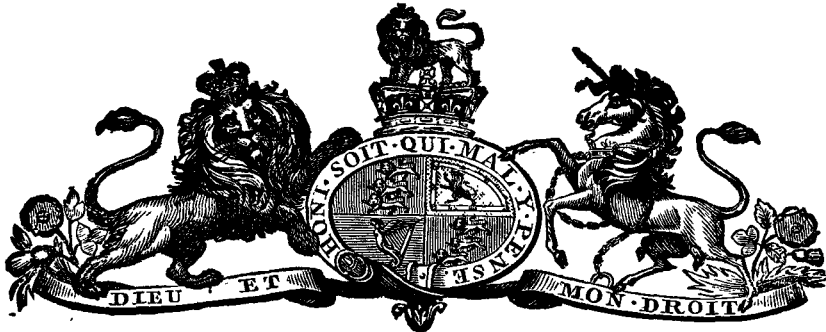


NEW ZEALAND.



QUADRAGESIMO SECUNDO
 VICTORIÆ REGINÆ.
 No. 46.

ANALYSIS.

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| <p>Title.</p> <ol style="list-style-type: none"> 1. Short Title. 2. Application of proceeds of sale of land to repay loans raised under certain Acts. 3. Special appropriations of land revenue continued. 4. Definition of "land revenue" for purposes of "The Financial Arrangements Act 1876 Amendment Act, 1877." 5. Provision for deduction from subsidies where cost of maintaining hospitals, &c., borne by Government. 6. Subsidy to hospitals maintained by voluntary contributions. Provision where grants in aid made by counties or boroughs to hospitals, &c. 7. Contracts for maintenance of persons in hospitals or charitable institutions. 8. Colonial Treasurer may make deductions from subsidies payable when county or borough fails to grant aid to hospitals, &c. 9. Power to deduct expenses incurred in collecting revenue for local bodies. 10. Subsidy where rates levied in part of county not included in a road district. | <ol style="list-style-type: none"> 11. Revenues arising under subsections (4) and (5) of section 51 of "The Mines Act, 1877," to be paid over to counties. 12. Branch line of railway between Mountain Road and Township of Ōpunaki to be constructed out of land revenue accruing in the Patea County. 13. Payment of mortgage, &c., issued under "Otago Dock Trust Ordinance, 1865," or "Otago Dock Trust Debt Act, 1872." 14. Governor in Council may make fees under "The Resident Magistrates Evidence Act, 1870." 15. Governor may raise loan authorized by "The Lyttelton Harbour Works Loan Act, 1872." 16. Repeal of certain sections of that Act. 17. Governor may appoint an Agent or Agents. 18. Powers of Agents. Rate of interest. 19. Application of moneys raised. 20. Moneys raised and interest charged upon Consolidated Fund. 21. Land in Schedule may be sold. Application of proceeds. Schedule. |
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AN ACT to make certain Financial Arrangements for the Colony. Title.
[2nd November, 1878.]

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

1. The Short Title of this Act shall be "The Financial Arrangements Act, 1878." Short Title.

2. All moneys accruing from the sale, letting, or other disposal of waste lands of the Crown which, by any Act or Ordinance for the time being in force, are set apart and appropriated to the repayment of any loan, shall be paid over to the Commissioners of the Public Debts Sinking Funds, and shall be applied by them to the repayment of such loan or otherwise as by any such Act or Ordinance is provided. Application of proceeds of sale of land to repay loans raised under certain Acts.

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Special appropriations of land revenue continued.

3. All revenues accruing from the sale, letting, or other disposal of waste or other lands of the Crown which, by any Act or Ordinance for the time being in force, are appropriated to or charged with the payment of any proportion of such revenues, shall continue to be so appropriated or charged, notwithstanding anything contained in "The Financial Arrangements Act 1876 Amendment Act, 1877," or this Act.

Definition of "land revenue" for purposes of "The Financial Arrangements Act 1876 Amendment Act, 1877."

4. The term "land revenue," occurring in section six of "The Financial Arrangements Act 1876 Amendment Act, 1877," shall not include nor be deemed to have included revenue received or in any way proceeding from lands disposed of upon deferred payments, nor shall it extend to or mean that part of the land revenue of the Provincial District of Taranaki which under "The New Plymouth Harbour Board Endowment Act, 1874," is required to be paid over to the New Plymouth Harbour Board, nor to any scrip received in payment for land.

Provision for deductions from subsidies where cost of maintaining hospitals, &c., borne by Government.

5. In any case in which the cost of maintaining hospitals or charitable institutions of any borough or county is defrayed by the Government, the Treasury shall deduct from all subsidies payable to such county or borough under "The Financial Arrangements Act 1876 Amendment Act, 1877," a sum proportionate to the respective amounts of such subsidies, and as may be equal to the cost of such maintenance, and such deduction shall be in lieu of any deduction authorized under the thirteenth section of "The Financial Arrangements Act, 1876."

Subsidy to hospitals maintained by voluntary contributions.

6. In all cases in which hospitals or other charitable institutions are maintained by voluntary contributions, and managed by local committees elected by subscribers to their funds, or otherwise locally maintained, there shall be paid to such hospitals or institutions, out of the Consolidated Fund, a subsidy of pound for pound on all subscriptions from time to time received by the committee or other governing authority:

Provision where grants in aid made by counties or boroughs to hospitals, &c.

And, if in any such cases any county or borough or Road Board district where the Counties Act is not in force making use of any such hospital or institution shall make a grant of money to the funds of such institutions, there shall be paid to such hospital or institution a further subsidy of pound for pound on any sum so granted.

Contracts for maintenance of persons in hospitals or charitable institutions.

7. The committee of any hospital or of any benevolent society may, through its secretary, chairman, or manager, make contracts for the maintenance, care, or attendance of persons in any hospital or charitable institution, and the secretary, chairman, or manager may sue in his own name, by direction of the committee, for such maintenance, care, or attendance.

Colonial Treasurer may make deductions from subsidies payable when county or borough fails to grant aid to hospitals, &c.

8. If, in the case of any hospital or institution so maintained as last aforesaid, the county or borough or Road Board district where the Counties Act is not in force making use of such hospital or institution shall fail to provide a grant sufficient to make up any deficiency in the funds of such hospital or institution, the Colonial Treasurer may deduct from the subsidies payable to such county or borough under any Act or other authority, in proportion to the amount of such subsidies, a sum equal to the amount of such deficiency, and shall pay the same over to the funds of such hospital or institution.

Power to deduct expenses incurred in collecting revenue for local bodies.

9. Any expense incurred by the Government, or any sum of money paid on behalf or at the request of any local governing body, shall be deducted from any subsidies or moneys accruing or payable to any such body.

Subsidy where rates levied in part of county not included in a road district.

10. In any case where a rate shall be levied by any County Council in respect of property situated in any part of such county not included in a road district, such Council shall be paid a subsidy of two

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pounds for every one pound of rates actually received by such Council in respect of any rate so levied.

11. All revenues or other moneys received or derived under the provisions of subsections four and five of section fifty-one of "The Mines Act, 1877," shall be paid and payable to the Treasurer of the county in which the lands producing such revenues are situate, and shall form part of the County Fund.

Revenues arising under subsections (4) and (5) of section 51 of "The Mines Act, 1877," to be paid over to counties.

12. Out of the land revenue accruing within the Patea County on account of sales of land situate between the Waingongoro River and the Taungatura River, and payable to the said county in the terms of the sixth section of "The Financial Arrangements Act 1876 Amendment Act, 1877," there shall be yearly applied three-fourths of such revenue, so payable to the said county as aforesaid, to the construction of a branch line of railway between the Mountain Road and the Opunaki Township; and the Governor may apply such moneys for such purposes, and make the said line as if it had been included in the Fourth Schedule to "The Public Works Act, 1876."

Branch line of railway between Mountain Road and Township of Opunaki to be constructed out of land revenue accruing in the Patea County.

13. Payment to the mortgagee of any mortgage, security, or bond issued under the authority of an Ordinance of the Province of Otago intituled "The Otago Dock Trust Ordinance, 1865," or under "The Otago Dock Trust Debt Act, 1872," or to any person who shall present such mortgage, security, or bond for payment of the moneys secured thereby, whether such person shall be the owner of such mortgage, security, or bond or not, shall vacate such mortgage, security, or bond, and release the debt thereby secured, and vest the land and property comprised in the mortgage, security, or bond, in Her Majesty, freed therefrom without any reconveyance.

Payment of mortgage, &c., issued under "Otago Dock Trust Ordinance, 1865," or "Otago Dock Trust Debt Act, 1872."

"Mortgagee" includes the original mortgagee or his executors, administrators, or assigns, or the owner for the time being of the mortgage, security, or bond.

14. It shall be lawful for the Governor in Council from time to time to abolish or alter the fees to be paid under "The Resident Magistrates Evidence Act, 1870," or any of them, and to fix others in lieu thereof, and the fees so fixed shall be published in the *New Zealand Gazette*, and, on and after a day to be named therein, shall be deemed to be the fees to be paid under the said Act.

Governor in Council may make fees under "The Resident Magistrates Evidence Act, 1870."

15. For the purpose of raising the loan authorized to be raised by "The Lyttelton Harbour Works Loan Act, 1872" (hereinafter called "the said Act"), the Governor may, subject to this Act, do and perform all such acts and things as might have been done by the Superintendent of the former Province of Canterbury, either alone or upon the recommendation or advice of the Executive Council of such province.

Governor may raise loan authorized by "The Lyttelton Harbour Works Loan Act, 1872."

16. Sections five and seven to nineteen, both inclusive, and section twenty-one of the said Act are hereby repealed.

Repeal of certain sections of that Act.

17. The Governor may from time to time appoint an Agent or Agents for the purpose of managing and raising the said loan, with all such powers as may be necessary for that purpose.

Governor may appoint an Agent or Agents.

18. Such Agent or Agents shall have full power to borrow and raise the said loan, in Great Britain or elsewhere, by bonds, debentures, scrip, or otherwise; and such Agent or Agents shall have full power and authority to prescribe the mode and conditions of repayment of such loan, and the time and place or places when and where the principal and interest shall be made payable.

Powers of Agents.

No bond, debenture, or other security issued under the said Act and this Act shall bear interest at a rate exceeding six pounds per centum.

Rate of interest.

19. All moneys raised under the authority of the said Act and this Act shall be applied in repaying a temporary advance made from the Consolidated Fund pending the raising of the said loan.

Application of moneys raised.

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Moneys raised and interest charged upon Consolidated Fund.

20. The sum of money named in any bond, debenture, scrip, or other security issued under the said Act and this Act, and all interest thereon, shall be a charge upon and paid out of the Consolidated Fund, and every such bond, debenture, scrip, or other security shall be countersigned by the Controller and Auditor-General, or by an officer of audit to be appointed by him for that purpose.

Land in Schedule may be sold. Application of proceeds.

21. It shall be lawful for the Governor to sell and dispose of by public auction the land described in the Schedule, and apply out of the proceeds a sum not exceeding thirty thousand pounds for the completion of the Wellington Hospital, and to place the balance to the credit of the Consolidated Fund.

Schedule.

SCHEDULE.

Block No. I., estimated to contain 1 rood and 31 perches, more or less. Bounded towards the North-east by Ballance Street; towards the South-east by Waterloo Quay; towards the South-west by Sections Nos. 151, 150, 149, 148, and 147 of former reclamation; and towards the North-west by Featherston Street.

Block No. II., estimated to contain 2 roods and 2 perches, more or less. Bounded towards the North-east by Whitmore Street; towards the South-east by Waterloo Quay; towards the South-west by Ballance Street; and towards the North-west by Featherston Street.

Block No. III., estimated to contain 1 acre and 8 perches, more or less. Bounded towards the North-east by Whitmore Street; towards the South-east by Featherston Street; towards the South-west by Ballance Street; and towards the North-west by Stout Street.

Block No. IV., estimated to contain 1 rood and 21 perches, more or less. Bounded towards the North-east by Ballance Street; towards the South-east by Featherston Street; towards the South-west by Sections Nos. 159, 161, 162, and 163; and towards the North-west by Maginnity Street.

Block No. V., estimated to contain 1 acre and 12 perches, more or less. Bounded towards the North-east by Ballance Street; towards the South-east by Maginnity Street; towards the South-west by Sections Nos. 166, 167, and 168; and towards the North-west by Stout Street.

Lot 2 of Block No. VII., estimated to contain 1 acre, more or less. Bounded towards the North-east by Whitmore Street; towards the South-east by Stout Street; towards the South-west by Ballance Street, and by Lot No. 1 of the said Block No. VII.; and towards the North-west by the said Lot No. 1, and by Lambton Quay.

Block No. X., estimated to contain 1 acre 2 roods and 11 perches, more or less. Bounded towards the North-east by Fisher Street; towards the South-east by Waterloo Quay; towards the South-west by Macandrew Street; and towards the North-west by Featherston Street.

Block No. XI., estimated to contain 3 roods and 11 perches, more or less. Bounded towards the North-east by Fisher Street; towards the South-east by Featherston Street; towards the South-west by Macandrew Street; and towards the North-west by Lambton Quay.

Block No. XII., estimated to contain 2 roods and 3 perches, more or less. Bounded towards the North-east by Allan Street; towards the South-east by Featherston Street; towards the South-west by Fisher Street; and towards the North-west by Lambton Quay.

Block No. XIII., estimated to contain 1 acre 1 rood and 33 perches, more or less. Bounded towards the North-east by Allan Street; towards the South-east by Waterloo Quay; towards the South-west by Fisher Street; and towards the North-west by Featherston Street.

Block No. XIV., estimated to contain 1 acre 1 rood and 33 perches, more or less. Bounded towards the North-east by Diver Street; towards the South-east by Waterloo Quay; towards the South-west by Allan Street; and towards the North-west by Featherston Street.

Block No. XV., estimated to contain 1 rood and 10 perches, more or less. Bounded towards the North by Diver Street; towards the South-east by Featherston Street; towards the South-west by Allan Street; and towards the North-west by Lambton Quay.

Block No. XVII., estimated to contain 1 acre 1 rood and 33 perches, more or less. Bounded towards the North-east by Logan Street; towards the South-east by Waterloo Quay; towards the South-west by Diver Street; and towards the North-west by Featherston Street.

Block No. XVIII., estimated to contain 1 acre 1 rood and 33 perches, more or less. Bounded towards the North-east by Greenfield Street; towards the South-east by Waterloo Quay; towards the South-west by Logan Street; and towards the North-west by Featherston Street.

Financial Arrangements.

Block No. XIX., estimated to contain 2 roods and 37 perches, more or less. Bounded towards the North-east by Greenfield Street; towards the South-east by Featherston Street; towards the South-west by Logan Street; and towards the North-west by Thorndon Quay.

Block No. XXI., estimated to contain 1 acre 1 rood and 33 perches, more or less. Bounded towards the North-east by Macdonald Street; towards the South-east by Waterloo Quay; towards the South-west by Greenfield Street; and towards the North-west by Featherston Street.

Lot 3, part of Block No. XXII., estimated to contain 1 rood and 32½ perches, more or less. Bounded towards the North-east by Moss Street; towards the South-east by Lot 2; towards the South-west by Macdonald Street; and towards the North-west by Featherston Street.

All of which several parcels of land are particularly delineated on the plan deposited in the office of the Chief Surveyor for the Provincial District of Wellington, No. D 28, Thorndon Reclamation.

WELLINGTON, NEW ZEALAND:

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