

This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES and having this day passed as now printed is transmitted to the LEGISLATIVE COUNCIL for its concurrence.
House of Representatives,
19th October, 1877.

[AS AMENDED BY THE LEGISLATIVE COUNCIL.]

Hon. Mr. Sheehan.

Public Health Act Amendment.

ANALYSIS.

<p>Title.</p> <p>Preamble.</p> <p>1. Short Title.</p> <p>2. All property in district constituted by "Christchurch District Drainage Act, 1875," liable to be rated for the purposes of Part II. of "Public Health Act, 1876."</p> <p>3. Board to fix amount of rate to be levied. City, Borough Council, or Road Board, to levy and collect such rate in the district within their jurisdiction.</p> <p>4. All rates to be paid over to Local Board of Health. Road Board or Council entitled to retain costs of collection of rate. In case of dispute as to amount to be retained, same to</p>	<p>be settled by Resident Magistrate for Christchurch District or other person appointed by Governor.</p> <p>5. Penalty for neglect of Road Boards or Councils.</p> <p>6. Christchurch Drainage Board may recover £500 already expended for purposes of Part II. of "Public Health Act, 1876."</p> <p>7. Sections 18 and 19 "Public Health Act, 1876" repealed.</p> <p>8. Local Board to make annual report to Central Board.</p> <p>9. Central Board of Health to make annual report to Governor, of general sanitary state of the colony.</p>
--	---

A BILL INTITLED

AN ACT to amend "The Public Health Act, 1876."

Title.

Preamble erased.

WHEREAS it is enacted by section sixteen of "The Public Health Act, 1876," that each Local Board may make regulations for (amongst other things) directing the wages, salaries, and allowances to be paid to the officers and servants of such Local Board, and all other expenses incurred by such Board in the due execution of Part Two of the said Act, to be paid out of the general, city, town, borough, or district rates, or out of any rates or other moneys applicable by the Board to the purposes of improving the city, town, borough, or district, or at the disposal of the Local Board: And whereas the Christchurch District Drainage Board, called in the said Act "The Christchurch District Drainage Board," was thereby constituted the sole Local Board of Health for the district constituted by the second section of "The Christchurch District Drainage Act, 1875," and the said district comprises the City of Christchurch and portions of the several districts described in the Schedule to an Ordinance of the Superintendent and Provincial Council of the Province of Canterbury intituled "The Canterbury Roads Ordinance, 1872," as the Avon District, the Riccarton District, the Heathcote District, and the Spreydon District respectively: And whereas it is expedient to make further provision for supplying the Christchurch District Drainage Board, as a Local Board of Health, with funds to carry out the provisions of the said Act, and to amend the said Public Health Act in other respects:

Whereas it is expedient to amend "The Public Health Act, 1876."

Preamble.

BE IT THEREFORE 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 Public Health Act Amendment Act, 1877."

Short Title.

Clauses 2 to 6 erased.

2. All property within the district constituted by the second section of "The Christchurch District Drainage Act, 1875" (hereinafter called "the said district"), which under any law now or hereafter to be in force is or may be liable to be rated for general, municipal, or Road Board purposes, by any City or Borough Council or Road Board, shall be liable to be rated for the purposes of Part II. of "The Public Health Act, 1876."

All property in district constituted by "Christchurch District Drainage Act, 1875," liable to be rated for the purposes of Part II. of "Public Health Act, 1876."

3. It shall be lawful for the Christchurch District Drainage Board, as such Local Board of Health, from time to time to resolve that any such rate shall be made and levied, and to fix the amount in the pound of such rate, not exceeding *twopence* in the pound on the

Board to fix amount of rate to be levied.

value of the rateable property within the said district; and the said Board, after any such resolution shall have been passed, shall cause to be forwarded a copy of the same to the Mayor, Chairman, or Clerk of any City or Borough Council, or of any Road Board, within the limits of whose jurisdiction the said district or any part or parts thereof may be situate.

City, Borough Council, or Road Board, to levy and collect such rate in the district within their jurisdiction.

Every such City or Borough Council or Road Board shall forthwith proceed to make, levy, and collect such rate in the part or parts of the said district within their jurisdiction, in such manner, as nearly as may be, and with such powers, and the rate shall be payable by and recoverable from such persons, and in such manner in every respect, as if the limits of the jurisdiction of every such Road Board or Council were consistent with such part or parts of the said district, and the rate were to be levied by every such Road Board or Council for their own purposes under the powers of rating by law vested in them respectively.

All rates to be paid over to Local Board of Health.

4. All such rates shall be held by every Road Board or City or Borough Council as trustee for the Christchurch District Drainage Board, as such Local Board of Health, and shall be forthwith handed or paid over to such Local Board of Health.

Road Board or Council entitled to retain costs of collection of rate.

Every such Road Board or Council shall be entitled to retain all reasonable costs and expenses incurred in and about making, levying, collecting, and recovering the same rates, and a reasonable remuneration for clerical and other work. If and whenever any dispute shall arise as to the amount so to be retained or otherwise in relation thereto, the same shall be decided by the Resident Magistrate for the Christchurch District, or such other person whom the Governor may appoint for that purpose, and his decision shall be final and conclusive on all parties.

In case of dispute as to amount to be retained, same to be settled by Resident Magistrate for Christchurch District or other person appointed by Governor.

5. If any Road Board or Council shall refuse or neglect to make and levy, and to take all necessary steps to collect, recover, or pay over, any such rate as aforesaid, every member thereof at the time of such neglect or refusal shall be liable to a penalty not exceeding *fifty* pounds.

Penalty for neglect of Road Boards or Councils.

6. It shall be lawful for the Christchurch District Drainage Board to levy and recover by means of any such rate or rates as aforesaid the sum of *five hundred* pounds already expended by them for the purposes of Part II. of "The Public Health Act, 1876."

Christchurch Drainage Board may recover £500 already expended for purposes of Part II. of "Public Health Act, 1876."

7. 2. Sections eighteen and nineteen of "The Public Health Act, 1876," are hereby repealed.

Sections 18 and 19 of "Public Health Act, 1876," repealed.

8. 3. Every Local Board shall annually, in the month of June in each year, make a report to the Central Board, in such form as such Central Board shall from time to time direct, in regard to the health, cleanliness, and general sanitary state of the city, town, borough, district, or place for which such Local Board is established.

Local Board to make annual report to Central Board.

Clause 9 erased.

9. The Central Board of Health shall annually, in the month of June in each year, make a report to the Governor, in such form as the Governor shall from time to time direct, in regard to the general sanitary state of the colony.

Central Board of Health to make annual report to Governor, of general sanitary state of colony.

The Governor may also require the Board from time to time to report to him as to the sanitary state of any particular part or place in the colony.

New clause.

4. It shall be lawful for the Christchurch District Drainage Board, out of any funds arising from rates levied under the authority of "The Christchurch District Drainage Act, 1875," to pay any expenses already incurred or to be incurred by such Board in the due execution of Part II. of "The Public Health Act, 1876."