

Petone Borough Council Empowering Act 1931

Local Act 1931 No 1
Date of assent 31 August 1931

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An Act to enable the Petone Borough Council to make Uniform Special Rates over the Whole Borough.

Preamble.

WHEREAS the Petone Borough Council has widened and improved the Koro Koro Road, in the Borough of Petone, and extended the borough water-supply to that portion of the borough known as the Koro Koro Special-rating Area, and has paid for such works out of revenue and without raising any special loan: And whereas such works were done at the request of the general body of ratepayers in the aforesaid special-rating area: And whereas before such works were commenced it was agreed that in consideration of the same being done out of revenue the rateable property in the said special-rating area should be made liable for all subsisting special rates charged upon the balance of the rateable property in the borough: And whereas it was further agreed that the ratepayers of the said special-rating area should petition the Petone Borough Council praying that a Local Bill should be promoted to give effect

to the agreement first above recited: And whereas the petition of James Huggins and others, bearing date the fifteenth day of November, nineteen hundred and thirty, was presented to the Petone Borough Council accordingly:

Be it therefore enacted by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1 Short Title.

This Act may be cited as the Petone Borough Council Empowering Act, 1931.

2 Extension of special rates to parts of borough not previously rated.

Notwithstanding anything contained in any Act, it shall be lawful for the Petone Borough Council, within the space of one calendar month after the commencement of this Act, by resolution to declare that any special rates heretofore made in respect of the rateable property comprised in any part of the borough shall, for the year ending on the thirty-first day of March, nineteen hundred and thirty-two, and for every year thereafter, be payable in respect of the rateable property comprised in the whole of the borough.

3 Special rates may be levied accordingly.

Upon the passing of such resolution the Petone Borough Council may levy such special rates accordingly, and the provisions of the Municipal Corporations Act, 1920, the Rating Act, 1925, and the Local Bodies' Loans Act, 1926, shall apply thereto.

4 Special rate not to be levied after loan paid off.

Nothing in this Act shall be deemed to empower the Petone Borough Council to levy any special rate after the loan in respect of which such special rate was made shall have been fully paid off.

5 Redemption loans may be secured upon whole borough.

Notwithstanding anything contained in any Act, it shall be lawful for the Petone Borough Council to appropriate and pledge as security for any special loan or loans raised for the purpose of paying off the whole or any part of any special loan raised before the commencement of this Act a special rate made and levied for the purpose of such first-mentioned special loan upon the whole of the rateable property within the Borough of Petone.

6 Validating rates payable under section 2.

If the Petone Borough Council shall pass a resolution in pursuance of the power conferred by section two hereof within the time limited by the said section, all rates demanded by the Petone Borough Council, whether before or after the commencement of this Act, in respect of the year ending on the thirty-first day of March, nineteen hundred and thirty-two, shall be valid in all respects as if the Petone Borough Council, before publicly notifying its

intention to make such rates, had possessed the powers hereby conferred and had passed such resolution.