

Mr. Luke.

JOHNSONVILLE ELECTRIC LIGHTING.

[LOCAL BILL.]

ANALYSIS.

<p>Title.</p> <p>1. Short Title.</p> <p>2. Board to have power to contract for supply of electricity.</p> <p>3. Provisional contract of 19th April, 1909, confirmed.</p> <p>4. Poll to be taken before any contract confirmed.</p>	<p>5. Poll under Local Elections and Polls Act, 1908.</p> <p>6. Majority vote to carry poll.</p> <p>7. Contractors to have no rights till poll confirmed.</p> <p>8. Contract to contain certain clauses as to purchase of works.</p>
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A BILL INTITULED

AN ACT to authorise the Johnsonville Town Board to contract with Norman Heath and Company for the Construction, Maintenance, and Working of an Electric Installation for Supply of Energy for Public and Private Purposes within the Town District of Johnsonville.

BE IT 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 Johnsonville Electric Lighting Act, 1909.

2. In addition to and not in restriction of the powers by law conferred upon the Johnsonville Town Board (hereinafter called the Board), the Board may, subject to the provisions of sections *four to eight* hereof, contract with Norman Heath and Justinian John Kivern Powell (trading as Norman Heath and Company), (hereinafter called the Contractors) for the construction, maintenance, and working by the Contractors of an electric installation for supplying electricity, and for the supply by the Contractors of electricity to the inhabitants of the Town District of Johnsonville, for a term not exceeding thirty-one years from the passing of this Act; and for the right to purchase from the Contractors, on such terms as may be agreed between the parties, all the installation plant and works of the Contractors at any time before the expiration of twenty-five years from the passing of this Act.

3. The provisional contract dated the nineteenth day April, nineteen hundred and nine, made between the Board and the Contractors is hereby confirmed, subject, however, to the provisions of the *next succeeding* sections.

Poll to be taken before any contract confirmed.

4. A poll shall be taken of the persons who are, within the meaning of the Town Boards Act, 1908, electors for the Town District of Johnsonville upon the question whether the said provisional contract or any other provisional contract entered into between the Board and the Contractors shall or shall not be confirmed. 5

Poll under Local Elections and Polls Act, 1908.

5. Such poll shall be taken under the Local Elections and Polls Act, 1908, the proposal submitted being "That the said provisional contract or contracts be confirmed," or words to that effect.

Majority vote to carry poll.

6. If the proposal is not carried by a majority of the electors voting at such poll, then the said provisional contract or contracts shall not be deemed confirmed and shall be wholly void, and the Contractors shall have no rights or claims thereunder or be entitled to any damages. 10

Contractors to have no rights till poll confirmed.

7. Notwithstanding the provisions of section *three* hereof, the Contractors shall not be entitled to exercise any powers or claim any rights under the said provisional contract or contracts until after the result of the said poll has been finally ascertained. 15

Contract to contain certain clauses as to purchase of works.

8. The said provisional contract or contracts shall not in any event be confirmed unless the Contractors shall consent to the insertion of a clause in the terms of clause eleven of the provisional contract of the nineteenth day of April, nineteen hundred and nine. 20