

Hon. Sir J. G. Ward.

MUNICIPAL CORPORATIONS AMENDMENT.

ANALYSIS.

<p>Title.</p> <p>1. Short Title.</p> <p>2. Elector with rating and another qualification.</p> <p>3. Number of Councillors in large boroughs.</p> <p>4. Taking declaration of Mayor, &c., not "an act as Mayor," &c.</p> <p>5. Principal Act amended.</p>	<p>6. Section 5 of Amendment Act, 1902, amended.</p> <p>7. Qualification of Councillors. Repeal.</p> <p>8. Reclaimed land may be added to borough.</p> <p>9. Special powers of borough in case of union with another borough.</p> <p>10. Section 27 of Amendment Act amended.</p> <p>11. Power to lease for recreation purposes.</p> <p>12. Section 415 extended.</p>
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A BILL INTITULED

Title.

AN ACT to amend "The Municipal Corporations Act, 1900."

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

1. The Short Title of this Act is "The Municipal Corporations Amendment Act, 1903"; and it shall form part of and be read together with "The Municipal Corporations Act, 1900" (hereinafter referred to as "the principal Act"). Short Title.
2. Where a person has a rating and another qualification his name shall be entered on the district electors' list in respect of his rating qualification. Elector with rating and another qualification.
3. (1.) Where the population of a borough (whether divided or undivided) exceeds thirty thousand, the Council shall consist of not less than fifteen nor more than twenty-five members, exclusive of the Mayor. Number of Councillors in large boroughs.
- (2.) Section six of "The Municipal Corporations Amendment Act, 1902," is hereby repealed. Repeal.
4. The act of taking or attesting the declaration of any Councillor or Mayor, required by section thirty-six of the principal Act or by section fifty-four of the same Act, shall not be deemed to be "an act as a Councillor or Mayor" within the meaning of subsection two of section fifty-two of the principal Act. Taking declaration of Mayor, &c., not "an act as Mayor," &c.
5. The principal Act is hereby further amended as follows:— Principal Act amended.
- (a.) As to section twenty-one thereof: By repealing the word "combined" wherever it occurs.
- (b.) As to subsection one of section sixty-three thereof: By repealing the words "connected with any special district which extends into each of their districts," and substituting in lieu thereof the words "in which those local authorities are jointly interested."

- (c.) As to subsection two of the same section: By repealing the words "respectively rated for the purposes of such special district."
- (d.) As to section one hundred and sixty-two thereof: By repealing the words "separate rate, or special district rate," and substituting in lieu thereof the words "or separate rate." 5
- (e.) As to section one hundred and seventy-nine thereof: By repealing the word "annual," and substituting in lieu thereof the word "biennial."
- (f.) As to section three hundred and forty-nine thereof: By repealing the word "burgesses," and substituting in lieu thereof the word "electors." 10
- (g.) As to section three hundred and fifty-four thereof: By repealing the words "in any building," and substituting in lieu thereof the words "on any building." 15
- (h.) As to sections three hundred and thirty-four, three hundred and eighty-five, and three hundred and eighty-six thereof: By repealing the words "county or" wherever they occur.

Section 5 of Amendment Act, 1902, amended. Qualification of Councillors.

6. Section five of "The Municipal Corporations Amendment Act, 1902," is hereby amended by repealing the word "combined." 20

7. (1.) Subject to section fifty-one of the principal Act, every elector shall be qualified to be elected as a member of the Council, and, in the case of a divided borough, as the representative of any ward thereof. 25

Repeal.

(2.) This section is in substitution for section fifty of the principal Act, which section is hereby accordingly repealed.

Reclaimed land may be added to borough.

8. (1.) The Governor may from time to time, by Proclamation, on the petition publicly notified of the Council, alter the boundaries of a borough so as to include any land reclaimed from the sea adjacent to such borough or any land that ought reasonably to be included in the borough and in respect of which there are no electors. 30

(2.) Such Proclamation may declare that the land proposed to be included in the borough shall be added to any particular ward thereof, or may declare what portions of such land shall be added to any of the wards of the borough respectively. 35

Special powers of borough in case of union with another borough.

9. Where a borough is formed by the union of two or more boroughs, as provided by section one hundred and seventy-seven of the principal Act, the special powers conferred by any Act on any of such boroughs may be exercised by the Council of the united borough, and the provisions of such Act shall, *mutatis mutandis*, apply to such united borough. 40

Section 27 of Amendment Act amended.

10. Subsection two of section twenty-seven of "The Municipal Corporations Amendment Act, 1902" (providing for open spaces to dwellinghouses), is hereby amended by adding thereto the words "and shall be so maintained while the site is occupied by the dwellinghouse." 45

Power to lease for recreation purposes.

11. (1.) The Council may lease any part of any land purchased or otherwise acquired by it for any of the purposes of enjoyment or recreation mentioned in section three hundred and fifty-five of the principal Act, or any part of any public reserve or recreation-ground vested in the Corporation, to any person prepared to provide any of the said purposes. 50

(2.) The land to be leased shall not be greater in area than is reasonably necessary for providing the particular purpose of enjoyment or recreation for which it is intended to be leased.

(3.) The land shall be offered by public tender with a condition
5 that no building or structure shall be erected thereon except in accordance with plans approved of by the Council.

12. Section four hundred and fifteen of the principal Act (relating to by-laws in force in certain areas) shall extend and apply to the boroughs mentioned in the First Schedule to that Act. Section 415 extended.