

# Supplementary Order Paper.

## LEGISLATIVE COUNCIL.

Wednesday, the 15th Day of October, 1913.

### LAND DRAINAGE AMENDMENT BILL.

Hon. Mr. BELL, in Committee, to move the following new clauses :—

Repeal.

A. Subsection one of section sixty-two of the principal Act is hereby repealed, and the following is substituted in lieu thereof :—

Local authority  
may order  
removal of  
obstruction from  
watercourse or  
drain.

“(1.) Where there is any watercourse or drain within or beyond the district of a local authority, and its obstruction in the opinion of the local authority is likely to cause damage to any property in such district, the local authority may order the occupier (or, if there is no occupier, the owner) of any land on the banks of such watercourse or drain within the district or within one mile beyond the boundary of the district to remove from such watercourse or drain, and from the banks of such watercourse or drain, all obstructions of any kind calculated to impede the free flow of water in such watercourse or drain.

“(1A.) For all the purposes of this section—

“(a.) ‘Obstructions’ includes earth, stone, timber, and material of all kinds, and trees, plants, weeds, and growths of all kinds.

“(b.) The occupier or owner of land adjoining a road shall be deemed to be the occupier or owner of land on the banks of any watercourse or drain running upon such road where such road fronts the land of such occupier or owner, unless such watercourse or drain has been artificially constructed by the local authority for the purpose only of draining the surface of such road.”

County Council  
may make  
by-laws as to  
drains.

B. (1.) A County Council may make by-laws regulating the use of any drain constructed by and under the control of the Council not being a natural watercourse.

(2.) Any such by-law may determine the conditions on which other constructed drains, whether public or private, may be connected with any constructed drain so under the control of the Council, and the conditions of the continuance of any such connection.

(3.) The conditions so imposed may include the payment to the Council of such annual or other charges as the Council thinks fit by way of contribution to the cost of the construction, maintenance, or extension of the constructed drainage-system under the control of the Council.