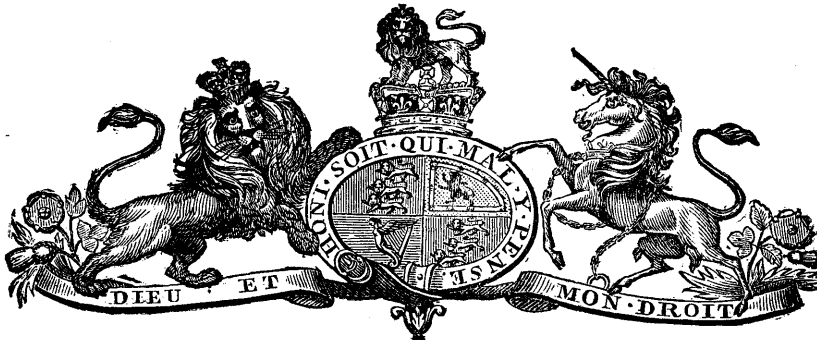


NEW ZEALAND.



TRICESIMO TERTIO ET TRICESIMO QUARTO

VICTORIÆ REGINÆ.

No. LXXXI.

\*\*\*\*\*

ANALYSIS.

<p>Title. Preamble. 1. Short Title. 2. Appointment of Agents to manage Loan. 3. Power to borrow. 4. Agents to prescribe mode conditions and terms of repayment. 5. Annual charge not to exceed six per cent. including sinking fund (if any). 6. Pending raising Loan short-dated debentures may be issued to extent of one million. 7. Rate of interest &amp;c. of short-dated debentures. 8. Times and places of payment of short-dated debentures. 9. Short-dated debentures may be accepted in</p>	<p>payment for debentures issued for raising the Loan. 10. Reissue of short-dated debentures. Short-dated debentures not to be issued after last day of year 1878. 11. Debentures not to be sold at price to give interest at higher than six per cent. 12. Moneys borrowed and interest charged on Consolidated Fund. 13. Application of money borrowed. 14. Moneys borrowed for purposes in Second Schedule to be charged against Province for which raised. 15. Agents authorized to delegate powers. 16. Removal of Agents. 17. Previous securities not to be affected. Schedules.</p>
--	--

AN ACT to authorize the Raising of a Loan of One Million Pounds Sterling for Defence and other Purposes. Title.  
[12th September 1870.]

WHEREAS it is expedient to raise by Loan secured on the Consolidated Revenue of New Zealand funds for the Defence of the Colony and for paying off certain Treasury Bills and for other purposes And whereas it is also expedient to enable the Governor to raise moneys by short-dated Debentures in anticipation of the Loan hereby authorized to be raised 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 Defence and other Purposes Loan Act 1870.” Short Title.

2. It shall be lawful for the Governor to appoint any two or more persons he may think fit to be Agents for the purpose of raising and managing the Loan authorized to be raised under this Act and in their appointments to define the relative powers of such Agents. Appointment of Agents to manage Loan.

*Defence and other Purposes Loan.***Power to borrow.**

**3.** Such Agents shall have full power and authority to borrow and raise in Great Britain or elsewhere by bonds debentures or otherwise such sums not exceeding in the whole one million sterling as the Governor in Council may from time to time or at any time direct and determine for the several purposes mentioned in the First and Second Schedules hereto and for the payment or repurchase of short-dated debentures issued under this Act for the raising moneys for such purposes.

**Agents to prescribe mode conditions and terms of repayment.**

**4.** Such Agents shall have full power and authority to prescribe the mode and conditions of repayment of such Loan and the time of such repayment and the rate of interest thereon and the time and place or places when and where such principal and interest shall be made payable.

**Annual charge not to exceed six per cent. including sinking fund (if any).**

**5.** The annual charge to be imposed on the Consolidated Revenue under the provisions of this Act shall not exceed for interest and sinking fund (if any) the sum of six pounds for every one hundred pounds expressed to be borrowed.

**Pending raising Loan short-dated debentures may be issued to extent of one million.**

**6.** Pending the raising of moneys hereinbefore authorized to be raised under this Act it shall be lawful for the Governor in Council to appoint any two or more persons he may think fit to be Agents and in their appointments to define the relative powers of such Agents who shall have full power and authority from time to time to borrow and raise any sums of money not exceeding the sums mentioned in the third section to this Act as the Governor in Council may from time to time direct and determine and to take up the same sums of money in debentures from time to time by the sale hypothecation or mortgage of such debentures hereinafter referred to as "short-dated debentures" as such Agents may deem expedient.

**Rate of interest &c. of short-dated debentures.**

**7.** Every such short-dated debenture shall bear interest after such rate not exceeding six pounds for every one hundred pounds by the year and be for such sum and in such form and with or without coupons attached and be signed on behalf of the Colony and be transferable and negotiable in such manner as such Agents shall prescribe.

**Times and places of payment of short-dated debentures.**

**8.** The interest and principal of every such short-dated debenture shall be payable at such times and places as such Agents shall prescribe Provided that the principal moneys secured by any such debenture shall not be made payable at a later period than seven years after the date of issue thereof.

**Short-dated debentures may be accepted in payment for debentures issued for raising the Loan.**

**9.** The Agents authorized under the second and third sections of this Act to raise any moneys therein mentioned may accept any short-dated debentures issued under the sixth section of this Act in payment for any bonds debentures or other securities issued by them for the purpose of raising moneys under the said third section of this Act.

**Reissue of short-dated debentures.**

**10.** Whenever the principal moneys of any short-dated debenture shall be paid and whenever any short-dated debenture shall be received in payment or exchange for any bond debenture or other security issued under the third section of this Act the Governor in Council may order that a like amount of short-dated debentures may be prepared and issued in the place of the short-dated debentures so paid off or exchanged and thereupon the Agents for the time being appointed under the sixth section of this Act shall have full power and authority to make out and issue the said amount of short-dated debentures so ordered and the provisions contained in the sixth seventh and eighth sections of this Act shall be applicable thereto Provided that no short-dated debentures shall be made or issued at a date later than the last day of the year one thousand eight hundred and seventy-eight.

**Short-dated debentures not to be issued after last day of year 1878. Debentures not to be sold at price to give**

**11.** No bond debenture or other security issued under this Act

*Defence and other Purposes Loan.*

shall be sold or otherwise disposed of at a price which will yield to the purchaser thereof a higher rate of interest by the year than six pounds for every hundred pounds of the purchase money given for such bond debenture or other security.

interest at higher than six per cent.

12. All sums of money borrowed and raised under the authority of this Act and all interest thereon shall be a charge upon the Consolidated Fund of New Zealand as defined by the fourth section of "The Public Revenues Act 1867" and all interest thereon and the principal when due shall be paid by the Colonial Treasurer out of such Consolidated Fund under Warrants to be issued by the Governor.

Moneys borrowed and interest charged on Consolidated Fund.

13. All moneys raised under the authority hereinbefore contained shall and may be issued and applied to the purposes mentioned in this Act and in the First and Second Schedules hereto and as to purposes mentioned in the said Schedules such moneys shall be issued and applied in sums not exceeding the amounts in the said Schedules respectively provided. In the event of any moneys authorized to be raised under this Act for Colonial Defence not being required for the purposes of Colonial Defence such moneys may be raised and applied for and towards the redemption of any Treasury Bills as in the Schedules mentioned.

Application of money borrowed.

14. All sums raised under the authority of this Act as shall have been applied towards any of the purposes mentioned in the Second Schedule hereto together with all charges and discount on the raising of such sums and all interest and sinking fund payable in respect thereof shall as between the Colony and the several Provinces of New Zealand be charged against that Province the name of which is mentioned in the second column of the said Second Schedule and set opposite the description of such purpose and such charge shall be made in the manner provided by the forty-fourth section of "The Public Revenues Act 1867" and the tenth section of "The Payments to Provinces Act 1870."

Moneys borrowed for purposes in Second Schedule to be charged against Provinces for which raised.

15. All the powers which may be vested in any Agents appointed under this Act may by such Agents be wholly or partly delegated to any two or more other Agents subject to such conditions as the Agents delegating such powers shall think fit.

Agents authorized to delegate powers.

16. The Governor in Council may at any time remove or accept the resignation of any Agent appointed by him under this Act and appoint another person in his place.

Removal of Agents.

17. Nothing in this Act contained shall be held to prejudice alter affect or vary any security or securities heretofore charged on the Revenues of New Zealand or any of them.

Previous securities not to be affected.

## FIRST SCHEDULE.

For defraying such costs, charges, and expenses (including liabilities) for Colonial Defence as shall be authorized by the General Assembly for the year ending the 30th day of June, 1871, and for the costs of raising this part of this Loan, any sum or sums not exceeding in the whole ...	£ 180,000	Sections 3 and 13.
For defraying such costs, charges, and expenses (including liabilities) for Colonial Defence as shall be authorized by the General Assembly for the year ending the 30th day of June, 1872, and for the costs of raising this part of this Loan, any sum or sums not exceeding in the whole ...	160,000	

*Defence and other Purposes Loan.*

For defraying such costs, charges, and expenses (including liabilities) for Colonial Defence as shall be authorized by the General Assembly for the year ending the 30th day of June, 1873, and for the costs of raising this part of this Loan, any sum or sums not exceeding in the whole	£	150,000
For defraying such costs, charges, and expenses (including liabilities) for Colonial Defence as shall be authorized by the General Assembly for the year ending the 30th day of June, 1874, and for the costs of raising this part of this Loan, any sum or sums not exceeding in the whole		150,000
For defraying such costs, charges, and expenses (including liabilities) for Colonial Defence as shall be authorized by the General Assembly for the year ending the 30th day of June, 1875, and for the costs of raising this part of this Loan, any sum or sums not exceeding in the whole		150,000
For redemption of Treasury Bills heretofore issued and charged on the Consolidated Fund, and for the cost of raising this part of this Loan, any sum or sums not exceeding in the whole		37,000

## SECOND SCHEDULE.

Sections 3, 13, and 14.

Purposes to which Appropriated.	£	Name of Province to be charged.
To provide for a payment to be made by the Province of Auckland to James Busby, Esq., and for a payment to be made to the New Zealand Government under "The Loan Allocation Act Repeal Act, 1867," a sum not exceeding	50,000	Auckland.
To provide for a payment to be made by the Province of Taranaki to the New Zealand Government under "The Loan Allocation Repeal Act, 1867," a sum not exceeding	6,000	Taranaki.
To provide for a payment to be made by the Province of Wellington to the New Zealand Government under "The Loan Allocation Act Repeal Act, 1867," and for sums advanced for the erection of the Wanganui Bridge, a sum not exceeding	17,000	Wellington.
To provide for a payment to be made by the Province of Otago to the New Zealand Government on account of the late Province of Southland, and for other debts due by that Province, a sum not exceeding	50,000	United Province of Otago and Southland.
And for the repayment of moneys borrowed under "The Otago Dock Trust Ordinance, 1865," a sum not exceeding	50,000	

WELLINGTON, NEW ZEALAND:

Printed under the authority of the New Zealand Government, by GEORGE DIDSBUY, Government Printer.