

[AS REPORTED FROM THE COMMITTEE OF THE WHOLE]

House of Representatives, 18 October 1951

Mr. McAlpine

LYTTELTON HARBOUR BOARD EMPOWERING

[LOCAL BILL]

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A BILL INTITULED

AN ACT to enable the Lyttelton Harbour Board to borrow moneys for reconstruction work in Lyttelton Harbour. Title.

5 WHEREAS the Lyttelton Harbour Board proposes to improve the facilities of the Port of Lyttelton by certain reconstruction works: And whereas it is expedient that the Board be empowered to make financial provision for such works: Preamble.

10 BE IT THEREFORE 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 Lyttelton Harbour Board Empowering Act 1951. Short Title.

15 2. In this Act, unless the context otherwise requires, the term " Board " means the Lyttelton Harbour Board. Interpretation.

3. This Act is a special Act within the meaning of the Harbours Act 1950. Special Act.

20 4. It shall be lawful for the Board from time to time as it may require to borrow, in addition to the sums authorized by any previous Acts, subject to the provisions of the Harbours Act 1950, and of this Act, and Power to borrow.

of the Local Government Loans Board Act 1926, any sum or sums of money not exceeding in the whole the sum of three hundred and fifty thousand pounds, and to apply the moneys so borrowed for the purpose of carrying out, subject to the provisions of the Harbours Act 1950, the works specified in the Schedule hereto. 5

**Refund to
Harbour Fund.**

5. The Board is hereby authorized and empowered to refund to its Harbour Fund out of the said sum or sums of money so borrowed all moneys expended by the Board before the passing of this Act in or towards the carrying out of the works specified in the Schedule hereto. 10

**Further
security
for loan.**

6. (1) Notwithstanding anything in section ninety-seven of the Harbours Act 1950, in addition to all dues, rates, profits, fines, levies, and other moneys which may be claimed, demanded, and collected by the Board for payment to the Harbour Fund, the Board may, without further authority than this Act, levy and pledge, as further security for the moneys authorized by this Act to be borrowed, a harbour improvement rate not exceeding one shilling a ton by weight or by measurement upon all or any goods discharged at or shipped from the Port of Lyttelton. 15 20

(2) The amount of any rate levied under this section shall not be in addition to, and shall be deemed part of, the maximum amount of the harbour improvement rates that may be levied by the Board in pursuance of section one hundred and twenty of the Harbours Act 1950: 25

Provided that, notwithstanding anything contained in the said Act, it shall not be necessary for the said rate to be made by by-law. 30

(3) All moneys received by the Board from any rate levied under this section shall be paid into a separate account at the Board's bank, and shall be applied for the purposes of the repayment of the moneys so borrowed, and of the payment of annual charges in respect thereof, in accordance with the Harbours Act 1950. 35

SCHEDULE

Schedule.

THE reconstruction in timber of No. 7 Wharf at Lyttelton, and the reconstruction in timber of breastworks, Wharves Nos. 2-3, 3-4, 4-5, 5-6, and 6-7, at Lyttelton, as shown on the plan marked M.D. 9214, deposited in the office of the Marine Department, Wellington.