

Hon. Major Atkinson.

OPUNAKE HARBOUR BOARD.

[LOCAL ACT.]

ANALYSIS.

- Title.
- Preamble.
- 1. Short Title.
- 2. Act to be a special Act.
- 3. Interpretation.
- 4. Constitution of Board.
- 5. Harbour district constituted.

- 6. Exempting lands from further rating by New Plymouth Harbour Board.
- 7. Borrowing powers.
- 8. Security of debentures.
- 9. Board may construct breakwaters, piers, &c.
- 10. Section 137 of said Act not to apply.
- Schedules.

A BILL INTITULED

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

WHEREAS the property-holders of the Opunake Town District are desirous of forming a Harbour Board, with powers to borrow moneys to construct harbour works, at the Port of Opunake suitable to the requirements of the district: Preamble.

BE IT THEREFORE 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 Opunake Harbour Board Act, 1887." Short Title.

2. This Act shall be deemed to be a special Act within the meaning of "The Harbours Act, 1878," which Act and all Acts amending the same are hereby incorporated with this Act, subject to the provisions hereinafter contained. Act to be a special Act.

3. In this Act, if not inconsistent with the context,— Interpretation.
"Board" or "Harbour Board" means the Harbour Board constituted under this Act:
"Chairman" means the Chairman of the Board:
"The harbour district" or "district" means the harbour district established under this Act:
"The said Act" means "The Harbours Act, 1878," and Acts amending the same.

4. The Town Board of Opunake is hereby constituted under the said Act a Board for the Port of Opunake; and, in the exercise of its functions and the conduct of business as a Harbour Board, shall in every respect be subject to the provisions of the said Act, and shall conform with all the requirements thereof. Constitution of Board.

Harbour district constituted.

5. The district the boundaries of which are described in the First Schedule hereto is hereby constituted a harbour district for the purposes of this Act, under the name of the Opunake Harbour District.

Exempting lands from further rating by New Plymouth Harbour Board.

6. The lands of the said district, being part of the rating district as described in the Second Schedule of "The New Plymouth Harbour Board Ordinance 1875 Amendment Act, 1877," are hereby exempted from the payment of rates to the New Plymouth Harbour Board, as provided by section fifteen of "The New Plymouth Harbour Board Ordinance 1875 Amendment Act, 1877," except so far as the payment of any rate leviable by the New Plymouth Harbour Board to provide interest and sinking fund upon the first loan of two hundred thousand pounds raised by the New Plymouth Harbour Board. 5 10

Borrowing powers.

7. It shall be lawful from time to time for the Board to borrow upon debentures a sum not exceeding twenty thousand pounds, at a rate not exceeding six per centum per annum, as the said Board may require for the construction of such works as may be sanctioned by the Governor in Council. 15

Security of debentures.

8. The said debentures, together with interest, shall be secured on the lands and hereditaments described in the Second and Third Schedules hereto, and the proceeds thereof upon the rents, profits, and dues chargeable and receivable by the said Board as harbour and other dues, or in respect of the said lands and harbour works. 20

Board may construct breakwaters, piers, &c.

9. The Board may construct—

- (1.) Such breakwaters, embankments, walls, docks, quays, wharves, piers, and jetties as shall be by the Board considered necessary for the requirements of the port; 25
- (2.) And do all things necessary for the improvement of the navigation of the bay:

Provided, however, before the Board shall be authorised to construct or carry out any works mentioned in the subsection one of this section, the consent of the Governor in Council shall first be signified under his hand, and of which plans and other required matter shall have been furnished in accordance with the said Act. 30

Section 137 of said Act not to apply.

10. Section one hundred and thirty-seven of the said Act shall not apply, and the Board shall be empowered to lease any reserve vested in the Board for any term not exceeding forty-two years. 35

Schedules.

SCHEDULES.

FIRST SCHEDULE.

OPUNAKE HARBOUR DISTRICT.

ALL that area included in the district hereunder mentioned: The Opunake Town District.

SECOND SCHEDULE.

DESCRIPTION OF FORESHORE.

ALL that portion of foreshore from high- to low-water marks from the mouth, north side, of the Otahi Stream to the mouth, south side, of the Waiau Stream.

THIRD SCHEDULE.

1. ALL those parcels of land known as Section 1, 8 (part), 9 (part), 10 (part), Block IX., Opunake Survey District, containing by admeasurement 43 acres 1 rood 1 perch, more or less.

2. All those parcels of land comprising Sections 1, 2, 3, Block I., 1, 2, 3, 4, 5, 6, Block II., 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, Block III., 1, 2, 3, 4, 5, 6, 7, 8, Block IV., 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, Block V., 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, Block VI., 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, Block VII., of the Town District of Opunake, containing by admeasurement 15 acres 2 roods, more or less.

3. Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, Block VIII., 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, Block IX., 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, Block X., 1, 2, 3, 4, 5, 6, 7, 8, 9, Block XI., 1, 2, 3, 4, 5, 6, 7, Block XV., 1, 2, 3, Block XVI., 2, 3, 4, 5, 6, 7, 8, 9, 10, Block XXII., containing by admeasurement 14 acres 2 roods 38 perches, more or less, of the Town District of Opunake.

4. Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, Block XXVII., 1, 2, 3, 4, Block XXVIII., 9, Block XXIX., 9, Block XXXV., 9, Block XXXVIII., 7, 8, 9, 10, 11, 12, Block XXXI., of the Town District of Opunake, containing by admeasurement 7 acres 1 rood, more or less.

5. Section 31, part 34, Block IX., Opunake Survey District, containing by admeasurement 39 acres, more or less.