

PROVINCE OF NEW PLYMOUTH.

* ROADS AND BRIDGES
ORDINANCE, 1857.IN THE TWENTIETH YEAR OF THE REIGN OF HER MAJESTY QUEEN
VICTORIA.

SESSION V., No. 1.

AN ORDINANCE TO CONSOLIDATE AND AMEND THE ORDINANCES FOR THE MAINTENANCE OF PUBLIC WORKS WITHIN THE PROVINCE OF NEW PLYMOUTH.

ANALYSIS.

Title.	13. Minimum rate for Rural and Town Districts.
Preamble.	14. General Meetings to elect Commissioners and Auditors.
1. Public Works Ordinances, Session ii., Nos. 9 and 15, repealed.	15. In default of General Meetings, Superintendent to appoint Commissioners.
2. Superintendent to appoint districts for purposes of this Ordinance.	16. Term of office of Commissioners.
3. Roads, &c., within districts to be under management of Boards of Commissioners elected by General Meetings of Occupiers.	17. Vacancies in Board during term of office of Commissioners how to be supplied.
4. Qualification of Voters at General Meetings for Rural districts.	18. Chairman at General Meetings to certify to Superintendent as to rates made, and Commissioners elected thereat.
5. Qualification of Voters at General Meetings for Town district.	19. Superintendent to decide as to validity of all proceedings at General Meetings, &c.
6. Time of General Meetings.	20. If proceedings at General Meeting declared invalid, another meeting may be convened.
7. Quorum at General Meetings.	21. List of Ratepayers to be posted up.
8. Chairman to be elected by General Meetings.	22. Objections to be heard and determined by Commissioners.
9. Voting at General Meetings.	23. Mode of rating in Rural districts.
10. Every person claiming to vote at General Meetings to be admitted subject to appeal.	24. Mode of assessment in Town district.
11. Penalty on persons voting without qualification.	
12. General Meetings empowered to determine amount of Rates. Mode of rating in Rural districts and in the Town.	

* Disallowed.

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| <p>25. Rates to be paid by occupier, or if none, by owner, and to be recoverable by distress.</p> <p>26. Rates left in arrear for two months to be sued for.</p> <p>27. Goods and chattels of Ratepayers wheresoever found may be distrained upon for rates.</p> <p>28. Evidence in proceedings for recovery of rates.</p> <p>29. Superintendent empowered to sell lands for rates six months in arrear.</p> <p>30. Boards of Commissioners may rate encroachments.</p> <p>31. Superintendent to publish lists of defaulters twice a year.</p> <p>32. Powers of Boards of Commissioners.</p> <p>33. Commissioners prohibited from contracting with Board.</p> <p>34. Allowance to Commissioners for attendance.</p> <p>35. Proposed application of rates.</p> <p>36. Objections to rates.</p> <p>37. Issue of moneys to Commissioners.</p> <p>38. Provincial Grants how to be divided amongst the several districts.</p> <p>39. Commissioners may construct works for drainage upon adjoining lands.</p> <p>40. Penalty for obstructing roads, &c.</p> <p>41. Occupiers to remove trees falling on roads.</p> <p>42. Live fences to be trimmed.</p> <p>43. Number of Commissioners to act as a Board.</p> <p>44. Regulation of Board Meetings.</p> <p>45. Accounts and Balance Sheet to be published.</p> <p>46. Auditors to examine Balance Sheet.</p> | <p>47. Balances due from retiring Commissioners to be paid to their successors.</p> <p>48. Superintendent empowered to modify provisions of the Ordinance in certain respects.</p> <p>49. Crown Lands, Public Reserves, and Native Lands, exempt from rates.</p> <p>50. Penalties to be recoverable in a summary way.</p> <p>51. Embezzlement of moneys.</p> <p>52. Commissioners not to be personally liable on their contracts and to be indemnified against expenses.</p> <p>53. In proceedings by and against Boards, Chairman or Clerk, as nominal plaintiff or defendant, may represent the Board.</p> <p>54. Execution on judgment against nominal plaintiff or defendant in any such proceeding to be levied on money at disposal of the Board.</p> <p>55. Chairman or Clerk representing the Board in any such proceeding to be indemnified against costs.</p> <p>56. Criminal proceedings by Board to be instituted in the name of Chairman or Clerk.</p> <p>57. Service of Process, &c., on Board.</p> <p>58. Authentication of documents by Board.</p> <p>59. Formal errors in proceedings not to invalidate the same.</p> <p>60. Saving of the rights of the Crown.</p> <p>61. Restriction on actions against persons acting in execution of the powers of the Ordinance.</p> <p>62. Short Title.</p> |
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An Ordinance to consolidate and amend the Ordinances for the maintenance of Public Works within the Province of New Plymouth,