

This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and, having this day passed as now printed, is transmitted to the LEGISLATIVE COUNCIL for its concurrence.

*House of Representatives,
14th October, 1912.*

[AS AMENDED BY THE LEGISLATIVE COUNCIL.]

Hon. Mr. Herries.

TAURANGA HARBOUR.

[LOCAL BILL.]

ANALYSIS.

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| <p>Title.</p> <p>1. Short Title.</p> <p>2. Special Act.</p> <p>3. Interpretation.</p> <p>4. Harbour district.</p> | <p>5. Harbour Board constituted.</p> <p>6. Election of Board.</p> <p>7. Wharves, jetties, sheds, and appurtenances vested in Board.</p> <p>8. Expenses of constituting Board.</p> |
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A BILL INTITULED

AN ACT to constitute a Harbour District and a Harbour Board Title.
for the Harbour of Tauranga.

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

1. This Act may be cited as the Tauranga Harbour Act, Short Title.
1912.

2. This Act shall be deemed to be a special Act within the Special Act.
10 meaning of the Harbours Act, 1908, which Act is hereby incorporated with this Act.

3. In this Act, if not inconsistent with the context,— Interpretation.
“Board” means the Harbour Board constituted under this Act:

15 “Harbour” means the Port and Harbour of Tauranga, the Port and Harbour of Katikati, the Kaituna River so far as it is navigable, the Estuary of Waihi South, and the respective entrances thereto:

20 “District” means the Tauranga Harbour District as constituted under this Act:

“The said Act” means the Harbours Act, 1908.

4. Tauranga Harbour District shall comprise the districts of the Harbour district.
Borough of Tauranga and the County of Tauranga.

25 5. A Harbour Board is hereby constituted under the said Harbour Board constituted.
Act for the Harbour of Tauranga, and such Board shall consist of nine members, of whom five shall form a quorum; and such members shall be appointed and elected as follows:—

(a.) ~~One~~ Two members shall be appointed by the Governor:

30 (b.) Two members shall be elected by the electors of the Tauranga Borough:

(c.) Three members shall be elected by the electors of the combined district of the Ridings of Maketu and Te Puke, of the County of Tauranga :

(d.) Two members shall be elected by the electors of the combined districts of Waimapu, Te Puna, and Katikati Ridings of the County of Tauranga : 5

Struck out.

(e.) One member shall be elected by the owners and part owners of ships and the payers of harbour dues.

Election of Board.

6. (1.) The Governor shall appoint a day for the election of the first elective members of the Board and a day for the first meeting of the Board, and shall also appoint some fit person as Returning Officer. 10

(2.) The members elected by the electors of the Tauranga Borough shall be elected in the same manner as members of Borough Councils are elected. 15

(3.) The members elected by the electors of the several ridings of the Tauranga County shall be elected in the same manner as members of County Councils are elected, save that each elector shall have and may exercise one vote and no more. 20

Struck out.

(4.) The member elected by the owners and part owners of ships and the payers of harbour dues shall be elected in the manner prescribed by section thirteen of the Harbours Amendment Act, 1910.

(5.) A person who has voted under either subsection *two*, or *three*, or ~~four~~ of this section shall not be entitled to vote under any other of those subsections. 25

(6.) The members appointed by the Governor shall come into office on the day appointed for the first meeting of the Board.

Wharves, jetties, sheds, and appurtenances vested in Board.

7. (1.) The Board may acquire all wharves, jetties, buoys, beacons, sheds, and appurtenances thereof within the harbour (excepting Railway wharves), at present under the control of any local body, at such price as may be agreed on between the Board and the local body under whose control the same now is, or if no agreement is come to within *three* months after the passing of this Act, then at a price to be fixed by the Governor after making such inquiry as he deems necessary. 30 35

(2.) On payment of the price so agreed on or fixed the property in respect of which the payment was made shall without further transfer or assurance vest in the Board freed from any liability thereon. 40

Expenses of constituting Board.

8. The Board is hereby empowered, notwithstanding anything contained in any other Act, to borrow any sum of money required to be paid under the previous section and to liquidate such expense as may be incurred in constituting the Board : 45

Provided that no money shall be borrowed under this Act which shall produce to the lender a higher rate of interest than five per centum per annum.