

Land Drainage Amendment Act 1913

Public Act 1913 No 31
Date of assent 4 December 1913

Contents

	Page
Title	1
1 Short Title	1
6 Boundaries of districts may be altered on petition	2

An Act to amend the Land Drainage Act 1908

1 Short Title

This Act may be cited as the Land Drainage Amendment Act 1913, and shall form part of and be read together with the Land Drainage Act 1908 (hereinafter referred to as the principal Act).

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Sections 2–5 were repealed, as from 29 June 1988, by section 209(1) Rating Powers Act 1988 (1988 No 97).

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6 Boundaries of districts may be altered on petition

- (1) If the Board is of opinion that lands not included in the district have derived, or are deriving, or may thereafter derive, benefit from the drainage works or operations carried out or proposed to be carried out under the powers conferred by the principal Act, the Board may present a petition to the Governor-General praying that the boundaries of the district may be altered so as to include such lands in the district.
- (2) Every such petition by the Board shall define with reasonable certainty the boundaries of the lands proposed to be included.
- (3) Upon the presentation to the Governor-General of such petition by the Board, the Governor-General may, if he thinks fit, direct a Commission consisting of the Commissioner of Crown Lands and an officer in charge of the valuation district in which the lands proposed to be included are situated, and some third person whom the Governor-General shall deem qualified for the purpose, to inquire and report to him as to whether the lands defined in the petition or part or parts thereof have derived, or are deriving, or may derive, substantial benefit from the drainage works or operations carried out or proposed to be carried out by the Board, and whether such lands or such part or parts thereof should be included in the district, and accordingly become liable to levy of rates thereafter to be made by the Board, and to what extent (if any) such lands ought to become liable for the future levy of rates already made by the Board.
- (4) Such Commission shall have all the powers, authorities, and functions of a Commission under the Commissions of Inquiry Act 1908.
- (5) If such Commission reports to the Governor-General that such lands or parts thereof ought to be included in the district, the Governor-General may, by Order in Council, alter the boundaries of the district by including therein such lands or such part or parts thereof. All such lands so included shall, as from the

date of the Order in Council, be liable to the levy of all rates thereafter to be made by the Board.

- (6) If such Commission reports to the Governor-General that such land or such part or parts thereof ought to become liable for the future levy of rates theretofore made by the Board, the Governor-General may, by the same Order in Council, direct that such lands or such part or parts thereof shall be so liable, and the same shall be so liable for all levies of such rates after the date of the Order in Council.
- (7) The powers conferred by this section are exclusive of and in addition to, and not in substitution for, the power conferred upon the Governor-General by section 3 of the principal Act to alter the boundaries of a district by including therein an area upon the petition of the majority of the ratepayers of that area.

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Sections 8–9 were repealed, as from 1 April 1980, by section 9(1) Local Government Amendment Act 1979 (1979 No 59).

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