

*Order in Council varying the Conditions as to the Borrowing and Repayment of the Auckland and Suburban Drainage Board's Loan of £25,000.*

BLEDISLOE, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this 25th day of June, 1934.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

WHEREAS by Order in Council made on the ninth day of July, one thousand nine hundred and twenty-eight, and subject to the conditions as to borrowing and repayment therein set out, consent was given to the raising by the Auckland and Suburban Drainage Board (hereinafter called "the said local authority") of the sum of twenty-five thousand pounds (£25,000) by a loan to be known as "Loan No. 8, 1928" (hereinafter called "the said loan"):

And whereas the said loan has not yet been raised, and it is expedient that the conditions aforesaid should be varied and determined as hereinafter set out, and that consent should be given to the raising of the said loan on the conditions so varied and determined:

Now, therefore, His Excellency the Governor-General of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of the said Dominion, and in pursuance and exercise of the powers and authorities conferred on him by the Local Government Loans Board Act, 1926, and of all other powers and authorities enabling him in this behalf, doth hereby prescribe and determine that the said loan may be raised on the conditions set out hereunder, and doth consent to the raising of the said loan by the said local authority accordingly.

(1) The term for which the said loan or any part thereof may be raised shall be twenty-six and a half (26½) years.

(2) The rate of interest that may be paid in respect of the said loan or any part thereof shall be such as shall not produce to the lender or lenders a rate exceeding four pounds two shillings and sixpence (£4 2s. 6d.) per centum per annum.

(3) The said loan or any part thereof together with interest thereon shall be repaid by equal aggregate annual or half-yearly instalments extending over the period as determined in (1) above.

(4) The rate payable for brokerage, underwriting, and procurator fees in respect of the raising of the said loan or any part thereof shall not in the aggregate exceed one-half per centum of any amount raised.

(5) The payment of instalments in respect of the said loan shall be made in New Zealand.

F. D. THOMSON,

(T. 49/393.)

Clerk of the Executive Council.

*Order in Council validating Proceedings in Connection with the London Renewal Loan, 1934, proposed to be raised by the Christchurch Tramway Board.*

BLEDISLOE, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this 25th day of June, 1934.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

WHEREAS the Christchurch Tramway Board being desirous of raising in London the sum of £84,000 by a loan to be known as the London Renewal Loan, 1934, for the purpose of redeeming in London the outstanding liability of £20,000 and £60,900 due in London in respect of two loans maturing on the first day of October, one thousand nine hundred and thirty-four, plus the costs of raising the said renewal loan, at a special meeting of the said Board held on the nineteenth day of March, one thousand nine hundred and thirty-four, resolved by way of special order—

First, to borrow the sum of £84,000 for the purpose of paying off the said loans, including the costs of raising the renewal loan.

Second, that the said sum of £84,000 shall be repayable on the first day of October, one thousand nine hundred and forty-four, in London, in sterling.

Third, that for the purpose of providing interest (payable in London in sterling), sinking fund, and other charges on the said loan of £84,000 the Christchurch Tramway Board hereby makes and levies a special rate of point nought three five one five of a penny (·03515d.) in the pound upon the capital value of all rateable property in the Christchurch Tramway District as defined by the Christchurch Tramway District Act, 1920, as amended by the Christchurch Tramway District Amendment Act, 1932-33, and that such special rate shall be an annually recurring rate during the currency

of the loan and be payable yearly on the first day of October in each and every year during the currency of the loan, including the first day of October, one thousand nine hundred and forty-four, being a period of ten years, or until the loan is fully paid off.

Fourth, that the said rate be directed to be levied and collected by the Christchurch City Council, the New Brighton, Sumner, and Riccarton Borough Councils, and the Waimairi, Paparua, Heathcote, and Halswell County Councils respectively within their respective districts.

And whereas public notice of the subsequent meeting at which it was proposed to confirm the said resolution as a special order and of such resolution was given in the *Press* newspaper of twentieth March, one thousand nine hundred and thirty-four, *Christchurch Times* newspaper of twenty-seventh March, one thousand nine hundred and thirty-four, *Christchurch Star* newspaper of third April, one thousand nine hundred and thirty-four, and *Sun*, Christchurch, newspaper of tenth April, one thousand nine hundred and thirty-four: And whereas the said public notice stated the date and time of the said subsequent meeting but omitted to state the place of such subsequent meeting: And whereas it appears that the ratepayers of the district have not been misled by such irregularity or defect as aforesaid, and it is expedient to validate the same:

Now, therefore, His Excellency the Governor-General of the Dominion of New Zealand, in pursuance and exercise of the powers and authorities conferred on him by section one hundred and twenty-two of the Local Bodies' Loans Act, 1926, and of all other powers and authorities enabling him in this behalf, and acting by and with the advice and consent of the Executive Council of the said Dominion, doth hereby order and declare that the proceedings in connection with the said special order shall be valid to all intents and purposes as though the public notice of the subsequent meeting at which it was proposed to confirm the said resolution as a special order and of such resolution had stated the place fixed for such subsequent meeting, and that the validity of the proceedings in connection with the said loan or the validity of the security for the said loan shall not be called in question by reason of the irregularity or defect aforesaid.

F. D. THOMSON,

(T. 49/222/10.)

Clerk of the Executive Council.

*The Northern Side of Portion of Burgess Road, in the Borough of Devonport, exempted from the Provisions of Section 128 of the Public Works Act, 1928, subject to a Condition as to the Building-line.*

BLEDISLOE, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this 25th day of June, 1934.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

IN pursuance and exercise of the powers conferred by the Public Works Act, 1928, and of all other powers in anywise enabling him in this behalf, His Excellency the Governor-General of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of the said Dominion, doth hereby approve of the following resolution passed by the Devonport Borough Council on the ninth day of May, one thousand nine hundred and thirty-four, viz.:

"That the Devonport Borough Council, being the local authority having control of the streets in the Borough of Devonport, by resolution declares that the provisions of section one hundred and twenty-eight of the Public Works Act, 1928, shall not apply to that portion of Burgess Road adjoining Lot 51 (D.P. 215), being part of Allotment 14, Section 2, Parish of Takapuna";

subject to the condition that no building or part of a building shall at any time be erected on the land fronting the northern side of the portion of Burgess Road (described in the Schedule hereto) within a distance of thirty-three feet from the centre-line of the said portion of street.

SCHEDULE.

The northern side of all that portion of street, situated in the North Auckland Land District, Borough of Devonport, known as Burgess Road, fronting Lot 51 (D.P. 215) of Allotment 14, Section 2, Parish of Takapuna. As the said portion of street is more particularly delineated on the plan marked P.W.D. 87387, deposited in the office of the Minister of Public Works at Wellington, and thereon coloured blue.

F. D. THOMSON,

(P.W. 51/1881.)

Clerk of the Executive Council.