

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,  
24th October, 1927.

[AS REPORTED FROM THE LOCAL BILLS COMMITTEE B.]  
Legislative Council, 3rd November, 1927.

Mr. Forsyth.

WELLINGTON CITY AND SUBURBAN HIGHWAYS CONSTRUCTION AND HUTT ROAD AMENDMENT.

[LOCAL BILL.]

Title.	ANALYSIS.
1. Short Title.	
2. Amendment of section 3 of the Wellington City and Suburban Highways Construction and Hutt Road Amendment Act, 1924.	the Wellington City Council to make by-laws as to speed of traffic on such roads and streets.
3. Amendment of section 7 of the Wellington City and Suburban Highways Construction and Hutt Road Amendment Act, 1924. Provision for reduction of contributions of local authorities in respect of main highways, to give power to revest roads and streets temporarily in local authorities, to provide for the patrolling of roads and streets subject to Act, and to enable	4. Amendment of section 8 of the Wellington City and Suburban Highways Construction and Hutt Road Amendment Act, 1924, to extend borrowing-powers and to enable the Wellington City Council to make temporary advances from District Fund.
	5. Increased fees to be paid by owners of vehicles.
	6. Poll to be taken if demanded by owners before fees increased.
	7. Repeal.

A BILL INTITULED

AN ACT to amend the Wellington City and Suburban Highways Construction and Hutt Road Amendment Act, 1924. Title.

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

1. This Act may be cited as the Wellington City and Suburban Highways Construction and Hutt Road Amendment Act, 1927, and shall be read together with and deemed part of the Wellington City and Suburban Highways Construction and Hutt Road Amendment Act, 1924 (hereinafter referred to as the said Act). Short Title.

2. Section three of the said Act is hereby amended as follows :—

(1) By repealing paragraphs (a) and (b) of subsection two thereof, and substituting therefor the following :— Amendment of section 3 of the Wellington City and Suburban Highways Construction and Hutt Road Amendment Act, 1924.

15 “ (a) The Mayor for the time being of the City of Wellington :

20 “ (b) Four members, one being a Councillor of and appointed by the Petone Borough Council, one being a Councillor of and appointed by the Lower Hutt Borough Council, one being a Councillor of and appointed by the Hutt County Council, and one being a Councillor of and appointed by the Makara County Council.”

(2) By repealing paragraph (d) thereof, and substituting therefor the following :—

“(d) One member (being a member of the Eastbourne Borough Council, the Upper Hutt Borough Council, or the Johnsonville Town Board) to be from time to time appointed in writing under the hands of the Mayors for the time being of the Boroughs of Eastbourne and Upper Hutt and of the Chairman of the Johnsonville Town Board.”

*New.*

(3) By omitting the word “one” in paragraph (e) thereof, and substituting therefor the word “three.”

(4) By omitting from the said subsection two the words “twelve members,” and substituting the words “fourteen members.”

3. Section seven of the said Act is amended as follows :—

By adding at the end thereof the following new subsections fifteen, sixteen, seventeen, and eighteen :—

“(15) While any of the roads or streets to which subsection twelve of this section applies are main highways within the meaning of the Main Highways Act, 1922, and contributions in respect of the maintenance thereof (if any contributions are paid) are being paid by the Main Highways Board, the contributions by the various local authorities pursuant to the said subsection twelve and as set out in the Second Schedule to this Act shall be reduced by *fifty* pounds per annum for each lineal mile of such roads or streets or parts thereof.”

“(16) (a) The Wellington City Council may at any time, with the consent of the Board and of the local authority affected, by resolution rescind any decision under subsection nine of this section to construct and maintain any road or street, if such road or street has not been previously constructed ; and upon such rescinding resolution being duly passed such road or street shall cease to be subject to the provisions of the said subsections nine and twelve, and to the Second Schedule to this Act until the Wellington City Council again decides, pursuant to the provisions of the said subsection nine, to construct and maintain such road or street.”

“(b) If such rescission takes effect after the first day of April in any year the contributions payable in respect of the road or street affected shall be apportioned (if necessary) as at the date when such resolution takes effect.”

“(17) The Wellington City Council is hereby authorized, with the consent of the Board, to provide for the inspection of traffic on any of the roads and streets constructed by it pursuant to the provisions of this Act, and also for the patrolling of such roads and streets by police or otherwise ; and the cost of any such work shall, subject to the provisions of section nine of this Act, be a charge on the moneys referred to in that section.”

“(18) The Wellington City Council may, with the consent of the Board and of every local authority having control of any road or street affected by the proposed by-law, make by-laws providing for the regulation of the speed of traffic on any of the roads and streets constructed by it under the provisions of this Act ; and where such by-laws conflict with the by-laws of the local authority controlling such road or street the by-laws made under this subsection shall prevail.”

Amendment of section 7 of the Wellington City and Suburban Highways Construction and Hutt Road Amendment Act, 1924.

Provision for reduction of contributions of local authorities in respect of main highways, to give power to re-vest roads and streets temporarily in local authorities, to provide for the patrolling of roads and streets subject to Act, and to enable the Wellington City Council to make by-laws as to speed of traffic on such roads and streets.

4. Section eight of the said Act is hereby amended as follows:—

(a) By inserting after the word "aforesaid" in subsection one the words "and for recouping any moneys advanced in anticipation of loan-moneys out of its District Fund pursuant to and for the purposes of this Act."

(b) By repealing the words "one hundred and fifty thousand pounds" in subsection one, and substituting therefor the words "two hundred and fifty thousand pounds."

(c) By adding at the end of the section the following new subsection:—

"(11) The Wellington City Council may from time to time, with the consent of the Board, temporarily advance out of the District Fund in anticipation of revenue or loan-moneys authorized to be raised by this section such sum as may in its opinion be necessary to carry on the works and operations authorized by this Act, and such moneys, together with any interest incurred by the Wellington City Council by way of overdraft, attributable to such temporary advances, shall be repayable to the District Fund out of revenue or loan-moneys, under this section, as the case may be."

5. Subject to the provision hereinafter set out, After the first day of April, nineteen hundred and twenty-eight, the fees payable under section nine of the Hutt Road Amendment Act, 1917, shall, in respect of vehicles kept or used in any part of the City of Wellington or of the suburban area as defined, except the Whareroa, Taupo, and Horokiwi Ridings of the Hutt County, be increased by the following amounts:—

	s.	d.
All vehicles except motor-cycles .. .. .	10	0
Motor-cycles .. .. .	3	4

*Struck out.*

6. (1) If within one month after the date of the passing of this Act not less than ten per centum of all persons who at that date have paid fees under the said section nine for the current financial year, and who would be liable to pay the increased fee under the provisions of the last preceding section, by writing under their hands delivered to the Mayor of Wellington so demand, the proposal whether the increase of fees set out in the last preceding section shall come into force or not, shall be submitted to a poll of all such persons taken as hereinafter provided.

(2) Such poll shall be taken by post in manner to be fixed by the Council and duly advertised in two newspapers circulating in the district on at least two separate days before the posting of voting-papers.

(3) The Town Clerk, Wellington, shall be the Returning Officer for such poll, and the voting-paper shall be in such form as is fixed by the Council and advertised at the times hereinbefore mentioned.

(4) Every person entitled to vote shall have one vote for each vehicle in respect of which he pays fees. The poll shall be determined by a bare majority of the votes cast. In the event of the votes for and against being equal the Returning Officer shall exercise a casting-vote.

(5) The Returning Officer shall, by advertisement in at least two newspapers circulating in the district on at least two days following the determination of the poll, declare the result of the poll. If the result of the poll is adverse to the increase of the fees the last preceding section and paragraph (b) of section four hereof shall be deemed to be repealed.

7. Section sixty-three of the Local Legislation Act, 1926, is hereby repealed.

Amendment of section 8 of the Wellington City and Suburban Highways Construction and Hutt Road Amendment Act, 1924, to extend borrowing-powers and to enable the Wellington City Council to make temporary advances from District Fund.

Increased fees to be paid by owners of vehicles.

Poll to be taken if demanded by owners before fees increased.