

[AS REPORTED FROM THE LOCAL BILLS COMMITTEE]

*House of Representatives, 28 August 1963*

Words struck out by the Local Bills Committee are shown with black rule at beginning and after last line of struck out matter; words inserted are shown with double rule before first line and after last line of new matter.

*Mrs McMillan*

**DUNEDIN DISTRICT DRAINAGE AND SEWERAGE  
ACTS AMENDMENT**

[LOCAL]

ANALYSIS

Title	3. Separate drainage rate
1. Short Title	4. Variation or revocation of declaration of subdistrict
2. Section 7 (1) of 1915 Act amended	

**A BILL INTITULED**

**An Act to amend the Dunedin District Drainage and Sewerage Act 1900**

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

1. **Short Title**—This Act may be cited as the Dunedin District Drainage and Sewerage Acts Amendment Act 1963, and shall be read together with and deemed part of the  
10 Dunedin District Drainage and Sewerage Act 1900 (hereinafter referred to as the principal Act).

2      *Dunedin District Drainage and Sewerage Acts  
Amendment*

**2. Section 7 (1) of 1915 Act amended**—Subsection (1) of seven 7 of the Dunedin District Drainage and Sewerage Acts Amendment Act 1915 is hereby amended by inserting after the words “the Board may”, the words “at any time”, and by inserting after the words “declare that such area”, the words 5  
“or any part or parts thereof”.

*Struck Out*

**3. Separate drainage rate**—(1) In any area hereafter declared a subdistrict pursuant to the said subsection (1) of section 7 of the Dunedin District Drainage and Sewerage Acts 10  
Amendment Act 1915, the Board may, instead of making and levying a differential rate, make and levy or order to be made and levied within such subdistrict the general rates provided for by section 5 of the Dunedin District Drainage and Sewerage Acts Amendment Act 1923, and in addition may make 15  
and levy or order to be made and levied within such subdistrict a separate drainage rate for such an amount in the pound on the rateable value of all rateable property within such subdistrict in accordance with the system of rating for the time being in force within such subdistrict as in the opinion of the 20  
Board is required to pay the total loan charges on account of any loans raised for sewerage and storm-water works constructed or proposed to be constructed for the benefit of such subdistrict, the renewal fund payments in respect of such works and all charges, costs, and expenses incurred in operating and 25  
maintaining in good order such works.

*New*

**3. Separate drainage rate**—(1) In any area hereafter declared a subdistrict pursuant to subsection (1) of section 7 of the Dunedin District Drainage and Sewerage Acts Amendment Act 1915 (as amended by section 2 of this Act), the Board may— 30  
(a) Instead of making and levying a differential rate, make and levy or order to be made and levied within that subdistrict a rate of such proportion of the 35  
general rates provided for by section 5 of the Dunedin District Drainage and Sewerage Acts Amendment Act 1923 as the Board considers equitable under the circumstances of the case; and

*New*

5 (b) Make and levy or order to be made and levied within  
that subdistrict a separate drainage rate not exceed-  
ing such an amount in the pound on the rateable  
value of all rateable property within that subdistrict  
10 in accordance with the system of rating for the  
time being in force within that subdistrict as in the  
opinion of the Board is required to pay the total  
loan charges on account of any loans raised for  
sewerage and storm-water works constructed or pro-  
posed to be constructed for the benefit of that  
subdistrict, the renewal fund payments in respect  
of the works, and all charges, costs, and expenses  
15 incurred in operating and maintaining in good order  
the works.

(2) A certificate in writing signed by the Secretary of the  
Board as to the total loan charges, renewal fund payments,  
and charges, costs, and expenses as aforesaid, and the deter-  
mination of the Board, by resolution, as to the amount of the  
20 separate drainage rate required as aforesaid, shall be final  
and conclusive as to such total loan charges, renewal fund  
payments, and charges, costs, and expenses, and as to such  
amount of rate respectively.

(3) The Board may make and levy such separate drainage  
25 rate notwithstanding any provision in the principal Act or in  
any other Act limiting or in any way restricting the rating  
power of the Board but, with that exception, all the provisions  
of the principal Act shall apply to such separate drainage  
rate and generally to the subdistrict.

30 (4) A separate account shall be kept by the Board of the  
proceeds of the separate drainage rate, and of the total loan  
charges, renewal fund payments, and charges, costs, and  
expenses as aforesaid.

**4. Variation or revocation of declaration of subdistrict—**  
35 The Board may at any time, by special order, vary in any  
manner or wholly revoke a declaration made pursuant to the  
said subsection (1) of section 7 of the Dunedin District  
Drainage and Sewerage Acts Amendment Act 1915, that an  
area or any part of parts thereof shall form and be a sub-  
40 district.