

[AS REPORTED FROM WASTE LANDS COMMITTEE.]

Mr. Wakefield.

Milford Harbour Board.

ANALYSIS.

Title.	9. Duties of Treasurer.
1. Short Title.	10. How money to be drawn from banking account.
2. Interpretation.	11. Governor may grant land.
3. Board constituted.	12. Land described in Schedule set apart as endowment.
4. Constitution of Board.	13. Debentures and coupons transferable by delivery.
5. Provision as to Chairman.	14. Power of Board to construct works.
6. Acts done valid notwithstanding vacancy, &c.	15. Board to have power to borrow.
7. Contractors disqualified.	16. Members not to receive salary.
8. Board to appoint a Treasurer.	Schedule.

A BILL INTITULED

AN ACT to constitute a Harbour Board for the Port of Title.
Milford.

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 shall be "The Milford Harbour Short Title.
5 Board Act, 1877;" and it shall come into operation on the first day of January, one thousand eight hundred and seventy-eight.

2. In the construction of this Act, the following words and Interpretation.
expressions shall have the meanings hereby assigned to them, unless there shall be something in the context repugnant thereto:—

10 "Port" means the Port of Milford as defined at the time of the coming into operation of this Act, or as it may hereafter be defined under "The Marine Act, 1867," or any Act amending the same.

15 "Board" means the Harbour Board constituted under the provisions of this Act.

"County" means the County of Geraldine.

"Gazette" means the *New Zealand Gazette*.

"Gazetted" means inserted in the *Gazette*.

Board constituted.

3. A Board is hereby constituted for the management of the affairs of the Port of Milford, and such Board shall be a body corporate of the name of "The Milford Harbour Board," and by that name shall have perpetual succession and a common seal, and shall have and enjoy all the rights, powers, and privileges which bodies corporate as such have and enjoy. 5

Constitution of Board.

4. The Board shall consist of the members of the Geraldine County Council for the time being.

Provision as to Chairman.

5. The members may elect a Chairman of their meetings, but if no Chairman is elected, or if at any meeting the Chairman is not present at the time appointed for holding the same, the members present shall choose one of their number to be Chairman of such meeting. 10

Acts done valid notwithstanding vacancy, &c.

6. All acts done at a meeting of the Board or by any person acting as a member shall, notwithstanding there was a vacancy in the number of members, or notwithstanding that it was afterwards discovered that there was some defect in the election of any member or person acting as such, or that the members or any of them were disqualified, be as valid as if any such person had been duly elected or was not disqualified to be a member. 15

Contractors disqualified.

7. No member of the Board shall be directly or indirectly, either alone or with others, in any way interested or concerned in any contract, agreement, or undertaking entered into by the Board, but this provision shall not apply to shareholders as such only in incorporated companies. 20

Board to appoint a Treasurer.

8. The Board shall appoint a Treasurer, who shall give such security for the due performance of his office as the Board shall from time to time fix. The Treasurer to hold office during the pleasure of the Board. 25

Duties of Treasurer.

9. The duties of Treasurer shall be— 30

(1.) To have the custody and control of the funds of the Board.

(2.) To pay into a banking account, to be opened in the name of the Board, all sums to the amount of ten pounds forthwith on the receipt thereof.

(3.) To keep full, true, and particular accounts, in such form as the Board shall direct, of all money paid and received by him on account of the Board. 35

(4.) To make an abstract of the accounts, made up to the first of January in every year, and showing all receipts and payments, and all assets and liabilities, a copy whereof shall, in the month of January, be transmitted to the Colonial Secretary. 40

How money to be drawn from banking account.

10. No money shall be drawn out of the banking account except by the authority of the Board, and by cheque, signed by the Treasurer and countersigned by the Chairman of the Board. 45

Governor may grant land.

11. It shall be lawful for the Governor in Council to grant to the Board that piece or parcel of land, being the sand-spit or shingle bank situate between the estuary of the River Opihi (known as the Milford Lagoon) and the sea, in the said county, the seaward boundary of the said land being low watermark; and the said Board shall have power to lease the said land, or any portions thereof, for such term, and on such conditions as to the said Board may seem fit: Provided that no lease of such land made hereunder shall exceed the term of forty years; and all rents and profits accruing under this section shall be and become moneys of the Board for the purposes of this Act. 50

Land described in Schedule set apart as endowment.

12. The lands described in the Schedule hereto shall be and become an endowment for the Board; and all moneys arising from the sale of such lands shall be and become the moneys of the Board for the purposes of this Act. 55

New clause.

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| 5 | <p>13. Debentures and coupons respectively shall be transferable by delivery; and payment to any person in possession of any such debenture or coupon of the sum named therein shall discharge the corporation of all liability in respect of such debenture or coupon.</p> | <p>Debentures and coupons transferable by delivery.</p> |
| 10 | <p>14. The Board shall have power to construct all such works as may be necessary for the purposes of this Act, and to enter into all such contracts, agreements, and undertakings, as they may deem expedient for the carrying out of the same.</p> | <p>Power of Board to construct works.</p> |
| 15 | <p>15. The Board shall have power to borrow upon the security of all the lands vested by this Act in the Board, or set aside as an endowment, or of any works constructed or being constructed under this Act, all such sum or sums of money as the Board may deem necessary for the due prosecution of their powers under this Act: Provided that the power of borrowing herein contained shall not entitle the Board to borrow <i>at any rate of interest exceeding seven per centum per annum</i>, or to have outstanding on the said securities at any one time, a greater sum than twenty thousand pounds.</p> | <p>Board to have power to borrow.</p> |
| 20 | <p>16. No member of the Board shall receive any remuneration other than travelling expenses.</p> | <p>Members not to receive salary.</p> |

SCHEDULE.

FIFTY thousand acres of land to be selected within the Provincial District of Canterbury by the Board; such selection to be made before the first day of July, 1878.

Schedule.