

[AS REPORTED FROM THE LOCAL BILLS COMMITTEE]

House of Representatives, 8 November 1973

Words struck out by the Committee are shown with black rule at beginning and after last line; words inserted are shown with double rule before first line and after last line.

Mr N. V. Douglas

**AUCKLAND REGIONAL AUTHORITY
AMENDMENT (NO. 2)**

[LOCAL]

ANALYSIS

Title	
1. Short Title	5. Life saving
2. Cost of elections	6. Power to acquire shares in companies operating passenger services
3. Regional Water Board	7. Superannuation and other benefits for employees
4. Regional parks	

A BILL INTITULED

An Act to amend the Auckland Regional Authority Act 1963

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

1. **Short Title**—This Act may be cited as the Auckland Regional Authority Amendment Act 1973 (No. 2), and shall be read together with and deemed part of the Auckland Regional Authority Act 1963 (hereinafter referred to as the
10 principal Act).

2. **Cost of elections**—(1) Section 7 of the principal Act is hereby amended—

(a) By inserting in subsection (1), after the words “a local authority” where they first occur, the words “to
15 which this section applies”:

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- (b) By omitting from subsection (1) the words "a local authority" where they secondly occur, and substituting the words "such a local authority":

New

- (c) By omitting from subsection (3) (as added by section 4 of the Auckland Regional Authority Amendment Act 1965) the words "within the district", and substituting the words "to which this section applies".

- (2) The said section 7 is hereby further amended by adding the following subsection:

Struck Out

"(4) This section shall apply to every local authority whose local district or any part thereof is for the time being situated within the metropolitan area."

New

"(4) This section shall apply to every local authority whose local district is for the time being within the regional district other than those local authorities specified in section 61 (7) (a) of this Act."

- (3) This section shall be deemed to have come into force on the 1st day of April 1973.

3. Regional Water Board—(1) Section 17B of the principal Act (as inserted by section 2 of the Auckland Regional Authority Amendment Act 1969) is hereby amended—

- (a) By omitting from subsection (2) the figure "4", and substituting the figure "5":
- (b) By omitting from subsection (2) the words "and 1 of whom shall be appointed by the Minister of Forests", and substituting the words "1 of whom shall be appointed by the Minister of Forests, and 1 of whom shall be appointed by the Auckland Harbour Board":
- (c) By inserting in subsection (3), after the word "Crown", the words "or by the Auckland Harbour Board":
- (d) By inserting in subsection (3), after the words "that Minister", the words "or that Board, as the case may be".

- (2) This section shall be deemed to have come into force on the 1st day of April 1973.

Struck Out

4. **Regional parks**—Section 37 of the principal Act is hereby amended by adding the following subsection:

5 “(8) Where, pursuant to any enactment, any rates are postponed or deferred in respect of any land which is or forms part of a regional park or is made available by the Authority for recreational purposes and where, but for the provisions of this section, such postponed or deferred rates or any part thereof would become due and payable, the same shall not
10 become due and payable and shall be deemed to be written off.”

5. **Life saving**—The principal Act is hereby further amended by inserting, after section 37, the following section:

15 “37A. (1) The powers conferred on the Authority by the Physical Welfare and Recreation Act 1937 shall be deemed to include and always to have included the power to make grants for or towards the payment of remuneration to persons acting as lifeguards at any place available to members of the public for recreation within the regional district.

20 “(2) The amounts paid by the Authority pursuant to this section shall be included in the separate accounts referred to in paragraph (h) of subsection (2) of section 61 of this Act.”

6. **Power to acquire shares in companies operating passenger services**—(1) Section 45A of the principal Act (as
25 inserted by section 6 of the Auckland Regional Authority Amendment Act 1972) is hereby amended—

(a) By omitting from subsection (1) the words “incorporated under”, and substituting the words “within the meaning of”:

30 (b) By inserting in subsection (2), before the word “Nothing”, the words “Except as expressly provided therein,”.

(2) This section shall be deemed to have come into force on the 20th day of October 1972.

New

35 6. **Power to acquire shares in companies operating passenger services**—(1) Section 45A (1) of the principal Act (as inserted by section 6 of the Auckland Regional Authority Amendment Act 1972) is hereby amended—

40 (a) By omitting the words “incorporated under”, and substituting the words “within the meaning of”:

(b) By omitting the word “section” where it secondly occurs, and substituting the word “subsection”.

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New

(2) Section 45A (2) of the principal Act (as so inserted) is hereby amended by omitting the words "Nothing in subsection (1) of this section", and substituting the words "Except as is expressly provided in subsection (1) of this section, nothing in that subsection". 5

(3) Section 45A (3) of the principal Act (as so inserted) is hereby amended by omitting the words "The Authority shall", and substituting the words "Notwithstanding anything in subsection (1) of this section, the Authority shall". 10

7. Superannuation and other benefits for employees—

(1) Section 54 of the principal Act is hereby amended by adding the following subsection:

"(3) For the purposes of section 6 of the Finance Act (No. 2) 1941 in its application to the Authority, any person, firm, company, or other body corporate, or Government Department, whose functions or any of whose functions have been transferred to or taken over by the Authority shall be deemed to be a local authority which is the predecessor of the Authority." 15

(2) This section shall be deemed to have come into force on the 1st day of April 1972. 20