

Hon. Warren Cooper

**NASEBY BOROUGH COUNCIL (EXCESS RATE
VALIDATION)**

[LOCAL]

ANALYSIS

Title	1. Short Title
Preamble	2. Validation of excess rate

A BILL INTITULED

**An Act to validate an excess rate struck by the Naseby
Borough Council**

5 WHEREAS the Naseby Borough Council resolved on the 20th
day of June 1988 to make and levy on every rateable property
within its district a general rate for the year ended with the 31st
day of March 1989: And whereas that general rate exceeded in
that year the sum of 1.25 cents in the dollar on the capital value
10 of the rateable property in breach of section 136 of the Local
Government Act 1974: And whereas it is desirable to validate
the making, levying, and collection of that general rate:

BE IT THEREFORE ENACTED by the Parliament of New Zealand
as follows:

15 **1. Short Title**—This Act may be cited as the Naseby
Borough Council (Excess Rate Validation) Act 1991.

2. Validation of excess rate—(1) The actions of the Naseby
Borough Council in making, levying, and collecting a general
rate in the year ended with the 31st day of March 1989 which
exceeded 1.25 cents in the dollar on the capital value of the
20 rateable property in the Borough of Naseby, in breach of
section 136 of the Local Government Act 1974, are hereby
validated and declared to have been lawful.

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(2) All money received by the Naseby Borough Council or the Central Otago District Council in payment of the said general rate is declared to have been lawfully paid to and received by it.

(3) Such part of the said general rate as has not yet been paid is declared to be lawfully payable to the Central Otago District Council and capable of being collected by that Council as if it had always been lawfully payable. 5