

Timaru Harbour Board Act 1899

Local Act 1899 No 7
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An Act To alter the Time of Election, and to make Further Provision in respect of the Exercise of the Functions of the Timaru Harbour Board.

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

1 Short Title.

The Short Title of this Act is “The Timaru Harbour Board Act, 1899.”

2 Interpretation.

In this Act, unless inconsistent with the context, “Board” means the Timaru Harbour Board constituted under “The Harbours Act, 1878,” and the special Acts relating to the said Board.

3 Present members to hold office until election of successors.

The members of the Board now holding office shall, except in cases of resignation, death, disqualification, or dissolution of the Board, continue to hold office until the election of their successors, as hereinafter mentioned, but no longer.

4 Election of members.

The next biennial election of members of the said Board shall be held on the second Wednesday in the month of April, one thousand nine hundred and one, and subsequent biennial elections of members shall be held on the second Wednesday in the month of April in each succeeding alternate year, in manner provided by the Acts now in force regulating such elections as amended by this Act.

5 Election of Chairman.

A meeting of the Board shall be held on the fourth Friday in the month of April in each year, and at each such meeting it shall elect one of its members to be Chairman, in manner provided by the said Acts.

6 Duration of office of Chairman.

The Chairman at present in office and the Chairman from time to time to be elected shall, except in the case of resignation of such office, or ceasing to be a member of the Board, or of the dissolution of the Board, continue to hold office until the next election of Chairman, as hereinbefore provided.

7 Exclusion from right to vote or eligibility as members of Board of ratepayers in part of Pareora Biding not included in harbour district. Combination of certain districts for electoral purposes

Notwithstanding anything contained in “The Timaru Harbour Board Act, 1882,” ratepayers whose sole qualification to vote at elections of members of the Board arises from possession of rateable property in that part of the Pareora Riding of the County of Waimate which is not included within the boundaries of the Timaru Harbour District shall not hereafter be entitled to vote at elections of members of the said Board, or be eligible as candidates for

election as members thereof; and the names of such persons shall be excluded from each separate roll of the Pareora Riding made up under the provisions of section eight of the Act last above mentioned. For the purposes of section three of "The Timaru Harbour Board Act, 1882," the Borough of Temuka shall be deemed to be included in the Temuka Road District, and the Geraldine Town District shall be deemed to be included in the Geraldine Road District. For voting purposes the burgess-roll of the said borough shall be combined with the ratepayers' roll of the Temuka Road District, and the ratepayers' roll of the Geraldine Town District and the Geraldine Road District shall also be combined.

8 Board may adopt revised statements of values as basis of allocation of contributions

Notwithstanding the provisions of section three of "The Timaru Harbour District Rating Act, 1894," the adoption heretofore or hereafter by the Board of any statements such as therein mentioned as the basis of allocating the contributions therein referred to shall not debar the Board from subsequently, from time to time as it thinks fit, obtaining and adopting a revised statement or statements of values as such basis as aforesaid, whether or not the valuation-roll from which any original statement has been compiled remains in force.

9 Existing legislation not to debar Board from allocating and recovering contributions.

Nothing contained in any Act now in force shall prejudice or affect, or be deemed to have prejudiced or affected, the power of the said Board to allocate and recover contributions in manner provided by "The Timaru Harbour Board Empowering Act, 1890," or any amendment thereof.

10 Interpretation of certain words in "The Timaru Harbour Board Empowering Act, 1890."

Wherever in "The Timaru Harbour Board Empowering Act, 1890," or any amendment thereof, reference is made to "rateable value," or "capital value," or any equivalent expression is used, such reference shall, in respect of all boroughs, counties, road districts, and town districts, and parts thereof, respectively comprised within the Timaru Harbour District wherein "The Rating on Unimproved Value Act, 1896," is or may hereafter be adopted or in force, be construed as referring to the gross value under that Act.

11 Act to be deemed a special Act within the meaning of "The Harbours Act 1878."

This Act shall be deemed to be a special Act within the meaning of "The Harbours Act, 1878," and all the provisions of that Act as amended by the special Acts relating to the said Board shall extend and apply to this Act,

except so far as such provisions may be repugnant to or inconsistent with this Act, and to that extent they shall be deemed to be modified.