



ANALYSIS

Title	4. Working plans
Preamble	5. Council may grant licences and permits
1. Short Title	6. Bylaws
2. Power to acquire land and to carry on business of forestry	7. Revenue and expenditure
3. Power to carry on related industries	8. Savings as to other enactments

1975, No. 8—*Local*

An Act to empower the Christchurch City Council to engage in forestry and related industries [22 August 1975]

WHEREAS for many years past the Christchurch City Council (hereinafter called the Council) has planted trees on land vested in the Mayor, Councillors, and Citizens of the City of Christchurch (hereinafter called the Corporation): And whereas it is desirable to fell certain trees and mill and market the resulting timber: And whereas it is desirable to confer certain powers upon the Council in relation to afforestation and other related matters:

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

1. Short Title—This Act may be cited as the Christchurch City Forestry Empowering Act 1975.

2. Power to acquire land and to carry on business of forestry—Subject to the provisions of this Act, the Council is hereby empowered to do all or any of the following things:

(a) To purchase, lease, take pursuant to the provisions of

the Public Works Act 1928, or otherwise acquire, any area or areas of land, or any interest therein, which the Council may deem it desirable to hold for afforestation purposes or other purposes incidental thereto:

- (b) To carry on the business of forestry, afforestation, and the nursery production of forest trees, whether indigenous or exotic:
- (c) To cut down, remove, recover, and sell by private sale, tender, or auction, any trees, timber, or firewood on or from any plantation vested in the Corporation on the passing of this Act and on or from any land acquired by the Corporation pursuant to this Act:
- (d) To provide recreation areas on any such land:
- (e) To recover from such trees, timber, or wood, or any other like thing, by any process whatsoever, any products capable of being put to commercial use or profit, or to any scientific or other useful purpose, and to sell such products by private sale, tender, or auction:
- (f) To purchase any tree seeds or nursery stock necessary for the said business:
- (g) To take all steps which in the opinion of the Council may be necessary or desirable for the prevention or control of fire, including for that purpose the purchase of sheep and cattle and the proper care and maintenance of the same:
- (h) To enter into any contract or agreement for the carrying out of the purposes of this Act.

3. Power to carry on related industries—The Council may establish and carry on any operations or industries related to the extraction, removal, conversion, or distribution of timber and other forest produce and may construct, purchase, or hire buildings, plant, and machinery for those purposes.

4. Working plans—(1) The Council may from time to time prepare working plans for forestry purposes in respect of the whole or any part of its land, and every such working plan shall regulate the management of the land affected by the plan for such periods not exceeding 10 years as may be stated in the plan in that behalf.

(2) Every working plan shall specify with respect to the period thereof—

- (a) The silvicultural operations to be carried out; and
- (b) The maximum area from which forest produce may be disposed of or the maximum quantity of forest produce that may be disposed of, or both, as the Council thinks fit; and
- (c) The protection and development operations to be carried out; and
- (d) Such other matters as the Council thinks fit.

5. Council may grant licences and permits—The Council may from time to time, subject to the provisions of this Act and of any working plan for the time being in force under this Act grant licences and permits to take forest produce from any land to which this Act applies, or to occupy any such land for any purpose which in the opinion of the Council is not prejudicial to forestry operations, upon and subject to such terms and conditions, whether as to royalties, charges, or otherwise, as the Council thinks fit.

6. Bylaws—(1) The Council may from time to time make such bylaws as it thinks fit for the purpose of regulating the subject-matter of this Act, and in particular for protecting from damage, injury, or misappropriation, any property, whether real or personal, belonging to the Council or controlled by the Council for the purposes of this Act, whether within or beyond the City of Christchurch.

(2) Sections 391, 392, and 395 to 397 of the Municipal Corporations Act 1954 shall apply in respect of bylaws made or to be made under the authority of this section.

7. Revenue and expenditure—The operations of the Council under this Act are hereby declared to be a trading undertaking for the purposes of Part XI of the Municipal Corporations Act 1954:

Provided that all revenue derived by the Council under this Act in respect of land which is a public reserve shall be applied in accordance with section 72 of the Reserves and Domains Act 1953.

8. Savings as to other enactments—Nothing in this Act shall be construed to limit or affect in any way the provisions of the Forest and Rural Fires Act 1955, or the Reserves and Domains Act 1953, or any other enactment.
