

The Council meets at 2.30 p.m

ORDER PAPER.

LEGISLATIVE COUNCIL.

Friday, the 15th Day of September, 1905.

ORDERS OF THE DAY.

1. Land Agents Bill—second reading. (Hon. Mr. Pitt.)
2. Shops and Offices Bill—second reading. (Hon. Mr. Pitt.)
3. Masterton Trust Lands Trust Empowering Bill—third reading. (Hon. Colonel Feldwick.)
4. Wellington City Streets Amendment Bill—second reading. (Hon. Mr. Macdonald.)

Contingent Notice of Motion.

Hon. Mr. MACDONALD, in Committee, to move the following amendments:—

To erase clause 3.

To add the following new clauses:—

3A. (1.) Private ways as defined in "The Municipal Corporations Act, 1900," may in the City of Wellington be constructed of a width greater than twenty feet.

(2.) So far as it relates to the City of Wellington, subsection two of section two hundred and eleven of "The Municipal Corporations Act, 1900," is hereby repealed.

(3.) It shall not be lawful to grant a building permit for the construction of any building to be erected on land fronting any private way constructed after the passing of this Act on the opposite side of which private way there shall be any building or buildings standing upon any land to which such private way shall be appurtenant unless such private way be forty feet wide, or unless such land abuts on a private street or another private way not less than forty feet wide, or upon a street.

(4.) All permits granted for erecting a building on land whose outlet shall only be by private way constructed after the commencement of this Act shall only be granted subject to this condition: that no part of the building to be erected pursuant to such permit shall be distant less than thirty-three feet from the centre-line of such private way.

(5.) The land occupied by any building erected on land whose only outlet shall be by a private way constructed after the passing of this Act shall have a superficial area of at least one thousand feet.

3B. Notwithstanding anything contained in section two hundred and thirty-two of "The Municipal Corporations Act, 1900," the provisions of section two hundred and thirty-one of "The Municipal Corporations Act, 1900," shall, so far as relates to the City of Wellington, extend to all private ways in the said city actually in use, laid out, or constructed, whether consented to by the Council of the said city or not.

3c. It shall be lawful for the Wellington City Council in granting permits to erect a building on land fronting any existing private way, to grant the same subject to the restrictions mentioned in subsections four and five of section three of this Act.

3d. Whenever, pursuant to the provisions of section two hundred and thirty-six of "The Municipal Corporations Act, 1900," public streets are laid out in the City of Wellington of a less width than sixty-six feet, all building permits granted in respect of land fronting any such street shall be subject to the condition that no part of any building erected on such land shall be distant less than thirty-three feet from the centre-line of such street, unless the engineer of the City Council shall certify that owing to the configuration of the subdivided land it is inexpedient that such condition should be imposed; and such opinion shall be concurred in by three-fifths of the Councillors present at any meeting of the Council at which a motion to amend the same shall be considered.

3e. Where the Council declares, under the power vested in it by the proviso to subsection two of section three of "The Public Works Act, 1904," that such section shall not apply, the Council may make it a condition of such declaration that no building shall be erected on the subdivided land any part of which building is within thirty-three feet from the centre-line of the street; and upon such resolution being approved by the Governor in Council such condition shall take effect.

3f. If any person erects any building contrary to the provisions of this Act, or to any condition imposed under the provisions of this Act, such person is liable to a penalty of not exceeding *two* pounds for every day during which such breach continues.

3g. Every building which, after the commencement of this Act, is erected contrary to any of the provisions of this Act, or to any conditions imposed thereunder, shall be deemed dangerous to public health, and the same proceedings may be taken in respect of such building as might have been taken in respect thereof if a certificate of the District Health Officer had been given to that effect.

4. Divorce Act Amendment Bill—to be committed. (Hon. Mr. Bolt.)

Wednesday, the 20th Day of September, 1905.

NOTICE OF MOTION.

1. Hon. Mr. ORMOND to move, That a Return be prepared by the Surveyor-General, assisted by a Judge or Judges of the Native Land Court, giving approximately the following information:—The estimated total acreage of Native land in the North Island unoccupied or unproductive; a schedule of the blocks, and where situate, which make up the above acreage; and a general report on each block of 1,000 acres or over, giving as far as can be done the acreage of each block, the approximate proportions of open land and forest, the approximate proportions of first- and second-class rural land, the approximate proportions fitted for close settlement, the approximate number of Natives, if any, living on each block and the acreage occupied by them, the approximate number of Native owners, and the quality of the forest where such land is bush: such Return to be laid on the table within two weeks of the opening of the next session of Parliament.

ORDER OF THE DAY.

1. Eastbourne Borough Bill—to be committed. (Hon. Mr. Macdonald.)