

[AS REPORTED FROM THE LOCAL BILLS COMMITTEE]

*House of Representatives, 6 November 1964*

Words inserted by the Local Bills Committee are shown with double rule before first line and after last line of new matter.

[AS REPORTED FROM THE COMMITTEE OF THE WHOLE]

*House of Representatives, 25 November 1964*

Words struck out by the Committee of the Whole are shown in italics within bold round brackets; words inserted are shown in roman underlined with a double rule.

*Hon. Mr Seath*

## LOCAL LEGISLATION

### ANALYSIS

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## A BILL INTITULED

### An Act to confer certain powers on certain public bodies and to validate certain transactions

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

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**1. Short Title**—This Act may be cited as the Local Legislation Act 1964.

*County Councils*

**2. Authorising Amuri County Council to raise special loan**—Whereas by Orders in Council made on the twenty-third day of July, nineteen hundred and fifty-eight, and  
5 the thirty-first day of October, nineteen hundred and sixty-two, consent was given to the raising by the Amuri County Council (in this section referred to as the Council) of loans of sixteen thousand pounds and six thousand pounds to be  
10 known respectively as the Balmoral Water Supply Loan 1958 and the Balmoral Water Supply Loan (No. 2) 1962 (in this section referred to as the loans) for the purpose of constructing a new intake in the Hurunui River and a new race to increase the supply of water to the Balmoral Water  
15 Supply system: And whereas after expending the amount of the loans the Council expended out of its County Fund Account the sum of seven thousand pounds in completing this work: And whereas the Local Authorities Loans Board has no authority to sanction the raising of a loan for the purpose of enabling the Council to refund the said seven  
20 thousand pounds to its County Fund Account: And whereas it is desirable to authorise the Council to raise a special loan of seven thousand pounds for the purpose of recouping its County Fund Account in respect of the sum expended from that account as aforesaid: Be it therefore enacted as  
25 follows:

The Council is hereby authorised and empowered to borrow by way of special loan under the Local Authorities Loans Act 1956 an amount not exceeding seven thousand pounds for the purpose of refunding to its County Fund  
30 Account the sum expended from that account as aforesaid.

**3. Validating rates made and levied by Ellesmere County Council**—Whereas on and from the second day of April, nineteen hundred and sixty-three, the County of Ellesmere and the County of Springs were amalgamated pursuant to  
35 the provisions of the Local Government Commission Act 1961 under the name of the County of Ellesmere: And whereas the final scheme for amalgamation provided that the united County of Ellesmere would for a period of at least five years levy rates under the provisions of subsection  
40 (1) of section 110 of the Counties Act 1956: And whereas the said subsection (1) of section 110 provides that before making a general rate a Council may by special order resolve that the general rate shall be made and levied sepa-

rately in each of the former counties for such period not exceeding ten years as specified in the special order: And whereas before making the general rate for the year ending the thirty-first day of March, nineteen hundred and sixty-four, and the year ending the thirty-first day of March, nineteen hundred and sixty-five, the Ellesmere County Council (in this section referred to as the Council) omitted to make and pass the special order as provided in the said subsection (1) of section 110: And whereas notwithstanding this omission the Council made and levied a general rate separately in each of the former Counties of Ellesmere and Springs for the years ending the thirty-first day of March, nineteen hundred and sixty-four, and the thirty-first day of March, nineteen hundred and sixty-five, and desires to continue to do so for a further period ending with the thirty-first day of March, nineteen hundred and sixty-eight: And whereas it is now necessary to validate the general rates made by the Council for the years ending the thirty-first day of March, nineteen hundred and sixty-four, and the thirty-first day of March, nineteen hundred and sixty-five, and to authorise the Council to make and levy all future general rates separately as aforesaid for the balance of the said period up to and including the year ending the thirty-first day of March, nineteen hundred and sixty-eight: Be it therefore enacted as follows:

The general rates made and levied by the Council of the County of Ellesmere separately in the former Counties of Ellesmere and Springs for the years ending the thirty-first day of March, nineteen hundred and sixty-four, and the thirty-first day of March, nineteen hundred and sixty-five, are hereby deemed to have been lawfully made and it shall be lawful for the Council to make and levy a general rate separately in each of the former Counties of Ellesmere and Springs for a further period of three years ending with the thirty-first day of March, nineteen hundred and sixty-eight.

**4. Removing trusts from certain land held by Egmont County Council**—Whereas by Order in Council dated the twenty-first day of March, nineteen hundred and fifty-six, the Borough of Opunake was abolished and all property, real and personal, belonging to the Corporation of the Borough of Opunake became vested in the Corporation of the

County of Egmont (in this section referred to as the Corporation): And whereas the land described in subsection (1) of this section was vested in the Corporation on trust as an endowment for town purposes: And whereas the land described in subsection (2) of this section was vested in the Corporation on trust for municipal purposes: And whereas the land described in subsection (3) of this section was vested in the Corporation on trust as municipal endowment: And whereas the land described in subsection (4) of this section was vested in the Corporation on trust reserved as a site for a market: And whereas the land described in subsection (5) of this section was vested in the Corporation on trust reserved as a site for a pound: And whereas it is desirable that the trusts and reservations affecting the aforesaid land be removed and that such land be held by the Corporation in fee simple: Be it therefore enacted as follows:

(1) The land referred to in this subsection is hereby vested in the Corporation freed from all trusts, reservations, and restrictions to hold the same as an endowment for town purposes heretofore affecting the same. The land to which this subsection relates is more particularly described as follows:

All those areas of land in the Taranaki Land Registration District being:

Firstly, Section 8, Block XXIV, Section 12, Block XXVI, Section 3, Block XLII, Section 1, Block XLIV, Town of Opunake, having a total area of one acre and one and two-tenth perches, more or less, being the balance of the land comprised in certificate of title, Volume 115, folio 32, Taranaki Registry.

Secondly, Sections 1 and 2, Block XXXV, Sections 7, 8, 11, and 12, Block XL, Town of Opunake, having a total area of one acre one rood twenty-six and five-tenth perches, more or less, being all of the land comprised in certificate of title, Volume 115, folio 30, Taranaki Registry.

Thirdly, Section 3, Block IX, Section 7, Block XIII, Section 1, Block XIX, Section 7, Block XX, Section 7, Block XXV, and Lots 1 and 2, on Deposited Plan Number 8445, being Section 8, Block XX, Town of Opunake; having a total area of one acre two roods two and two-tenth perches, more or less; being all of the land comprised in certificate of title, Volume 115, folio 29, Taranaki Registry.

Fourthly, Section 8, Block XLI, Section 6, Block XLIII, Section 10, Block XLV, Section 6, Block XIV, Section 8, Block XVIII, Town of Opunake; having a total area of one acre one rood two and three-tenth perches, more or less, being the balance of the land comprised in certificate of title, Volume 115, folio 31, Taranaki Registry. 5

Fifthly, Lots 1 and 2 on Deposited Plan Number 8637, being Section 12, Block XXIII, Town of Opunake; having a total area of one rood and three-tenths of a perch, more or less, being all of the land comprised in certificate of title, Volume 258, folio 3, Taranaki Registry. 10

(2) The land referred to in this subsection is hereby vested in the Corporation freed from all trusts, reservations, and restrictions to hold the same for municipal purposes heretofore affecting the same. The land to which this subsection relates is more particularly described as follows: 15

All those areas of land in the Taranaki Land Registration District being:

Firstly, Sections 2, 3, and 4 and that part of Section 1, shown as Lot 2 on Deposited Plan Number 8641, Block XXVI, Town of Opunake, having a total area of three roods twenty and nineteen-hundredth perches, more or less, being the balance of the land comprised in certificate of title, Volume 120, folio 140, Taranaki Registry. 20

Secondly, Section 9, Block XXXVIII, Town of Opunake, having an area of one rood, more or less, being all of the land comprised in certificate of title, Volume 191, folio 100, Taranaki Registry. 25

Thirdly, Section 9, Block XXVII, Town of Opunake, having an area of one rood and three-tenths of a perch, more or less, being all of the land comprised in certificate of title, Volume 147, folio 152, Taranaki Registry. 30

(3) The land referred to in this subsection is hereby vested in the Corporation freed from all trusts, reservations, and restrictions to hold the same as an endowment for municipal purposes heretofore affecting the same. The land to which this subsection relates is more particularly described as follows: 35

All those areas of land in the Taranaki Land Registration District being: 40

Firstly, Sections 1 and 3, Block XXVI, Town of Opunake, having an area of two roods, more or less, being all of the land comprised in certificate of title, Volume 138, folio 232, Taranaki Registry.

Secondly, parts Sections 1, 31, and 46, Opunake Suburban, being Lot 1 on Deposited Plan Number 8659 and Lot 2 on Deposited Plan Number 9250, being parts of Section 1, Opunake Suburban, and having an area of thirty-two  
5 acres three roods fifteen and one-tenth perches, more or less, and being the balance of the land comprised in certificate of title, Volume 81, folio 200, Taranaki Registry.

Thirdly, Lot 1 on Deposited Plan Number 9250, being part Section 1, Opunake Suburban, and having an area  
10 of thirty-two perches, more or less, and being all of the land comprised in certificate of title, Volume A2, folio 28, Taranaki Registry.

Fourthly, Sections 2, 4, 5, 6, 7, 8, 10, 11, and 12, Block XXVII, Sections 1, 2, 3, and 4, Block XXVIII, Town of  
15 Opunake, having an area of three acres one rood, more or less, and being all of the land comprised in certificate of title, Volume 116, folio 129, Taranaki Registry.

Fifthly, Sections 2, 3, 4, 5, 6, 7, 8, 9, and 10, Block XXII, Town of Opunake, having an area of two acres and  
20 thirty-four perches, more or less, and being all of the land comprised in certificate of title, Volume 116, folio 128, Taranaki Registry.

Sixthly, Sections 1, 2, 4, 5, 6, 7, 8, 9, 10, 11, and 12, Block IX, Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12, Block X,  
25 Town of Opunake, having an area of five acres three roods, more or less, and being the balance of the land comprised in certificate of title, Volume 116, folio 130, Taranaki Registry.

(4) The land referred to in this subsection is hereby vested  
30 in the Corporation freed from all trusts, reservations, and restrictions to hold the same as a site for a market heretofore affecting the same, and is more particularly described as follows:

That area of land in the Taranaki Land Registration District being Sections 9 and 10, Block XL, Town of Opunake,  
35 having an area of two roods, more or less, being all of the land comprised in certificate of title, Volume 12, folio 236, Taranaki Registry.

(5) The land referred to in this subsection is hereby vested  
40 in the Corporation freed from all trusts, reservations, and restrictions to hold as a site for a pound heretofore affecting the same, and is more particularly described as follows:

That area of land in the Taranaki Land Registration District being part of Section 8, Block IX, Opunake Survey District, having an area of one acre, more or less, being all of the land comprised in certificate of title, Volume 20, folio 191, Taranaki Registry.

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(6) The District Land Registrar for the Taranaki Land Registration District is hereby authorised and directed to accept such documents for registration, to make such entries in the registers, and to do all such other things as may be necessary to give effect to this section.

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**5. Validating advances to Ohoka Drainage District Account from County Fund Account by Eyre County Council—**

Whereas on the first day of April, nineteen hundred and fifty-two, the Eyre County Council (in this section referred to as the Council) constituted a special drainage district within the County of Eyre known as the Ohoka Drainage District: And whereas since the constitution of the said Ohoka Drainage District the Council has carried out drainage works in the said district: And whereas to assist with the financing of such works the Council over the period from the first day of April, nineteen hundred and fifty-two, to the thirty-first day of March, nineteen hundred and sixty-four, made advances amounting in the aggregate to the sum of six thousand pounds from its County Fund Account to the Ohoka Drainage District Account pursuant to the provisions of subsection (1) of section 31 of the Local Authorities Loans Act 1956: And whereas such advances were made by the Council without first complying with the provisions of subsection (3) of the said section 31: And whereas it is desirable that the action of the Council in making such advances be validated: Be it therefore enacted as follows:

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(1) The action of the Council in advancing money amounting in the aggregate to the sum of six thousand pounds from its County Fund Account to the Ohoka Drainage District Account over the period from the first day of April, nineteen hundred and fifty-two, to the thirty-first day of March, nineteen hundred and sixty-four, for the purpose of financing the construction of drainage works in the Ohoka Drainage District of the Eyre County without first complying with the provisions of subsection (3) of section 31 of the Local Authorities Loans Act 1956, is hereby validated and such advances shall be deemed to have been lawfully made.

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(2) The said advances shall be repaid to the County Fund Account on such terms and conditions as the Local Authorities Loans Board may approve.

5 **6. Validating variation of terms of raising certain loan**  
6 **money by Hutt County Council**—Whereas by Order in  
7 Council made on the second day of November, nineteen  
8 hundred and sixty, consent was given to the borrowing by the  
9 Hutt County Council (in this section referred to as the  
10 Council) of a loan of seventy-five thousand five hundred  
11 pounds to be known as the Maoribank - Te Marua Water  
12 Supply Loan 1960 (in this section referred to as the first  
13 loan): And whereas the Local Authorities Loans Board  
14 (in this section referred to as the Board) determined that  
15 the first loan should be borrowed for a term of thirty years  
16 at a rate of interest not to exceed four and seven eighths  
17 per cent per annum: And whereas the Council borrowed  
18 as parts of the first loan the sum of two thousand eight hun-  
19 dred pounds for a term of six years with interest at a rate  
20 of five per cent per annum and the sum of eleven thousand  
21 two hundred pounds for a term of ten years with interest  
22 at a rate of five and one-quarter per cent per annum:  
23 And whereas the Board determined that the first loan or  
24 any part thereof together with interest should be repaid  
25 by equal aggregate annual or half-yearly instalments ex-  
26 tending over the term thereof: And whereas the Council  
27 has made provision for repayment of the said sums of two  
28 thousand eight hundred pounds and eleven thousand two  
29 hundred pounds by establishing a sinking fund with annual  
30 payments thereto at the rate of one pound fourteen shillings  
31 and twopence per cent per annum of the combined amount  
32 of those sums for the time being borrowed and not repaid:  
33 And whereas the Council incurred underwriting fees of  
34 one-half per cent in respect of the said sums of two thou-  
35 sand eight hundred pounds and eleven thousand two hundred  
36 pounds without obtaining authority for the payment of  
37 such fees: And whereas the Board determined that no money  
38 should be borrowed in respect of the first loan after the  
39 sixteenth day of August, nineteen hundred and sixty-three:  
40 And whereas the Council borrowed the said sums of two  
41 thousand eight hundred pounds and eleven thousand two  
42 hundred pounds after the said day: And whereas by Order

in Council made on the twentieth day of September, nineteen hundred and sixty-one, consent was given to the borrowing by the Council of a loan of two hundred and thirty-one thousand pounds to be known as the Plimmerton-Paremata Sewerage Reticulation Loan 1961 (in this section referred to as the second loan): And whereas the Board determined that the said second loan should be borrowed for a term of thirty years at a rate of interest not to exceed five per cent per annum: And whereas the Council borrowed the sum of seventeen thousand four hundred pounds as part of the second loan for a term of six years with interest at a rate of five per cent per annum and the sum of sixty-nine thousand six hundred pounds as part of the second loan for a term of ten years with interest at a rate of five and one-quarter per cent per annum: And whereas the Board determined that the second loan or any part thereof together with interest should be repaid by equal aggregate annual or half yearly instalments extending over the term thereof: And whereas the Council has made provision for repayment of the said sums of seventeen thousand four hundred pounds and sixty-nine thousand six hundred pounds by establishing a sinking fund with annual payments thereto at the rate of one pound fourteen shillings and twopence per cent per annum of the combined amount of those sums for the time being borrowed and not repaid: And whereas the Council incurred underwriting fees of one-half per cent in respect of the said sums of seventeen thousand four hundred pounds and sixty-nine thousand six hundred pounds without obtaining authority for the payment of such fees: And whereas the Board determined that no money should be borrowed in respect of the second loan after the twenty-ninth day of June nineteen hundred and sixty-four: And whereas the Council borrowed the said sums of seventeen thousand four hundred pounds and sixty-nine thousand six hundred pounds after the said day: And whereas as by Order in Council made on the twentieth day of September, nineteen hundred and sixty-one, consent was given to the borrowing by the Council of a loan of fifty thousand pounds to be known as the Wainuiomata Roading Improvement Loan 1961 (in this section referred to as the third loan): And whereas the Board determined that the term for which the said third loan or any part thereof should be borrowed should be twenty-three years and the rate

of interest should not exceed five per cent per annum: And  
whereas the Council borrowed the sum of two thousand  
pounds as part of the third loan for a term of six years  
with interest at a rate of five per cent per annum and the  
5 sum of eight thousand pounds as part of the third loan  
for a term of ten years with interest at a rate of five and  
one-quarter per cent per annum: And whereas the Board  
determined that the Council should establish a sinking fund  
to provide for repayment of the third loan or any part  
10 thereof and should make annual payments to such sinking  
fund at a rate of not less than two pounds sixteen shillings  
and fourpence per cent per annum of the amount of that  
loan for the time being borrowed and not repaid: And  
whereas the Council has established a sinking fund but  
15 with annual payments thereto at the rate of two pounds  
thirteen shillings per cent per annum of the combined amount  
of the said sums of two thousand pounds and eight thousand  
pounds for the time being borrowed and not repaid: And  
whereas the Council incurred underwriting fees of one-  
20 half per cent in respect of the said sums of two thousand  
pounds and eight thousand pounds without obtaining author-  
ity for the payment of such fees: And whereas the Board deter-  
mined that no money should be borrowed in respect of the  
third loan after the twenty-ninth day of June, nineteen  
25 hundred and sixty-four: And whereas the Council borrowed  
the said sums of two thousand pounds and eight thousand  
pounds after the said day: And whereas it is desirable that  
the actions of the Council be validated: Be it therefore  
enacted as follows:

30 (1) The action of the Council in raising the said sums of  
two thousand eight hundred pounds and eleven thousand  
two hundred pounds, as part of the first loan, otherwise than  
in accordance with the conditions determined by the Board,  
is hereby validated, and the said sums shall be deemed  
35 to have been lawfully borrowed and all stock issued in  
respect thereof shall be deemed to have been lawfully issued  
and shall have full force and effect according to its tenor.

(2) The action of the Council in raising the said sums of  
40 seventeen thousand four hundred pounds and sixty-nine  
thousand six hundred pounds, as part of the second loan,  
otherwise than in accordance with the conditions determined  
by the Board, is hereby validated, and the said sums shall  
be deemed to have been lawfully borrowed and all stock  
issued in respect thereof shall be deemed to have been  
45 lawfully issued and shall have full force and effect according  
to its tenor.

(3) The action of the Council in raising the said sums of two thousand pounds and eight thousand pounds, as part of the third loan, otherwise than in accordance with the conditions determined by the Board, is hereby validated, and the said sums shall be deemed to have been lawfully borrowed and all stock issued in respect thereof shall be deemed to have been lawfully issued and shall have full force and effect according to its tenor. 5

**7. Reopening and vesting Paekakariki Cemetery in Hutt County Council**—Whereas the Paekakariki Cemetery being the land described in subsection (2) of this section was gifted by the original owners to the Chairman, Councillors, and Inhabitants of the County of Hutt for the purposes of a cemetery reserve: And whereas by Order in Council made on the seventeenth day of June, nineteen hundred and forty-two, the said Paekakariki Cemetery was closed and burials therein were discontinued as from the first day of January, nineteen hundred and forty-three, and also the said cemetery was vested in the Wellington Hospital Board as a public reserve under the provisions of section 78 of the Cemeteries Act 1908: And whereas it is desirable that the said land should once more be used as a cemetery and that it be revested for such purpose in the Chairman, Councillors, and Inhabitants of the County of Hutt and reopened as a cemetery: Be it therefore enacted as follows: 10 15 20 25

(1) Notwithstanding anything to the contrary in the Cemeteries Act 1908, or in any other Act, or rule of law, the Order in Council made on the seventeenth day of June, nineteen hundred and forty-two, ordering the closure of the Paekakariki Cemetery and the discontinuance of burials therein and vesting the land described in subsection (2) of this section in the Wellington Hospital Board as a public reserve under the provisions of section 78 of the Cemeteries Act 1908, be and the same is hereby revoked, and the said land is hereby declared to be vested in the Chairman, Councillors, and Inhabitants of the County of Hutt for the purposes of a cemetery. 30 35

(2) The land to which this section relates is particularly described as follows:

All that parcel of land in the Wellington Land District containing one acre two roods twenty-five perches and six-tenths of a perch, more or less, being Lot 2, Deposited Plan Number 10816, being part Sections 32 and 36, Wainui District, and part Ramaroa Maori Reserve situated in Block II, Paekakariki Survey District, and being all the land comprised and described in certificate of title, Volume 445, folio 211, Wellington Registry.

**8. Validating rates made and levied by Malvern County Council**—Whereas on and from the first day of April, nineteen hundred and sixty-three, the County of Malvern and part of the County of Selwyn were amalgamated pursuant to the provisions of the Local Government Commission Act 1961 under the name of the County of Malvern: And whereas as the final scheme for amalgamation provided that the united County of Malvern would for a period of at least three years levy rates under the provisions of subsection (1) of section 110 of the Counties Act 1956: And whereas the said subsection (1) of section 110 provides that before making a general rate a Council may by special order resolve that the general rate shall be made and levied separately in each of the former counties for such period not exceeding ten years as specified in the special order: And whereas before making the general rate for the year ending the thirty-first day of March, nineteen hundred and sixty-four, and the year ending the thirty-first day of March, nineteen hundred and sixty-five, the Malvern County Council (in this section referred to as the Council) omitted to make and pass the special order as provided in the said subsection (1) of section 110: And whereas notwithstanding this omission the Council made and levied a general rate separately for each of the former Counties of Malvern and Selwyn for the years ending the thirty-first day of March, nineteen hundred and sixty-four, and the thirty-first day of March, nineteen hundred and sixty-five, and desires to continue to do so for a further period ending with the thirty-first day of March, nineteen hundred and seventy-one: And whereas it is now necessary to validate the general rates made by the Council for the years ending the thirty-first day of March, nineteen hundred and sixty-four, and the thirty-first day of March, nineteen hundred and sixty-five, and to authorise the Council to make and levy all future

general rates separately as aforesaid for the balance of the said period up to and including the year ending the thirty-first day of March, nineteen hundred and seventy-one: Be it therefore enacted as follows:

The general rates made and levied by the Council of the County of Malvern separately in each of the former Counties of Malvern and Selwyn for the years ending the thirty-first day of March, nineteen hundred and sixty-four, and the thirty-first day of March, nineteen hundred and sixty-five, are hereby deemed to have been lawfully made and levied and it shall be lawful for the Council to make and levy a general rate separately in each of the former Counties of Malvern and Selwyn for a further period of six years ending with the thirty-first day of March, nineteen hundred and seventy-one.

**9. Authorising Otamatea County Council to raise special loan in connection with Maungaturoto Water Supply—** Whereas the Local Authorities Loans Board gave its sanction to the Otamatea County Council (in this section referred to as the Council) to raise a loan of forty-two thousand pounds known as the Maungaturoto Water Supply Loan 1960 (in this section referred to as the loan) for the purpose of providing a water supply system to the county town of Maungaturoto: And whereas the Council has expended the sum of forty-seven thousand five hundred and twenty-seven pounds in completing the said water supply of which sum the sum of five thousand five hundred and twenty-seven pounds has been expended out of its County Fund Account: And whereas it is desirable to authorise the Council to raise a special loan not exceeding the sum of five thousand five hundred and twenty-seven pounds for the purpose of recouping its County Fund Account in respect of money expended therefrom as aforesaid: Be it therefore enacted as follows:

The Council is hereby authorised and empowered to borrow by way of special loan under the Local Authorities Loans Act 1956 an amount not exceeding five thousand five hundred and twenty-seven pounds for the purpose of refunding to its County Fund Account the money expended from that account in completing the said water supply.

10. Authorising Otorohanga County Council to strike separate drainage rates to recoup past expenditure on maintenance—Whereas the Otorohanga County Council (in this section referred to as the Council) on or about the year  
5 nineteen hundred and thirty-eight formed the Mangaoronga Special Drainage Area within the boundaries of the County of Otorohanga and constructed therein certain drainage works from loan moneys, private contributions, and a Government subsidy: And whereas no sanitary and  
10 stormwater drainage rate in respect of such drainage works has ever been made or levied and the Council has expended on maintenance of the said drainage works the sum of one thousand two hundred and twenty-one pounds seventeen shillings and tenpence from its County Fund Account:  
15 And whereas in nineteen hundred and fifty-seven the Council formed the Waitomo River Special Drainage District and the Kiokio Special Drainage District within the boundaries of the said county and constructed certain drainage works in each district with the aid of private contributions: And  
20 whereas no sanitary and stormwater drainage rate in respect of such drainage works has ever been made or levied and the Council has expended on maintenance of the said drainage works the sums of four hundred and thirty-four pounds fifteen shillings and sevenpence in respect of the  
25 Waitomo River Special Drainage District and five hundred and fifteen pounds thirteen shillings and sevenpence in respect of the Kiokio Special Drainage district from its County Fund Account: And whereas it is desirable that the Council be empowered to levy such separate rates as will recoup  
30 the money expended from its County Fund Account on the maintenance of the said drainage works in the aforesaid districts but it has no authority to do so: Be it therefore enacted as follows:

(1) The Council is hereby authorised and empowered to  
35 make and levy in the Mangaorongo Special Drainage District, either alone or in conjunction with any future separate rate, such rate as will within a period of nine years recoup to its County Fund Account the sum of one thousand two hundred and twenty-one pounds seventeen shillings and ten  
40 pence expended therefrom on the maintenance of drainage works in that district.

(2) The Council is hereby authorised and empowered to make and levy in the Waitomo River Special Drainage District, either alone or in conjunction with any future separate rate, such rate as will within a period of five years recoup to its County Fund Account the sum of four hundred and thirty-four pounds fifteen shillings and sevenpence expended therefrom on the maintenance of drainage works in that district. 5

(3) The Council is hereby authorised and empowered to make and levy in the Kiokio Special Drainage District either alone or in conjunction with any future separate rate, such rate as will over a period of five years recoup to its County Fund Account the sum of five hundred and fifteen pounds thirteen shillings and sevenpence expended therefrom on the maintenance of drainage works in that district. 10 15

#### 11. Amending section 9 of the Local Legislation Act 1960—

(1) Section 9 of the Local Legislation Act 1960 (as amended by section 7 of the Local Legislation Act 1962) is hereby further amended as follows:

- (a) By omitting from subsection (1) the word “four”, and by substituting the word “six”:
- (b) By omitting from subsection (1) the words “nineteen hundred and sixty-three”, and by substituting the words “nineteen hundred and sixty-four”.

*New*

(1A) Section 7 of the Local Legislation Act 1962 is hereby repealed.

(2) This section shall be deemed to have come into force on the first day of April, nineteen hundred and sixty-four.

12. Authorising Southland County Council to sell certain land—Whereas the Chairman, Councillors, and Inhabitants of the County of Southland (in this section referred to as the Corporation) is the registered proprietor of an estate in fee simple of the land firstly described in subsection (4) of this section, in trust for a site for a soldiers’ memorial: And whereas the Soldiers’ Memorial hitherto erected on the said land has been removed and erected on part of the land secondly described in the said subsection, which is held by the Corporation in trust for a War Memorial Community Centre: And whereas the Corporation is desirous of selling the land firstly described in the said subsection and applying the proceeds of such sale in or towards the maintenance of the Soldiers’ War Memorial at Dipton and for the general 30 35 40



purposes of the Dipton War Memorial Community Centre erected on the land secondly described in the said subsection:

And whereas it is expedient to authorise the Corporation to sell the land firstly described in the said subsection and apply the proceeds as aforesaid: Be it therefore enacted as follows:

5 (1) The Corporation may, without further authority than this section, sell the land firstly described in subsection (4) of this section, or any part of that land, by public auction or public tender, and on the sale of any such land all trusts and reservations theretofore affecting the same shall be  
10 deemed to be cancelled.

(2) The proceeds of the sale of the land firstly described in subsection (4) of this section shall be applied by the Corporation in or towards the maintenance of the Soldiers' War  
15 Memorial at Dipton and for the general purposes of the War Memorial Community Centre erected on the land secondly described in the said subsection.

(3) The District Land Registrar for the Southland Land Registration District is hereby authorised and directed to  
20 accept such documents for registration, to make such entries in the registers, and to do all such other things as may be necessary to give effect to this section.

(4) The land to which this section relates is more particularly described as follows:

25 Firstly, all that area of land containing one acre, more or less, being Lot 1 on plan filed in the office of the Chief Surveyor at Invercargill and numbered 4601, being also part of Section 2, Block IX, Town of Dipton, and being all the  
30 land comprised in certificate of title, Volume 129, folio 204A, Southland Registry.

Secondly, all those areas of land containing together two roods, being Lots 8 and 9, Block I, on plan deposited in the Land Registry Office at Invercargill as number 69, being  
35 also parts of Section 369, District of Hokonui, and being all the land comprised in certificates of title, Volume 21, folio 145, and Volume 36, folio 130, Southland Registry.

**13. Authorising Maniototo County Council to raise special loan and refund County Fund Account from loan money—**

Whereas before the Maniototo County Council (in this section referred to as the Council) obtained authority to raise  
40 a loan of twenty thousand pounds known as the Bridges Loan 1964 it expended from its County Fund Account the sum of

five thousand and sixty-five pounds for certain purposes for which the loan was to be used: And whereas the Local Authorities Loans Board has now granted its sanction to the raising of the Bridges Loan 1964: And whereas the money raised by the Bridges Loan 1964 will be required for bridges work and the Local Authorities Loans Board has no authority to sanction the refunding of the money already expended by the Council: And whereas it is desirable that the Council be empowered to raise a special loan of the said sum of five thousand and sixty-five pounds for the purpose of refunding its County Fund Account: Be it therefore enacted as follows:

The Council is hereby authorised to borrow, by way of special loan under the Local Authorities Loans Act 1956, the sum of five thousand and sixty-five pounds and to refund the said sum when raised to its County Fund Account.

**14. Authorising Tauranga County Council to pay certain money to Tauranga City Council**—Whereas the Tauranga County Council (in this section referred to as the Council) resolved on the fourth day of February, nineteen hundred and sixty-three, to pay to the Tauranga Borough Council from moneys received by the Council under section 28 of the Counties Amendment Act 1961, a sum of five thousand pounds towards the cost of a youth centre to be erected within the boundaries of the Tauranga Borough to commemorate the visit of Her Majesty the Queen and His Royal Highness the Duke of Edinburgh to Tauranga in February, nineteen hundred and sixty-three: And whereas payment of two thousand two hundred and fifty pounds has been made by the Council but it has no authority to pay the remainder of the said sum of five thousand pounds, namely, the sum of two thousand seven hundred and fifty pounds: And whereas it is desirable to authorise the Council to pay the said sum of two thousand seven hundred and fifty pounds to the Tauranga City Council from money held under section 28 of the Counties Amendment Act 1961: Be it therefore enacted as follows:

The Tauranga County Council is hereby authorised to pay to the Tauranga City Council the sum of two thousand seven hundred and fifty pounds from money received under section 28 of the Counties Amendment Act 1961.

**15. Authorising Waimate West County Council to raise loan under Rural Housing Act 1939**—Whereas the Waimate West County Council has vested in it as lessee from the Crown an experimental farm property being Lot 19 on

Deposited Plan Number 4321, and being part Section 32, Block III, Waimate Survey District (in this section referred to as the farm property): And whereas the Council is erecting on the farm property a dwelling for the accommodation of farm labour: And whereas the Council desires to borrow the sum of three thousand pounds for this purpose under the Rural Housing Act 1939 but has no power to do so: Be it therefore enacted as follows:

Notwithstanding anything to the contrary in the Rural Housing Act 1939, the Council is hereby authorised to borrow from the State Advances Corporation of New Zealand in terms of that Act the sum of three thousand pounds for the purpose of erecting a dwelling for farm labour on the farm property.

*New*

**15A. Authorising Whakatane County Council to raise special loan**—Whereas the Whakatane County Council (in this section referred to as the Council) has made sundry advances to farmers under the provisions of the Rural Housing Act 1939 out of the County Fund Account of the Council: And whereas the principal sums outstanding on such advances as at the *(thirty-first day of March)* thirtieth day of June, nineteen hundred and sixty-four, amount in the aggregate to seven thousand five hundred pounds: And whereas it is desirable that the Council be empowered to raise by special loan an amount not exceeding seven thousand five hundred pounds for the purpose of recouping its County Fund Account in respect of the sums advanced from that account as aforesaid: Be it therefore enacted as follows:

The Council is hereby authorised and empowered to borrow by way of special loan under the Local Authorities Loans Act 1956 an amount not exceeding seven thousand five hundred pounds for the purpose of refunding to its County Fund Account the sums advanced from that account as aforesaid.

*City and Borough Councils*

**16. Provision with respect to certain land held by Auckland City Council**—Whereas the Auckland City Council (in this section referred to as the Corporation) is registered as proprietor of an estate in fee simple in that parcel of land referred to in subsection (13) of this section (in this section referred to as the said land): And whereas the said land is vested in the Corporation pursuant to the provisions of the Auckland

Improvement (Albert Barrack Reserves) Act 1872, the Auckland Improvement Act 1873, and the Auckland Improvement Commissioners' Transfer of Powers Act 1879 (in this section collectively referred to as the said Acts): And whereas the Corporation is desirous of using the said land in part for the purpose of widening Rutland Street in the City of Auckland (in this section referred to as the said street) and as to the remainder of the said land as a site for a public library: And whereas the Corporation on the assumption that it was authorised so to do has already removed certain buildings (in this section referred to as the demolished buildings) on the said land: And whereas it is expedient that the acts of the Corporation in so removing the demolished buildings be validated: And whereas it is also expedient that the said land be hereafter held by the Corporation freed and discharged from the restrictions, reservations, and conditions imposed by the said Acts, and that the Corporation be empowered to use the said land for the above-mentioned purpose of street widening and as a site for a public library: And whereas it is proper that the Corporation pay to the Corporation's Improvement Trust Account (in this section referred to as the Trust Account) compensation (determined as hereinafter provided) for the value of the said land and the buildings thereon together with the value of the demolished buildings and together also with the loss of rents suffered by the Trust Account by reason of the above-mentioned removal of buildings: And whereas it is also expedient that the Corporation be empowered to deal with and apply the above-mentioned compensation in manner hereinafter provided: Be it therefore enacted as follows:

(1) It is hereby declared that the said land shall hereafter be held by the Corporation for an estate in fee simple freed and discharged from the restrictions, reservations, and conditions imposed by the said Acts.

(2) The Corporation is hereby empowered to dedicate as part of the said street a strip of land fourteen feet in width abutting on the existing alignment of the said street together with such further land as is sufficient to preserve the present pattern of corner set backs at the junction of the said street with Lorne Street and Wellesley Street East, and to hold the residue of the said land for the purpose of a site for a public library subject to the provisions of section 305 of the Municipal Corporations Act 1954.

(3) The acts of the Corporation in removing the demolished buildings are hereby validated.

(4) The Corporation shall pay to the Trust Account (in manner hereinafter provided), as compensation for the value of the said land and the buildings thereon together with the value of the demolished buildings, the sum of two hundred  
5 and seventy-seven thousand one hundred and fifty pounds, being the fair and reasonable value thereof as determined by the Valuer-General as at the first day of June, nineteen hundred and sixty-four.

(5) The compensation referred to in the preceding sub-  
10 section (4) of this section shall be paid to the Trust Account together with interest thereon from the first day of June, nineteen hundred and sixty-four, at the rate of five and one-quarter per cent per annum by equal annual instalments of principal and interest, each instalment being due on the first  
15 day of June in each year during a period of thirty-five years, the first such instalment being due and payable on the first day of June, nineteen hundred and sixty-five.

(6) The Corporation shall forthwith pay to the Trust Account as compensation for the loss of rents suffered by  
20 reason of the above-mentioned removal of buildings the sum of thirteen thousand one hundred and sixty-five pounds, being the sum determined by the Valuer-General as fair and reasonable compensation therefor as at the first day of June, nineteen hundred and sixty-four.

(7) The compensation referred to in subsection (4) of this section shall be applied in or towards the costs of purchasing or otherwise acquiring land in the City of Auckland for the purposes expressed in the said Acts or for develop-  
30 ment or improvement of land now or hereafter vested in the Corporation for these purposes or for investment in any investments for the time being authorised by law for the investment of trust funds (the said compensation money and investments arising under the provisions of this subsection being hereinafter referred to as the compensation fund).

(8) The Corporation shall hold any land purchased or  
35 acquired pursuant to the powers conferred upon it by this section for the purposes expressed in the said Acts and the Corporation shall have, in respect of that land, all such powers of leasing and disposition as it has under the provisions of the said Acts and also as it has in respect of its  
40 general or ordinary endowments and in addition shall have the special powers set out in subsection (9) of this section.

(9) The Corporation is hereby empowered to expend the whole or part of the compensation fund or of the proceeds of sale of any land purchased or acquired under subsection (7) of this section on the cost of demolition of any building or buildings now or hereafter being upon any land at any time vested in it for the purposes of the said Acts and on the cost of erecting a building or buildings on any such land. 5

(10) The Corporation shall expend the net income received from the compensation fund including (but not by way of limitation) interest payable as part of the annual instalments provided for in subsection (5) of this section, together with the compensation for loss of rents provided for in subsection (6) of this section and the net rents received from the leasing of any land purchased or acquired under subsection (7) of this section, for the maintenance and upkeep of any land purchased or acquired by it pursuant to the powers conferred upon it by the said subsection (7) of this section, and also for any of the purposes expressed in the said Acts. 10 15

(11) No stamp duty shall be payable on any transfer or other assurance to the Corporation of any land purchased or acquired by it pursuant to the powers conferred on it by this section. 20

(12) The District Land Registrar for the Land Registration District of North Auckland is hereby authorised and directed to make such entries in the registers, to issue such titles, to register such instruments, to deposit such plans, and to do all such other things as may be necessary to give effect to the provisions of this section. 25

(13) The land to which this section relates is particularly described as follows: 30

All those pieces of land situated in the City of Auckland, being Allotments 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12 of Subsection Number 6, of a subdivision into lots and subsections of Section 13, of the City of Auckland, and being the whole of the lands comprised and described in Provisional Register certificates of title, Volume 5, folios 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, and 109 respectively, North Auckland Registry. 35

**17. Authorising Christchurch City Council to raise special loan**—Whereas the Christchurch City Council (in this section referred to as the Council) has entered into an agreement with the Minister of Works pursuant to section 31 of the Finance Act (No. 3) 1944 providing for the carrying out of certain works in a reclamation area under the Housing Improvement Act 1945: And whereas the Council has made payments exceeding the sum of fifty-two thousand pounds out of its District Fund Account in connection with the acquisition of land pursuant to the said agreement: And whereas it is desirable that the Council be empowered to raise a special loan of not more than fifty thousand pounds for the purpose of recouping its District Fund Account in respect of the sums expended from that account as aforesaid: Be it therefore enacted as follows:

The Council is hereby authorised to borrow by way of special loan under the Local Authorities Loans Act 1956, and notwithstanding anything in section 34 of that Act and without the prior consent of the ratepayers, an amount not exceeding fifty thousand pounds for the purpose of refunding to its District Fund Account money expended from that account as aforesaid.

**18. Validating variation of terms of raising certain loan money by Christchurch City Council**—Whereas by Order in Council dated the twenty-sixth day of November, nineteen hundred and sixty-two, consent was given to the raising by the Christchurch City Council (in this section referred to as the Council) of a loan of two hundred and forty-eight thousand pounds to be known as the Parking Building Loan 1962 (in this section referred to as the loan): And whereas one of the conditions determined by the Local Authorities Loans Board in respect of raising a sum of twelve thousand pounds as part of the loan was that the sum should be borrowed for a term of ten, twenty, twenty-five, thirty, or thirty-five years at the discretion of the Council: And whereas the Council raised such sum of twelve thousand pounds for a term of fifteen years: And whereas it is desirable to validate the action of the Council in raising the said sum otherwise than in accordance with the conditions determined by the Local Authorities Loans Board: Be it therefore enacted as follows:

The action of the Council in raising the sum of twelve thousand pounds as part of the loan, otherwise than in accordance with conditions determined by the Local Authorities Loans Board, is hereby validated and the said sum of twelve thousand pounds shall be deemed to have been lawfully borrowed and all stock issued in respect thereof shall be deemed to have been lawfully issued and shall have full force and effect according to its tenor. 5

**19. Authorising the Dunedin City Council to make *ex gratia* payment in respect of a contract**—Whereas by an agreement dated the first day of August, nineteen hundred and sixty-two, made between McKinlay Bros. Limited, a duly incorporated company having its registered office in Dunedin, contractors (in this section referred to as the contractor), of the one part, and the Mayor, Councillors, and Citizens of the City of Dunedin (in this section referred to as the Corporation), of the other part, the contractor agreed to perform certain works in respect of the reconstruction of part of London Street: And whereas in the execution of the said works the contractor encountered certain unforeseen difficulties and suffered loss: And whereas the Corporation, having regard to these difficulties and to the hardship which the contractor would otherwise suffer, is desirous of making a payment of nine hundred pounds to the contractor: Be it therefore enacted as follows: 10 15 20

The Corporation is hereby authorised and empowered to pay the sum of nine hundred pounds to the contractor by way of compensation in respect of part of the loss incurred by the contractor. 25

**20. Validating certain expenditure incurred by Kawerau Borough Board of Commissioners in connection with flood disaster in the Borough of Opotiki**—The expenditure by the Kawerau Borough Board of Commissioners during the financial year ended on the thirty-first day of March, nineteen hundred and sixty-four, of the sum of one thousand pounds as a donation to the Mayor, Councillors, and Citizens of the Borough of Opotiki for flood disaster relief work is hereby validated and declared to have been lawfully made. 30 35

**21. Provision with respect to overdraft of Opotiki Borough Council**—Whereas the Opotiki Borough Council (in this section referred to as the Council) has from time to time borrowed and owed money and incurred liabilities in excess of the limits prescribed by the Local Authorities Loans Act 40



1956: And whereas at the thirty-first day of March, nineteen hundred and sixty-three, the amount owing by the Council to its bankers, together with the amount owing on certain cheques which had been drawn by the Council but had not  
5 been presented before that date, amounted in all to the sum of eleven thousand seven hundred and fourteen pounds four shillings and tenpence: And whereas it is desirable to make provision in the manner hereinafter appearing: Be it therefore enacted as follows:

10 (1) Notwithstanding anything to the contrary in section 20 of the Local Authorities Loans Act 1956, or in any other Act, all money heretofore borrowed and owed by the Council and all other liabilities heretofore incurred by the Council in excess of the limits prescribed by that section and included  
15 in the aforesaid sum of eleven thousand seven hundred and fourteen pounds four shillings and tenpence shall be deemed to have been at all times lawfully borrowed, owed, and incurred by the Council.

(2) The Council is hereby authorised and empowered to  
20 borrow from its bankers, by way of special overdraft, the sum of ten thousand pounds to be applied in reduction of those liabilities.

(3) The Council shall repay the sum of ten thousand pounds by ten equal payments, one such payment to be  
25 made in each year during the period of ten years commencing on the first day of April, nineteen hundred and sixty-four, and for the purpose of providing the sum necessary to meet the payments the Council shall in each of those years without further authority than this section make and levy a separate  
30 rate on all rateable property in the Borough of Opotiki of such amount as may be necessary to produce the sum required:

Provided that the Council may in any year repay out of its General Account a further amount that will increase the  
35 repayment in that year to an amount greater than a tenth part.

(4) Any separate rate made under this section shall not be taken into account in determining the total amount of separate rates that may be made and levied in the Borough  
40 pursuant to section 93 of the Municipal Corporations Act 1954.

(5) The said sum of ten thousand pounds shall be carried to a separate account at the bank and all payments made in reduction of the said sum shall be credited to that account.

(6) No part of that sum shall hereafter be taken into account in determining the amount that may be borrowed or that may be owed by the Council pursuant to section 20 of the Local Authorities Loans Act 1956.

**22. Validating certain expenditure incurred by Rotorua City Council in connection with city celebrations**—The expenditure by the Rotorua City Council during the financial year ended on the thirty-first day of March, nineteen hundred and sixty-two, of thirty-eight pounds seventeen shillings and threepence, during the financial year ended on the thirty-first day of March, nineteen hundred and sixty-three, of six thousand two hundred and twenty pounds seven shillings and eightpence, during the financial year ended on the thirty-first day of March, nineteen hundred and sixty-four, of two thousand three hundred and eight-four pounds nine shillings and sixpence, during the financial year ending on the thirty-first day of March, nineteen hundred and sixty-five, of one hundred and ninety-one pounds eleven shillings and sevenpence in connection with celebrating the attainment of city status is hereby validated and declared to have been lawfully incurred.

**23. Authorising Tauranga City Council to repay abattoir loans from Abattoir Depreciation Fund**—Whereas the Tauranga City Council (in this section referred to as the Council) conducts the undertaking of an abattoir (in this section referred to as the old abattoir) serving the City of Tauranga and its surrounding districts under the provisions of the Meat Act 1939 (in this section referred to as the Act): And whereas the Council has from time to time raised loans for the purposes of such abattoir and certain of such loans have not been repaid: And whereas the Council has established and maintained a Depreciation Fund in respect of such abattoir and appointed the Public Trustee the sole Commissioner of such fund: And whereas the Council and certain other local authorities agreed to the establishing and maintaining of a new abattoir and have appointed a committee as the controlling authority of such new abattoir: And whereas the committee has delegated its powers to establish and maintain the new abattoir to the Auckland Farmers Freezing Cooperative Limited, a duly incorporated company (in this section referred to as the company): And whereas upon the establishment of the new abattoir by the company the Council will close down the old abattoir and

the said Depreciation Fund will no longer be required for the purposes for which it was established: And whereas the Council desires to apply the money in the said Depreciation Fund towards the repayment of the loans raised in respect  
5 of the old abattoir but has no authority to do so: And whereas it is expedient that the Council should be empowered to do so: And whereas a sum of one thousand seven hundred and eighty-one pounds sixteen shillings and fourpence being the balance of a loan raised by the Council known as the  
10 Abattoir Additional Loan 1953 of two thousand five hundred pounds falls due for repayment on the first day of January, nineteen hundred and sixty-five, and various other sums in respect of other loans relating to the old abattoir fall due on divers later dates: Be it therefore enacted as  
15 follows:

- (1) The Public Trustee is hereby authorised and directed to pay to the Council such sums as comprise the aforesaid Depreciation Fund and upon such payment the Public Trustee shall not be responsible for the application thereof.
- 20 (2) The Council is hereby empowered to receive such sums as comprise the aforesaid Depreciation Fund and to apply therefrom the sum of one thousand seven hundred and eighty-one pounds sixteen shillings and fourpence in repayment of the Abattoir Additional Loan 1953 on the first day  
25 of January, nineteen hundred and sixty-five, and thereafter from time to time to apply the balance of such sums in the repayment of the said other loans.

**24. Vesting certain harbour land in Thames Borough Council for the purposes of pensioner housing and validating  
30 payment for such land**—Whereas the Thames Harbour Act 1936 dissolved the Thames Harbour Board (in this section referred to as the Board) and vested all its property, real and personal, in the Corporation of the Borough of Thames for the estate and interest of the Board therein: And where-  
35 as the Thames Borough Council (in this section referred to as the Council) thereupon became registered as proprietor of an estate in fee simple being the land described in sub-section (4) of this section (in this section referred to as the land): And whereas the land was acquired by purchase  
40 by the Board as a site for administration offices but the land is no longer required by the Council for that purpose: And whereas the Council is desirous of utilising the said land for the purpose of erecting pensioner housing thereon but has no authority to do so: And whereas the Council has

transferred the sum of four hundred pounds from its General Account to its Harbour Account as the purchase price of the land: And whereas the Council had no power to make such a payment: Be it therefore enacted as follows:

(1) The land is hereby declared to be vested in the Council for the purposes of pensioner housing, freed and discharged from all trusts, reservations, and restrictions affecting the same immediately before the passing of this Act. 5

(2) The District Land Registrar for the South Auckland Land Registration District is hereby authorised and directed, without any fee being payable by the Council, to make such entries in his register and to do all such other things as may be necessary to give effect to the provisions of this section. 10

(3) The action of the Council in transferring the sum of four hundred pounds from its General Account to its Harbour Account as the purchase price of the said land is hereby validated. 15

(4) The land to which this section relates is more particularly described as follows:

All that parcel of land containing seventeen perches, more or less, being Lots 162 and 179 of the Kauaeranga Numbers 8 and 13 Blocks, situated in Block IV, Thames Survey District, and being all the land comprised and described in certificate of title, Volume 559, folio 294, South Auckland Registry, limited as to parcels. 20 25

**25. Provision with respect to expenditure by Waikouaiti Borough Council on centennial celebrations—**

(1) The Waikouaiti Borough Council (in this section referred to as the Council) is hereby authorised to establish a separate Bank Account to be known as the Centennial Fund Account (in this section referred to as the Fund) and to pay into the Fund in each financial year until the year ending on the thirty-first day of March, nineteen hundred and sixty-seven, a sum not exceeding one hundred pounds. 30

(2) The money in the Fund shall be expended by the Council for the purpose of celebrating in the year nineteen hundred and sixty-six, the centennial of the founding of the Borough of Waikouaiti (in the year eighteen hundred and sixty-six known as the Borough of West Hawksbury) and any sum remaining in the Fund after all expenses lawfully incurred in connection with the said centennial have been met, shall be transferred to the District Fund Account of the Council to the credit of the General Account. 35 40

26. **Validating payment by Waimate Borough Council to Mona Ethel Firth**—Whereas the Waimate Borough Council (in this section called the Council) during the year ended on the thirty-first day of March, nineteen hundred and 5 sixty-four, made payment *ex gratia* to Mona Ethel Firth, of Waimate, widow of Dennis Vernon Victor Firth, deceased, a former Town Clerk to the Council, of the sum of four hundred and fifty-two pounds five shillings and fourpence 10 as a compassionate allowance and in recognition of the services rendered to the Council by the said Dennis Vernon Victor Firth: And whereas the Council had no authority to make such a payment and it is desirable to validate the same: Be it therefore enacted as follows:

The action of the Council in making payment of the sum 15 of four hundred and fifty-two pounds five shillings and fourpence to Mona Ethel Firth is hereby validated and declared to have been lawful.

27. **Suspension of annual appropriation of renewal fund in respect of tramway and power supply undertaking of Wellington City Council**—Whereas the Wellington City Council 20 (in this section referred to as the Council) by virtue of section 3 of the Wellington City Trading Departments' Reserve and Renewal Funds Act 1917 (as amended by section 3 of the Wellington City Empowering and Amendment Act 1922) is 25 required to charge an annual appropriation to provide renewal funds for its tramway and power supply undertaking: And whereas the Council no longer operates a tramway system and payments from the said renewal funds have been greatly reduced: And whereas it is expedient that the 30 Council suspend the annual appropriation in respect of the said tramway and power supply undertaking but it has no authority to do so: Be it therefore enacted as follows:

It shall not be necessary for the Wellington City Council in 35 respect of all or any of the financial years within the period commencing on the first day of April, nineteen hundred and sixty-four, and ending on the thirty-first day of March, nineteen hundred and seventy, to charge the annual appropriation in respect of the tramway and power supply undertaking of the Council prescribed by section 3 of the Wellington 40 City Trading Departments' Reserve and Renewal Funds Act 1917, as amended by section 3 of the Wellington City Empowering and Amendment Act 1922.

28. Provision with respect to certain land vested in Whangarei City Council—Whereas by Proclamation 10138 dated the ninth day of January, nineteen hundred and forty, and published in the *Gazette* on the eighteenth day of the same month at page 45, land in Block IX, Whangarei Survey District, was taken under the provisions of Public Works Act 1928 and vested in the Mayor, Councillors, and Citizens of the City of Whangarei (hereinafter called the Council) for the purpose of the disposal of refuse and rubbish: And whereas the said land on the thirty-first day of March, nineteen hundred and fifty-eight, was no longer capable of further use for the disposal of refuse and rubbish: And whereas part of the said land has been proclaimed a public road: And whereas it is desirable that the limitation on the use of the balance of the said land (which is described in subsection (4) of this section) for the disposal of refuse and rubbish should be removed and that the land described in subsection (4) of this section be vested in the Council from the thirty-first day of March, nineteen hundred and fifty-eight, for its general purposes: And whereas on or about the thirty-first day of March, nineteen hundred and fifty-eight, the Council entered into an agreement to grant a lease of the land firstly described in subsection (4) of this section to C. R. Lovatt and Son Limited (a duly incorporated company having its registered office in Whangarei) for a term of twenty-one years commencing on the seventeenth day of April, nineteen hundred and fifty-eight, and containing a perpetual right of renewal and subject to the conditions in the Public Bodies Leases Act 1908 and otherwise on the terms usually contained in leases of land in the City of Whangarei: And whereas the Council had no authority to enter into the said agreement to grant a lease of the said land firstly described in subsection (4) of this section while it was subject to the aforesaid limitation as to use: And whereas it is desirable that the aforesaid agreement to lease be confirmed and validated: Be it therefore enacted as follows:

(1) Notwithstanding anything in any Act or rule of law to the contrary the lands described in subsection (4) of this section are hereby vested in, and shall be deemed to have been vested in the Mayor, Councillors, and Citizens of the City of Whangarei as from the thirty-first day of March, nineteen hundred and fifty-eight, for the general purpose of the said City of Whangarei free from the limitation of the use thereof to the disposal of refuse and rubbish.

(2) The agreement to grant a lease of the land firstly described in subsection (4) of this section by the Council to the said C. R. Lovatt and Son Limited and any memorandum of lease entered into pursuant thereto is hereby confirmed and validated.

(3) The District Land Registrar of the Land Registration District of North Auckland is hereby authorised to make such entries in the registers and do all such other things as may be necessary to give effect to the provisions of this section.

(4) The lands hereinbefore referred to are described as follows:

Firstly, that piece of land being part Section 13, Block IX, Whangarei Survey District, and being also Lot 2 on Deposited Plan Number 46338, and part Lots 1 and 3 on Deposited Plan Number 51492, and being part of the land described in certificate of title, Volume 1D, folio 331, North Auckland Registry.

Secondly, that piece of land being part Section 13 and all Section 15, Block IX, Whangarei Survey District, and being also part Lot 3 on Deposited Plan Number 46338, and being part of the land described in certificate of title, Volume 1D, folio 332, North Auckland Registry.

Thirdly, that piece of land being part Section 12, Block IX, Whangarei Survey District, and being part of the land described in certificate of title, Volume 1D, folio 333, North Auckland Registry.

#### *Harbour Boards*

**29. Validating refund to Harbour Fund Account from loan money by Otago Harbour Board**—Whereas before the Otago Harbour Board (in this section referred to as the Board) obtained authority to the raising of a loan of six thousand pounds to be known as the Port Development Loan 1963 (in this section referred to as the loan), the Board expended out of its Harbour Fund Account for the purposes for which the loan was to be raised the sum of six thousand pounds: And whereas, when that authority had been obtained and the loan raised, the Board refunded to its Harbour Fund Account the proceeds of the loan: And whereas the Board had no authority to make such a refund and it is desirable to validate the same: Be it therefore enacted as follows:

The action of the Board in refunding the said sum of six thousand pounds to its Harbour Fund Account out of the proceeds of the said loan is hereby validated and declared to have been lawful.

**30. Provision with respect to certain land reclaimed by Southland Harbour Board**—Whereas the Southland Harbour Board (in this section referred to as the Board) is registered as the proprietor of an estate in fee simple in the land described in subsection (4) hereof (in this section referred to as the land), being an island reclaimed from the sea: And whereas the Board is desirous of defining the limits and boundaries of the said land for the purposes of the Harbours Act 1950 (in this section referred to as the Act) as being the limits and boundaries of a wharf, and has applied to the Minister of Marine (in this section referred to as the Minister) under section 190 of the Act for his consent to that definition: And whereas doubts having arisen as to whether parts of the land can properly be regarded as forming portion of a wharf within the meaning of section 2 of the Act, the Board applied to the Corporation of the Chairman, Councillors, and Inhabitants of the County of Southland and the Corporation of the Mayor, Councillors, and Citizens of the Borough of Bluff (being the only local authorities which have or might have jurisdiction over the said land by virtue of section 171 of the Act) for their consent to the definition: And whereas the said Corporations have consented to the definition and it is desirable that the limits and boundaries of the land should be defined to be the limits and boundaries of a wharf: Be it therefore enacted as follows:

(1) The limits and boundaries of the land are hereby defined to be the limits and boundaries of a wharf within the meaning of section 2 of the Act.

(2) If any part or parts of the land is hereafter leased or otherwise disposed of to, or taken by, any person for any purpose which in the opinion of the Minister is not connected with the taking of passengers or goods on board of or their landing from vessels, the Minister may, by notice in the *Gazette*, declare that the part or parts of the land so leased or otherwise disposed of or taken shall cease to be within the limits and boundaries of a wharf, and the part or parts of the land referred to in the notice shall thereupon cease to be within the limits and boundaries of a wharf.

(3) Any part or parts of the land which shall cease to be within the limits and boundaries of a wharf shall as from the date of such cessation be subject to the jurisdiction of the Corporation of the Mayor, Councillors, and Citizens of the Borough of Bluff under section 171 of the Act.

(4) The land to which this section relates is particularly described as follows:



All that piece of land in the Southland Land District containing eighty-six acres one rood twenty perches, more or less, being Section 41, Block 1, Campbelltown Hundred, and being all of the land comprised in certificate of title, Volume 235, folio 90, Southland Registry.

**31. Authorising Whangarei Harbour Board to grant a lease**—Whereas the land described in subsection (4) of this section is vested in the Whangarei Harbour Board (in this section referred to as the Board): And whereas the Board is desirous of granting a perpetually renewable lease of the said land to the Whangarei City Council (in this section referred to as the Council) for the purpose of constructing a sewage treatment works on the said land: And whereas the Board is desirous of fixing a rental of fifty-two pounds per year for the first term of twenty-one years and a rental of one hundred and four pounds per year for the second term in respect of the said land, and thereafter that such rental to be fixed in accordance with the provisions of the Public Bodies Leases Act 1908: And whereas the Board has no authority to grant a lease with the rental so fixed beyond the first term of twenty-one years: And whereas it is desirable that the Board be authorised to grant the proposed lease: And whereas part of the land referred to in subsection (4) of this section is tidal land and neither the Board nor the Council has authority to reclaim tidal land: And whereas it is desirable that the Board and the Council be authorised to reclaim such land: Be it therefore enacted as follows:

(1) Notwithstanding the provisions of sections 5 and 8 of the Public Bodies Leases Act 1908, the Board is hereby authorised to grant to the Council a lease of the land described in subsection (4) of this section, for a term of twenty-one years and providing for perpetual rights of renewal for successive periods of twenty-one years, at a rental of fifty-two pounds per year for the first term of twenty-one years and at a rental of one hundred and four pounds per year for the second term of twenty-one years and for terms thereafter at rentals to be fixed in accordance with the provisions of the Public Bodies Leases Act 1908.

(2) The Board is hereby authorised to execute all such deeds and documents and to do all such things as may be necessary for the effectual granting of the lease to the Council.

(3) Subject to the provisions of sections 176 to 182 of the Harbours Act 1950, the Board or the Council is hereby authorised to reclaim all or any part of the land described in subsection (4) of this section. This subsection shall be deemed to be a special act for the purposes of the Harbours Act 1950. 5

(4) The land to which this section relates is more particularly described as follows:

All that piece of land situated in the County of Whangarei containing thirty-seven acres three roods twenty-five perches, more or less, being Lot 1, on Deposited Plan 50540, 10 and being part Section 27, Block IX, Whangarei Survey District, and part Kioreroa Block, and being part of the land comprised in certificates of title, Volume 418, folio 91, and Volume 1111, folio 139, North Auckland Registry; excepting from the part Kioreroa Block, all minerals, mineral oils, gases, 15 metal, coal, and valuable stones, on or under the said land: Subject, firstly, to the right of Her Majesty the Queen to take without compensation land which may be required for railway purposes; and, secondly, to the right of ingress, egress, and regress to the Whangarei High School Board and to all 20 persons authorised by the said Board to work any minerals, mineral oils, gases, metal, coal, and valuable stones, on or under the said land; and, thirdly, to the right of the Whangarei High School Board to take and lay off a line of 25 road one chain wide to connect Otaika Road with Simpsons Road crossing Limeburners Creek as provided for by subsection (1) of section 19 of the Reserves and other Lands Disposal and Public Bodies Empowering Act 1924.

#### *Hospital Boards*

**32. Validating expenditure incurred by the Auckland Hospital Board in connection with the official opening of National Women's Hospital**—The expenditure incurred by the Auckland Hospital Board during the financial year ended on the thirty-first day of March, nineteen hundred and sixty-four, of the sum of eleven hundred pounds in connection 35 with the official opening of National Women's Hospital, is hereby validated and declared to have been lawfully incurred.

**33. Authorising Vincent and Maniototo Hospital Boards to sell certain land**—Whereas pursuant to section 34 of the Local Legislation Act 1949 the Vincent Hospital Board and 40 the Maniototo Hospital Board (in this section referred to as the Boards) were registered jointly as proprietors of an estate in fee simple in all that area of land containing six

acres, more or less, being part Section 9, Block IV, Lauder Survey District, and being all the land comprised and described in certificate of title, Volume 218, folio 12, Otago Registry: And whereas the said parcel of land with the  
5 dwelling thereon was transferred to the Boards for the purpose of providing a residence for a medical practitioner practising in and around Lauder: And whereas the said parcel of land is no longer required for such purpose and the Boards are desirous of selling the same: And whereas doubts have arisen  
10 as to the Boards' authority to sell the said land: And whereas the Boards have agreed to dispose of the said parcel of land to William James Clouston, farmer, of Lauder, and Robert John Knowles, taxation consultant, of Dunedin, for the sum of two thousand three hundred and forty-five pounds ten  
15 shillings and it is expedient that the Boards be authorised to sell the said land: Be it therefore enacted as follows:

The Boards are hereby authorised to sell their estate in the said parcel of land to the said William James Clouston and the said Robert John Knowles upon the terms above set forth  
20 and the proceeds of such sale shall be divided equally between and form part of the general funds of each Board.

#### *Rabbit Boards*

**34. Validating rates made and levied by Manawatu Rabbit Board**—Whereas the Manawatu Rabbit District (in this section referred to as the district) was constituted by Order in  
25 Council dated the seventh day of November, nineteen hundred and twenty-three: And whereas the boundaries of the district were altered and redefined by Order in Council dated the fourth day of December, nineteen hundred and sixty-one,  
30 and published in the *Gazette* on the fourteenth day of the same month at page 1918: And whereas the said Order in Council omitted to describe the boundaries of the district completely: And whereas the boundaries of the district were further redefined by Order in Council dated the twenty-fourth  
35 day of July, nineteen hundred and sixty-three, and published in the *Gazette* on the first day of August, nineteen hundred and sixty-three, at page 1075: And whereas the Manawatu Rabbit Board (in this section referred to as the Board) made and levied a general rate within the district in respect of the  
40 year ended on the thirty-first day of March, nineteen hundred and sixty-three, and has imposed additional charges where such rate has not been paid in accordance with the provisions of section 76 of the Rating Act 1925: And whereas because of the incomplete description of the boundaries of the district

doubts have arisen as to the validity of such rate and such additional charges: And whereas it is desirable that these doubts be removed: Be it therefore enacted as follows:

The general rate made and levied by the Board for the year ended on the thirty-first day of March, nineteen hundred and sixty-three, as appearing in the rate book of the Board, shall be deemed to have been lawfully made and levied and the demands made for payment of the rate shall be deemed to be valid and to have been lawfully made and the additional charge imposed on the said rate pursuant to section 76 of the Rating Act 1925, shall be deemed to have been lawfully imposed.

**35. Validating refund to General Account by Otama Rabbit Board**—Whereas, before authority was obtained to the raising of a loan of four thousand pounds to be known as the Staff Housing Loan 1961 (in this section referred to as the loan), the Otama Rabbit Board (in this section referred to as the Board) expended out of its General Account, for certain purposes for which the loan was to be raised, money amounting in the aggregate to the sum of three thousand seven hundred and fifty pounds: And whereas the loan has since been raised and the Board has refunded the said sum to its General Account out of the proceeds of the loan: And whereas the Board had no authority to make such a refund and it is desirable to validate the same: Be it therefore enacted as follows:

The action of the Board in refunding the sum of three thousand seven hundred and fifty pounds to its General Account out of the proceeds of the loan is hereby validated and declared to have been lawful.

*Affecting Two or More Classes of Public Bodies*

**36. Sewerage agreements between City of Hastings and Borough of Havelock North**—Whereas the Corporation of the City of Hastings (in this section referred to as the City Corporation) has main drains and sewers through an area of the Hawke's Bay County known as Whakatu extending to the sea: And whereas the Corporation of the Borough of Havelock North (in this section referred to as the Borough Corporation) is desirous of connecting its sewerage system to that of the City Corporation at Whakatu: And whereas the City Corporation and the Borough Corporation are parties to a deed dated the twenty-second day of June, nineteen hundred and sixty-four, whereby the parties have agreed

that the Borough Council may connect its sewerage system to the sewerage system of the City Corporation at Whakatu as aforesaid for a period of twenty-five years upon the terms and conditions contained in the said deed: And where-  
5 as doubt has arisen as to whether the City Corporation may be at liberty to disconnect the Borough Corporation's sewerage system during the period covered by the said deed other than by virtue of the expressed conditions contained therein: And whereas it is expedient that the City Corpora-  
10 tion should not have such power except in accordance with the expressed conditions of the said deed: Be it therefore enacted as follows:

Notwithstanding the provisions contained in subsection (2) of section 223 of the Municipal Corporations Act 1954,  
15 or in any other enactment, the City Corporation shall have no power to disconnect the sewerage system of the Borough Corporation from the sewerage and drainage system of the City Corporation except in accordance with the terms and conditions contained in the said deed.

20 **37. Vesting certain land in Tauranga City Council and authorising Tauranga City Council to reclaim certain land from the sea**—Whereas the land described in paragraph (a) of subsection (2) and in subsections (3) and (4) of this section is vested in the Tauranga Harbour Board (in this section referred to as the Board): And whereas it is expedient that  
25 the land described in paragraph (a) of subsection (2) of this section be vested in the Mayor, Councillors, and Citizens of the City of Tauranga (in this section referred to as the Corporation) for municipal purposes: And whereas the land  
30 described in subsection (5) of this section is vested in Her Majesty the Queen for railway purposes: And whereas the land described in paragraph (a) of subsection (2) and in subsections (3) and (5) of this section is tidal land and it is expedient that such land should be reclaimed from the sea:  
35 And whereas the Corporation desires to reclaim the land described in paragraph (a) of subsection (2) of this section but it has no authority to do so: And whereas to facilitate the reclamation of the land described in paragraph (a) of sub-  
40 section (2) of this section it is desirable that the Corporation be authorised to reclaim the land referred to in subsections (3) and (5) of this section on behalf of the Board and Her Majesty the Queen respectively: And whereas the land

described in subsection (4) of this section has been reclaimed by persons unknown without authority and it is desirable that such reclamation be validated in the name of the Board: Be it therefore enacted as follows:

(1) This section shall be deemed to be a special Act for the purposes of the Harbours Act 1950. 5

(2) (a) All that area of land in the South Auckland Land Registration District situated in Tauranga County, containing six acres and three roods, more or less, delineated and coloured blue and marked area "A" on the plan marked M.D. 11832 deposited in the office of the Marine Department at Wellington is hereby vested in the Mayor, Councillors, and Citizens of the City of Tauranga for municipal purposes. 10

(b) Notwithstanding the provisions of section 175 of the Harbours Act 1950, but subject to the provisions of that Act, the Corporation is hereby authorised to reclaim from the sea the land referred to in paragraph (a) of this subsection. 15

(3) Notwithstanding the provisions of section 175 of the Harbours Act 1950, but subject to the provisions of sections 178 to 182 of that Act, the Corporation is hereby authorised to reclaim from the sea all that area in the South Auckland Land Registration District vested in the Board and situated in Tauranga County, containing two acres and one rood, more or less, delineated and coloured blue and marked area "B" on the plan marked M.D. 11832 deposited in the office of the Marine Department at Wellington. 25

(4) Notwithstanding the provisions of the Harbours Act 1950, the reclamation by unknown persons of tidal land in the South Auckland Land Registration District, Tauranga County, vested in the Tauranga Harbour Board, containing two acres two roods thirty-six perches, more or less, as delineated and marked area "D" on the plan marked M.D. 11832 deposited in the office of the Marine Department at Wellington, is hereby validated in all respects as though the provisions of the Harbours Act 1950 had been duly complied with and the necessary sanction and authority had been given to the Board prior to the reclamation of the said tidal land. 30

(5) Notwithstanding the provisions of section 175 of the Harbours Act 1950, but subject to the provisions of sections 178 to 182 of that Act, the Minister of Railways and the Corporation are hereby authorised to undertake the reclamation of the land vested in Her Majesty the Queen for railway purposes, being one acre two roods, more or less, being the 35 40

land shown as area "C", delineated and coloured blue on the plan marked M.D. 11832 deposited in the office of the Marine Department at Wellington.

5 (6) For the purposes of this section the Corporation may enter into any contract with any person for the execution of all or any works which may be necessary or expedient in or about the reclamation of the land referred to in paragraph (a) of subsection (2), and subsections (3) and (5) of this section upon such terms and subject to such conditions as may  
10 seem proper and reasonable to the Corporation, and for the purposes of subsection (5) of this section the Corporation may enter into a contract with the Minister of Railways to undertake the reclamation of the land referred to in that subsection.

15 (7) The District Land Registrar for the South Auckland Land Registration District is hereby authorised, on the deposit of such plans as he may require, to accept such documents for registration, to issue such certificates of title, and to do all such other things as may be necessary to give effect to  
20 the provisions of this section.

**38. Authorising Whangarei Harbour Board to grant a lease to Whangarei City Council**—Whereas the Whangarei Harbour Board (in this section referred to as the Board) is desirous of granting a perpetually renewable lease of the land  
25 described in subsection (3) of this section to the Whangarei City Council (in this section referred to as the Council) for the purpose of constructing a public swimming pool on the said land: And whereas the Board is desirous of fixing a rental of one pound per year in respect of the said land such  
30 rental to be fixed in perpetuity or until the term of the said lease is determined: And whereas the Board has no authority to grant a lease with the rental fixed beyond a term of twenty-one years: And whereas it is desirable that the Board be authorised to grant the proposed lease: Be it therefore enacted  
35 as follows:

(1) Notwithstanding the provisions of sections 5 and 8 of the Public Bodies Leases Act 1908, the Board is hereby authorised and empowered to grant to the Council a lease  
40 of the land described in subsection (3) of this section for a term of twenty-one years at a rental of one pound per year in a form approved by the Board and providing for perpetual rights of renewal for successive periods of twenty-one years at the same rental of one pound per year.

(2) The Board is hereby authorised and empowered to execute all such deeds and documents and to do all such things as may be necessary for the effectual granting of the lease to the Council.

(3) The land to which this section relates is more particularly described as follows: 5

All that area in the North Auckland Land District situated in Block IX, Whangarei Survey District, containing two acres two roods nineteen perches and eight-tenths of a perch, more or less, being part Lot 1 on Deposited Plan Number 52180 (being part Lot H of Section 3, Block IX, Whangarei Survey District), and being part of the land comprised and described in certificate of title, Volume 241, folio 213, North Auckland Registry, as delineated on the plan deposited in the office of the Marine Department at Wellington, numbered M.D. 11891, and edged green thereon. 10 15

**39. Provision with respect to dissolution of Eketahuna Public Hall Company Limited**—Whereas the Eketahuna Public Hall Company Limited (in this section referred to as the company) was incorporated on the twenty-fourth day of September, nineteen hundred and three: And whereas the last properly called and duly confirmed general meeting of the company appears to have been held on the third day of March, nineteen hundred and thirty-three: And whereas the company owned and operated with others a community hall: And whereas the said hall was destroyed by fire on the twenty-fifth day of April, nineteen hundred and sixty-four: And whereas no adequate share register was kept by the company: And whereas there are not now sufficient shareholders to form a quorum for a general meeting as required by the Articles of Association of the company: And whereas the body corporate known as the Mayor, Councillors, and Citizens of the Borough of Eketahuna (in this section referred to as the Corporation) has agreed to accept the vesting in it of the land and other assets of the company and to hold the same for the purpose of erecting a community hall for the benefit of the Inhabitants of the Borough of Eketahuna and the surrounding district and to accept all liabilities of the company: Be it therefore enacted as follows: 20 25 30 35

(1) The land described in subsection (6) of this section on which the said hall was erected and all other assets of the company are hereby vested in the Corporation for the purpose of a community hall without consideration other than the acceptance by the Corporation of all liabilities of the company. 40 45



(2) The Corporation is hereby authorised to accept and pay all liabilities of the company.

*Struck Out*

5 (3) The Corporation shall pay out of the assets of the company vested in it pursuant to this section to the trustee of any estate which includes shares in the company and who applies to the Corporation not later than the thirty-first day of December, nineteen hundred and sixty-four, a sum in respect of those shares equivalent to the sum that  
10 would have been payable had the company been voluntarily wound up under the provisions of the Companies Act 1955.

*New*

(3) The Corporation shall pay out of the assets of the company vested in it pursuant to this section to the trustee  
15 within the meaning of the Trustee Act 1956 of the estate of any person who died before the passing of this Act, being an estate which includes shares in the company if the trustee applies to the Corporation not later than the thirty-first day of December, nineteen hundred and sixty-four, the sum of  
20 five pounds for each share in the company which forms part of that estate which sum shall be in full satisfaction for the sum that would have been payable in respect of each such share had the company been voluntarily wound up under the Companies Act 1955.

25 (3A) Except as provided in subsection (3) of this section, the rights of all persons in their capacity as members of the company and the rights of all persons claiming through or under them in that capacity are hereby extinguished.

(4) The District Land Registrar for the Land Registration  
30 District of Wellington is hereby authorised and directed to make such entries in the register, and to do all such things as may be necessary to give effect to this section.

(5) The company is hereby dissolved and the Registrar of  
35 Companies is hereby authorised and directed to register such dissolution and to make such entries in the registers, and to do all such other things as may be necessary to give effect to this section.

(6) The land to which this section relates is particularly described as follows:

All that piece of land in the Borough of Eketahuna containing thirty-six perches and nineteen hundredths of a perch, more or less, being parts of Section 13, Settlement of Eketahuna, and part of the said land being also part of Lot 37 on Deposited Plan Number 1535, and being all the land comprised and described in certificate of title, Volume 304, folio 165, Wellington Registry. 5

**40. Exempting Meat Industry Research Institute from liability for payment of rates levied by Hamilton City Council and Waikato County Council**—(1) Section 3 of the Local Legislation Act 1959 (as amended by section 6 of the Local Legislation Act 1960 and as further amended by section 38 of the Local Legislation Act 1962) is hereby further amended by omitting the words “six years”, and substituting the words “eight years.” 10 15

(2) Section 11 of the Local Legislation Act 1960 (as amended by section 38 of the Local Legislation Act 1962) is hereby further amended by omitting from subsection (1) the words “six years”, and substituting the words “eight years”. 20

(3) Section 38 of the Local Legislation Act 1962 is hereby repealed.

**41. Authorising Nelson Institute to transfer land and other assets to Nelson City Council**—It shall be lawful for the Nelson Institute, a body corporate constituted under the Nelson Institute Act 1907, to transfer the land owned by that Institute, being all that piece of land containing thirty-three perches and six-tenths of a perch, more or less, being Section 178, City of Nelson, and being all the land comprised in certificate of title, Volume 59, folio 71, Nelson Registry, and all other assets (excepting museum assets) owned by it to the Mayor, Councillors, and Citizens of the City of Nelson. 25 30

#### *Miscellaneous Provisions*

**42. Validating application of certain loan money by Otautau Town Council**—Whereas the Otautau Town Council (in this section referred to as the Council) raised a loan of forty-four thousand pounds known as the Water Supply Loan 1960 for certain authorised purposes: And whereas the greater part of the loan was expended for the purposes authorised and a portion of the same namely, a sum of one thousand pounds, was expended for a purpose not so authorised, namely, the extension of the Council's water 35 40

reticulation work into an area of two acres or thereabouts in the Wallace County adjoining the district of the Council: And whereas it is expedient that the action of the Council in expending the said portion on water reticulation work as  
5 aforesaid be validated: Be it therefore enacted as follows:

The action of Council in expending a portion of the Water Supply Loan 1960 amounting to one thousand pounds in extending its water reticulation system into an adjoining area of two acres or thereabouts in Wallace County is hereby  
10 validated and declared to have been lawful.

**43. Validating variation of terms of raising certain loan money by Southland Catchment Board**—Whereas by Order in Council made on the sixth day of July, nineteen hundred and sixty, consent was given to the raising by the Southland Catchment Board (in this section referred to as the Board) of a sum  
15 of twelve thousand five hundred pounds (in this section referred to as the loan), being portion of a loan of twenty-five thousand pounds to be known as the Duck Creek Works Loan 1956: And whereas the Local Authorities Loans Board  
20 determined that the sum of five thousand pounds, being portion of the loan, should be repaid by equal aggregate annual or half-yearly instalments of principal and interest extending over a period of twenty years: And whereas the Board  
25 raised that sum on terms that it should be repaid by twenty half-yearly instalments of principal and interest of one hundred and ninety-nine pounds three shillings and sevenpence each extending over a period of ten years with an additional payment of principal of three thousand one hundred and five pounds one shilling and threepence at the end of that  
30 period: And whereas the Local Authorities Loans Board determined that the sum of three thousand five hundred pounds, being portion of the loan, should be repaid by equal aggregate annual or half-yearly instalments of principal and interest extending over a period of ten years: And whereas the Board  
35 raised that sum on terms that it should be repaid by twenty half-yearly instalments of principal and interest of one hundred and forty pounds eighteen shillings each extending over a period of ten years with an additional payment of principal of two thousand one hundred and eighty-three  
40 pounds eleven shillings and eightpence at the end of that period: And whereas the Local Authorities Loans Board determined that the sum of two thousand pounds, being portion of the loan, should be repaid by equal aggregate annual or half-yearly instalments of principal and interest

extending over a period of ten years: And whereas the Board raised that sum on terms that it should be repaid by forty half-yearly instalments of principal and interest of eighty-one pounds seven shillings and twopence each extending over a period of twenty years: And whereas it is desirable that the action of the Board be validated: Be it therefore enacted as follows: 5

The action of the Board in raising the said sums of five thousand pounds, three thousand five hundred pounds and two thousand pounds as parts of the loan otherwise than in accordance with the conditions determined by the Local Authorities Loans Board is hereby validated and the said sums shall be deemed to have been lawfully borrowed and all debentures and stock issued in respect thereof shall be deemed to have been lawfully executed and issued and shall have full force and effect according to their tenor. 10 15

**44. Amending section 2 of the Selwyn Plantation Board Act 1953**—The Selwyn Plantation Board Act 1953 is hereby amended by repealing paragraphs (a) and (b) of subsection (2) of section 3 (as substituted by section 2 of the Selwyn Plantation Board Amendment Act 1963), and substituting the following paragraphs: 20

“(a) Three members appointed by the Malvern County Council:

“(b) Three members appointed by the Ellesmere County Council.” 25

**45. Validating expenditure incurred by Waikato Valley Authority in connection with inauguration ceremony**—The expenditure by the Waikato Valley Authority during the financial year ended on the thirty-first day of March, nineteen hundred and sixty-four, of the sum of seventy-seven pounds fourteen shillings and sixpence in connection with an inauguration ceremony for the Lower Waikato - Waipa Flood Control Scheme and functions in connection therewith, is hereby validated and declared to have been lawfully incurred. 30 35

**46. Repealing Part I of the Auckland Community Welfare Centre Board and Auckland City Empowering Act 1941**—Whereas the Auckland Community Welfare Centre Board (in this section referred to as the Board) was duly constituted under the provisions contained in Part I of the Auckland Community Welfare Centre and Auckland City Empowering Act 1941 (in this section referred to as the Act) 40

for the primary function of providing and maintaining a  
a community welfare centre and such other facilities and  
services designed to promote the health and well-being of  
needy persons in the city and suburbs of Auckland, and  
5 generally to furnish assistance and relief to such persons:  
And whereas for divers reasons the Board has never pro-  
vided a community welfare centre or any other facilities or  
services as aforesaid: And whereas the provision of relief  
10 envisaged by Part I of the said Act as the Board's primary  
function has been provided by other means: And whereas  
the Board has no assets or liabilities and no longer has any  
members and does not function: And whereas it is expedient  
that the Board should be abolished and that Part I of the  
Act should be repealed: Be it therefore enacted as follows:  
15 The Board is hereby abolished and Part I of the Act is  
hereby repealed.

**47. Authorising Masterton Trust Lands Trustees to pay  
retirement gratuity**—Whereas the corporation of the Master-  
ton Trust Lands Trustees (in this section referred to as the  
20 Trust Board), a body corporate under the Masterton Trust  
Lands Act 1950, is desirous of paying a sum of four hundred  
and fifty pounds as a retirement gratuity to Alexander William  
McKenzie, of Masterton, who retired from the position  
as secretary to the Trust Board on the fifteenth day of May,  
25 nineteen hundred and sixty-four, and has no authority to do  
so: And whereas it is desirable to authorise the Trust Board  
to pay the said retirement gratuity: Be it therefore enacted  
as follows:

The Trust Board is hereby authorised to pay from its  
30 general funds the sum of four hundred and fifty pounds to  
the said Alexander William McKenzie as a retirement  
gratuity.

**48. Authorising the Invercargill Fire Board to refund its  
General Account from loan money**—Whereas before the  
35 Invercargill Fire Board (in this section referred to as the  
Board) obtained authority to raise a loan of twelve thousand  
four hundred pounds, to be known as Redemption Loan 1964  
(in this section referred to as the loan), the Board expended  
out of its General Account for certain purposes for which the  
40 loan was to be raised, money amounting in the aggregate to  
the sum of twelve thousand four hundred and thirty-seven  
pounds three shillings: And whereas authority has since been  
obtained to the raising of the loan: And whereas the Board is

desirous of refunding the said sum of twelve thousand four hundred pounds to its General Account out of the proceeds of the loan, but has no authority to do so: Be it therefore enacted as follows:

The Board is hereby authorised to refund the sum of twelve thousand four hundred pounds to its General Account out of the proceeds of the loan. 5

**49. Validating expenditure incurred by Christchurch-Lyttelton Road Tunnel Authority in connection with the opening ceremony**—The expenditure by the Christchurch-Lyttelton Road Tunnel Authority during the financial years ending on the thirty-first day of March, nineteen hundred and sixty-four, and the thirty-first day of March, nineteen hundred and sixty-five, of the sum of one thousand seven hundred and thirty-two pounds eight shillings and fourpence in connection with the official opening of the Christchurch-Lyttelton Road Tunnel, is hereby validated and declared to have been lawfully incurred. 10 15