

Mr. Ell.

MUNICIPAL CORPORATIONS ACT AMENDMENT.

ANALYSIS.

Title. 1. Short Title.	2. Repeal of section 177 of "The Municipal Corporations Act, 1900," and substitution of new provision in lieu thereof.
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A BILL INTITULED

AN ACT to amend "The Municipal Corporations Act, 1900." Title.

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 is "The Municipal Corporations Act Amendment Act, 1902." Short Title.

2. All the words in section one hundred and seventy-seven of "The Municipal Corporations Act, 1900," are hereby repealed, and the following substituted in lieu thereof:— Repeal of section 177 of "The Municipal Corporations Act, 1900," and substitution of new provision in lieu thereof.

"(1.) Fifteen per cent. of the electors on the district electors roll may, by writing under their hands delivered to the Mayor of the borough, demand that a proposal that any borough named in such petition adjoining and forming one continuous area shall be joined to the borough named, and such two adjoining boroughs be constituted one united borough, shall be submitted to the district electors' vote.

"(2.) Thereupon the votes of the district electors shall be taken upon such proposal on a day to be fixed by the Mayor, being not less than twenty-one nor more than twenty-eight clear days after the delivery of such demand, and such day shall be forthwith notified in a newspaper published or circulating in the district.

"Provided,—

"(a.) That such demand shall be deemed to be duly made on the Mayor if the notice containing the same is delivered at the Town Hall or other principal office of the borough of the district; and

"(b.) That if within seven days after the delivery of such demand the Mayor fails to duly fix and notify the day on which the votes of the district electors are to be taken, then the votes shall be taken on the twenty-eighth day after the delivery of such demand; and the Clerk of the borough shall notify the same in manner aforesaid.

“(3.) On such day a poll shall be taken in the same manner as is prescribed by ‘The Local Bodies’ Loans Act, 1886,’ in the case of a proposal to raise a loan in the district.

“(4.) Such of the provisions of the aforesaid Act as are necessary for the poll under this Act are hereby incorporated, *mutatis mutandis*, with this Act. 5

“(5.) The voting-papers for the purposes of such poll shall be printed in the following form:—

“PROPOSAL that the Borough of be joined to the Borough of and that such boroughs be constituted one united borough. 10
 “1. I vote *for* the above proposal.
 “2. I vote *against* the above proposal.

And no such proposal shall be deemed to be carried unless affirmed by a majority of the valid votes recorded.

“(6.) Within twenty-one days after the result of the poll has been ascertained the Mayor of the borough shall cause a notice of the number of votes recorded for and against the proposal, as hereinbefore provided, to be published in the *New Zealand Gazette*, and also in one or more newspapers circulating in the district, and in such notice he shall declare the proposal to be carried or rejected, as the case may be. 15 20

“(7.) If such adopting proposal is carried, the Governor may by proclamation constitute such boroughs one borough, by such name as is assigned thereto by such proclamation, and such boroughs shall thereupon become and be such one borough accordingly under this Act. 25

“(8.) Part IV. of ‘The Municipal Corporations Act, 1900,’ shall, so far as applicable, extend to the case herein provided.”