

Title of Act or Ordinance, and subject-matter of Sections.	Remarks.
SOUTHLAND.	
<p><i>The Invercargill Town Board Ordinance, 1863.</i> Sec. 46. Board to hear objections to assessments.</p>	<p>This seems to be objectionable, as creating a tribunal for deciding objections.</p>
<p>Sec. 48. Collector with warrant from Justices of the Peace may enter upon land and distrain for rates in arrear.</p>	<p><i>Ultra vires.</i></p>
<p>Sec. 53. Appeal lies to Resident Magistrate, or any two Justices of the Peace, with regard to rates.</p>	<p>Ditto.</p>
<p>Section 56, and following clauses. Empower Board to make by-laws on any subject, and providing for breach of by-laws by penalties.</p>	<p>Ditto. The Legislature, though it has empowered the Provincial Council to create offences, has not empowered the Provincial Council to authorize any other body to make by-laws.</p>
<p>Sec. 74. Provides for mode of service of writs, and other legal proceedings.</p>	<p><i>Ultra vires</i>, as affecting practice and procedure of all Courts.</p>
<p>Sec. 75. Provides that penalties recovered should be paid to Clerk of Board, and form part of its funds.</p>	<p><i>Ultra vires.</i> Penalties are General revenue, and therefore Provincial Legislature cannot appropriate them.</p>
<p><i>The Roads Ordinance, 1862. No. 19 of Series.</i></p>	
<p>Sec. 11. Empowers two Justices of the Peace to determine complaints against officers of Road Boards for detaining books or other property.</p>	<p><i>Ultra vires.</i></p>
<p>Sec. 31. Gives appeal with regard to rates to Resident Magistrate or Justices of the Peace.</p>	<p>Ditto.</p>
<p>Sec. 34. Provides for levying rates in arrear by distress warrant.</p>	<p>Ditto.</p>
<p><i>The Tolls Ordinance, 1866. No. 65 of Series.</i></p>	
<p>Sec. 26. Empowers the Superintendent to make by-laws and attach penalties.</p>	<p>Seems <i>ultra vires</i>. The Provincial Legislature has power to create offences, but it cannot give that power to any other body.</p>
<p><i>The Roads Ordinance 1862 Amendment Ordinance, 1867.</i></p>	
	<p>Nothing objectionable in this Ordinance.</p>