

of enabling such Board to make or maintain new public drains within the district under its jurisdiction.

(2.) The Road Board, for the purpose aforesaid, may, from the date of such order taking effect, exercise any of the powers mentioned in the aforesaid section; and also shall have all the powers and be subject to all the liabilities herein given to or imposed upon County Councils in respect of the construction and repair of public drains. 5

Penalties for  
destroying drains.  
1894, No. 42, sec. 252

240. Every person who wilfully and maliciously destroys or damages any public drain, or any bank or dam or other work made under the authority of this Part of this Act, shall be liable on conviction to a fine not exceeding five hundred pounds, or, at the discretion of the Court inflicting the same, to be imprisoned with or without hard labour for any term not exceeding two years. 10

Railways not to be  
interfered with.  
Ibid, sec. 253

241. Nothing in this Part of this Act shall be deemed to authorise any interference by any local authority with any land, drains, or works upon or within the limits of any railway. 15

Saving of "Christ-  
church District  
Drainage Act,  
1875," and other  
Acts.  
Ibid, sec. 254

242. Nothing in this Act shall be deemed to repeal or alter any of the provisions—

(a.) Of "The Christchurch District Drainage Act, 1875," or any Act or Acts amending the same, or to authorise any interference by any County Council with any drains or other works under the control of the Boards constituted by the said Acts respectively without the consent of such Boards; 20  
or

(b.) Of "The Land Drainage Act, 1904," or to authorise any interference by any County Council with any drains or other works under the control of the Boards constituted by the said Act respectively without the consent of such Boards; 25  
or

(c.) Of "The River Boards Act, 1884," or to authorise any interference by any County Council with any drains or other works under the control of the Boards constituted by the said Act respectively without the consent of such Boards; 30  
or

(d.) Of "The Water-supply Act, 1891." 35

PART XI.

SUPPLY OF WATER FOR MINING DISTRICTS.

Definition of  
water-race and  
mining district.  
Ibid, sec. 255

243. (1.) The term "water-race" means the land occupied by any channel, natural or artificial, for the supply of water, or by any sludge-channel or drain for removing the wash or refuse matter from mining claims, proclaimed to be a water-race under this Part of this Act; and includes all dams, sluices, reservoirs, and other waterworks, and all buildings and machinery upon the land and within the limits so proclaimed. 40

(2.) "Mining district" means any mining district constituted under "The Mining Act, 1898." 45

Governor may  
proclaim water-  
races, and take any  
stream to supply  
water-race.  
Ibid, sec. 256

244. The Governor may, by Proclamation publicly notified and gazetted, declare any land therein specified, whether within or without or partly within and partly without a mining district, to be a water-race,