

Mr Prebble

**AUCKLAND REGIONAL AUTHORITY (REGIONAL
PLANNING SCHEME) EMPOWERING**

[LOCAL]

ANALYSIS

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1. Short Title	3. Authority may prepare new proposed scheme
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A BILL INTITULED

An Act to authorise the Auckland Regional Authority to take certain action with regard to its proposed regional planning scheme

5 BE IT 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 Auckland Regional Authority (Regional Planning Scheme) Empowering
10 Act 1984.

2. **Interpretation**—In this Act, unless the context otherwise requires,—
“Act” means the Town and Country Planning Act 1977:
“Authority” means the Auckland Regional Authority
15 established under the Auckland Regional Authority Act 1963:
“Local authority” has the meaning ascribed to that term by section 2 of the Act:

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“Minister” means the Minister of Works and Development:

“New scheme” means the new proposed regional scheme authorised to be prepared by **section 3** of this Act:

“Proposed scheme” means the Auckland Regional Planning Scheme Section One publicly notified under section 12 (1) of the Act on the 17th day of May 1982. 5

3. Authority may prepare new proposed scheme—

(1) Notwithstanding anything in the Act or any steps already taken pursuant to section 12 of the Act, and without complying with section 11 of the Act, the Authority may reconsider the proposed scheme and, by re-drawing or altering the whole or any part or parts of it, to such extent and in such manner as it thinks fit, prepare a new proposed regional planning scheme. 10

(2) In the course of preparing the new scheme under **subsection (1)** of this section, the Authority may, to such extent and in such manner as it thinks fit, consult with and seek assistance from any local authority. 15

(3) The Authority may prepare the new scheme in sections.

4. Consideration of new scheme—(1) After preparing the new scheme or any section of it under **section 3** of this Act, the Authority shall deal with it in the manner set out in section 12 (1) of the Act commencing at the point where, under that subsection, a proposed regional planning scheme is ready for forwarding to the Minister. 20 25

(2) If the Authority prepares the new scheme otherwise than in sections, the proposed scheme shall lapse on the date on which the Authority forwards the new scheme to the Minister.

(3) If the Authority prepares the new scheme in sections, the portion or portions of the proposed scheme replaced by each section of the new scheme shall lapse on the date on which the Authority forwards that section to the Minister. 30

5. Application of Act to new scheme—When the new scheme or any section of it has been forwarded to the Minister in accordance with **section 4 (1)** of this Act, the provisions of the Act (other than section 11) shall apply to and in respect of the new scheme or section as if it had been prepared in accordance with Part I of the Act. 35