

*Mr Neale*

## NELSON HARBOUR BOARD EMPOWERING

[LOCAL BILL]

### ANALYSIS

Title	5. Application of Local Bodies' Loans Act 1926
Preamble	6. Existing special rate deemed security
1. Short Title	7. Securities to be trustee investment Schedule
2. Interpretation	
3. Special Act	
4. Power to borrow	

### A BILL INTITULED

5 **An Act to authorise the Nelson Harbour Board to borrow the sum of five hundred thousand pounds for the purposes of further proceeding with the reclamation, already authorised, of tidal lands, and of carrying out additional works in Nelson Harbour**

10 WHEREAS by the Nelson Harbour Board Empowering Act 1948 (hereinafter called the empowering Act) the Nelson Harbour Board (hereinafter called the Board) was authorised, subject to the provisions of the Harbours Act 1950, to reclaim certain tidal land therein specified in Nelson Harbour, and it was declared lawful for the Board, from time to time as it might require, to borrow, subject to the provisions of the Harbours Act 1950 and the Local Government Loans Board  
15 Act 1926, a sum or sums not exceeding in the whole the sum of five hundred thousand pounds (in addition to any money theretofore authorised to be borrowed by the Board under or by virtue of any other Act) for the purpose of carrying out the works specified in the Schedule thereto: And whereas it

was provided by the empowering Act that the Board might from time to time raise such money in accordance with the provisions of Part I of the Local Bodies' Loans Act 1926 and that the provisions of that Act should apply as if the Board were a local authority and the said harbour works were public works within the meaning of that Act: And whereas it was further provided by the said empowering Act that in addition to the charge on the Harbour Fund created by the Harbours Act 1950 the Board might make and levy as further security for the money authorised by the empowering Act a special rate or special rates not exceeding in all three farthings in the pound (capital value) in the year on all rateable property in the Nelson Harbour Board District: And whereas the said works specified in the empowering Act have been only partly carried out: And whereas the Board is desirous of making further progress in the carrying out of the said works specified in the empowering Act and of carrying out additional works in the Nelson Harbour as specified in the Schedule hereto: And whereas the said sum of five hundred thousand pounds is insufficient to enable the Board to make such further progress and to carry out the additional works as aforesaid, and a further sum of five hundred thousand pounds is required for the purpose: And whereas in addition to the charge on the Harbour Fund the Board has made as further security for the money authorised to be borrowed by the empowering Act a special rate (hereinafter called the special rate) of three farthings in the pound (capital value) in the year on all rateable property in the Nelson Harbour Board District: And whereas the special rate is more than adequate as further security (in addition to the charge on the Harbour Fund) for the borrowing of the said sum of five hundred thousand pounds so authorised as aforesaid and for the borrowing of the said further sum of five hundred thousand pounds:

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

**1. Short Title**—This Act may be cited as the Nelson Harbour Board Empowering Act 1956.

**2. Interpretation**—In this Act, unless the context otherwise requires, the term "Board" means the Nelson Harbour Board.

**3. Special Act**—This Act shall be deemed to be a special Act within the meaning of the Harbours Act 1950.

**4. Power to borrow**—It shall be lawful for the Board, from time to time as it may require, to borrow, subject to the provisions of the Harbours Act 1950 and the Local Government Loans Board Act 1926, a sum or sums not exceeding in the whole the sum of five hundred thousand pounds (in addition to any money heretofore authorised to be borrowed by the Board under or by virtue of any other Act) for the purpose of carrying out the works specified in the Schedule hereto.

**5. Application of Local Bodies' Loans Act 1926**—The Board may from time to time raise such money in accordance with the provisions of Part I of the Local Bodies' Loans Act 1926, and the provisions of that Act shall apply as if the Board were a local authority and the harbour works specified in the Schedule hereto were public works within the meaning of that Act.

**6. Existing special rate deemed security**—The special rate made by the Board shall (in addition to the charge on the Harbour Fund) be and be deemed sufficient security for the money authorised by this Act to be borrowed, and the Board shall accordingly not be required to make a further special rate as security for the same.

**7. Securities to be trustee investment**—It shall be lawful for a trustee, unless expressly forbidden by the instrument (if any) expressly creating the trust, to invest any trust funds in his hands in any debentures or other securities that may be issued or created by the Board in respect of the borrowing by the Board of any of the money authorised by this Act to be borrowed.

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**SCHEDULE****HARBOUR WORKS**

1. Dredging: Widening the entrance cut by 100 ft., and improvement of the inner channel.
2. Reclamation: Completion of 94½ acres (being part of the 100 acres of tidal lands authorised by the empowering Act to be reclaimed), and formation of necessary roads on the reclamation.
3. Provision of 800 ft. of breastwork wharf along the western side of the reclamation.
4. Provision of transit shed.
5. Provision of a slipway suitable for vessels up to 1,000 tons displacement.
6. Purchase of a tug and pilot vessel.