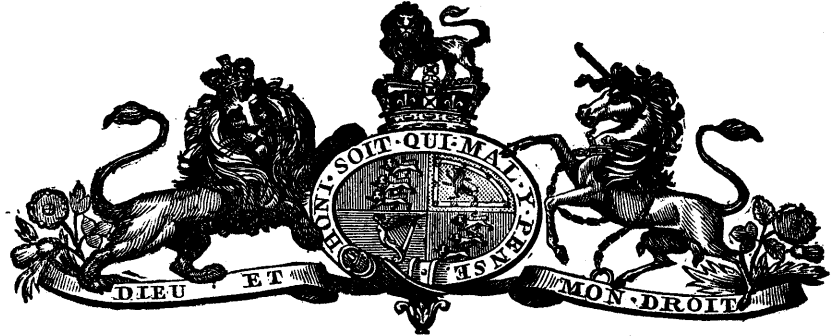


NEW ZEALAND.



TRICESIMO SEXTO

VICTORIÆ REGINÆ.

No. III.

ANALYSIS.

Title.
Preamble.
1. Short Title.

2. Superintendent of Wellington may extend time for erecting Patent Slip.

AN ACT to authorize the Superintendent of Wellington to extend the Time for the Erection of a Patent Slip in the Harbour of Port Nicholson.

[19th August, 1872.]

WHEREAS by an Act passed by the Superintendent and Provincial Council of the Province of Wellington, in the year of our Lord one thousand eight hundred and sixty-four, intituled "The Patent Slip Act, 1864," it was (amongst other things) enacted that the Superintendent might with the advice and consent of his Executive Council, on behalf of the Province, contract with any person or body corporate or otherwise who would agree to erect and keep in good repair and work a Patent Slip, Hydrostatic Lift or Dock, for the purpose of repairing ships of large burden, in the Harbour of Port Nicholson or in any of the bays thereof, and in such place and subject to such terms and conditions as he with such advice and consent as aforesaid might deem expedient, to pay to such person or body a yearly sum of money which, with such net profits as might arise from the working use and management of the said Slip, Lift or Dock, should be equivalent to seven pounds per centum per annum on the sum outlaid or expended in the erection or completion of such Slip, Lift or Dock: Provided the sum on which such guarantee should be given did not exceed the sum of forty thousand pounds, and the term of years for which the payment or guarantee was given should not extend beyond twenty-one years: And whereas by an Act passed by the Superintendent and Provincial Council of the said Province of Wellington, in the year of our Lord one thousand eight hundred and seventy-one, intituled "The Patent

Wellington Patent Slip.

Slip Act, 1871," it was (amongst other things) enacted that all the powers and authorities acts and deeds by "The Patent Slip Act, 1864," conferred on or authorized to be performed or done by the Superintendent of the Province of Wellington, either alone or acting with the advice and consent of his Executive Council, on behalf of the said Province, might, subject to the provisions of the Act now in recital, be exercised done and performed by Isaac Earl Featherston, Agent-General for the Government of New Zealand, on behalf of the said Province; and that the said Isaac Earl Featherston might, in any contract which he might enter into under the provisions of "The Patent Slip Act, 1864," and under the powers conferred on him by the Act now in recital, contract that the sum on which the guarantee was to be given should be a fixed sum specified in the contract, not exceeding thirty-seven thousand pounds: And whereas by deed dated on or about the eleventh day of May, one thousand eight hundred and seventy-one, the said Isaac Earl Featherston and the Honorable William Fitzherbert, Superintendent for the time being of the said Province, did, in consideration of the covenant of "The Wellington Patent Slip Company, Limited," to erect a Patent Slip as therein mentioned within the period of twelve calendar months computed from the date of the said deed, guarantee the payment to the said Company, for the period of twenty-one years from the completion of the work, of a sum which, added to the net profits which might arise from the working use and management of the same, would be equivalent to seven pounds per centum per annum on the sum of thirty-seven thousand pounds, the estimated cost of the said work: And whereas at the time of the making of the said contract it was not intended that the Superintendent of the Province of Wellington should not have power to extend the time for the completion by the Company of the works so undertaken by them as aforesaid, should such extension of time be reasonable or necessary: And whereas it is doubtful whether the Superintendent has such power, and to put an end to such doubts it is expedient that such power should be given to him, as hereinafter mentioned:

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

Short Title.

1. The Short Title of this Act shall be "The Wellington Patent Slip Act, 1872."

Superintendent of Wellington may extend time for erecting Patent Slip.

2. The Superintendent of the Province of Wellington may, with the advice and consent of his Executive Council, by a memorandum under his hand and under the Seal of the Province indorsed upon the said deed of the eleventh day of May, one thousand eight hundred and seventy-one, extend the time for the completion of the works in the said deed mentioned, for a period of twelve calendar months computed from the eleventh day of May, one thousand eight hundred and seventy-two; and such extension of time, if granted, shall be as effectual as if the same had been granted before the expiration of the time fixed in the said deed for the completion of the said works, and the time for the completion of the works under the said contract shall, notwithstanding any breach of the contract in that behalf, be computed as if the extended date had been originally mentioned in the said deed as the date for the completion of the said works.

WELLINGTON, NEW ZEALAND:

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