis of the unimproved value) of all the rateable property comprised within the special-rating area affected by the loan	That portion of the Borough of Invercargill as defined in the notice of the result of the poll for the said loan published in the <i>New Zealand Gazette</i> , 1916, No. 12, at page 395.