

Tony Ryall

**WHAKATANE DISTRICT COUNCIL (BAY OF PLENTY
REGIONAL COUNCIL RANGITAIKI LAND
DRAINAGE RATE COLLECTION VALIDATION)**

[LOCAL]

ANALYSIS

Title	1. Short Title
Preamble	2. Interpretation
	3. Validating rate

A BILL INTITULED

**An Act to validate the collection of the rates of the
Whakatane District Council in respect of the Bay of
Plenty Regional Council Rangitaiki Land Drainage
Rate for the year ending the 30th day of June 1994**

WHEREAS:

- (A) The Whakatane District Council by resolution dated the 29th day of June 1994, resolved to collect its rates for the year ended the 30th day of June 1995 by 4 equal instalments:
- (B) By resolution dated the 30 June 1994 the Bay of Plenty Regional Council purported to make and levy the Rangitaiki Land Drainage Rate for the year ending the 30th day of June 1995:
- (C) As a result of the late making and levying of the Rangitaiki Land Drainage Rate, the Whakatane District Council was unable to include in its first instalment the Rangitaiki Land Drainage Rate:
- (D) The inclusion of the Rangitaiki Land Drainage Rate in subsequent instalments of the Whakatane District Council will render those instalments equal to each other but different to the first instalment:
- (E) It is desirable that the Rangitaiki Land Drainage Rate as purportedly levied and collected by the Whakatane

No. 70—1

*Whakatane District Council (Bay of Plenty
Regional Council Rangitaiki Land
Drainage Rate Collection Validation)*

District Council in the year ending the 30 June 1995
be validated:

BE IT THEREFORE ENACTED by the Parliament of New Zealand
as follows:

1. Short Title—This Act may be cited as the Whakatane District Council (Bay of Plenty Regional Council Rangitaiki Land Drainage Rate Collection Validation) Act 1995. 5

2. Interpretation—In this Act, unless the context otherwise requires:

“Council” means the Whakatane District Council: 10

“Rate” means the Rangitaiki Land Drainage Rate for the year ending the 30th day of June 1995:

“Regional Council” means the Bay of Plenty Regional Council.

3. Validating rate—(1) Notwithstanding anything in the Rating Powers Act 1988 the rate is hereby validated and declared to have been lawfully made and levied in respect of the year ending the 30th day of June 1995. 15

(2) All actions of the Council or Regional Council in levying and collecting the rate are hereby validated and declared to have been lawful. 20

(3) All money received by the Council or Regional Council in payment of the rate is declared to be lawfully paid to and received by the Council or Regional Council.

(4) Such part of the rate as has not yet been paid is declared to be lawfully payable to the Council or Regional Council and capable of being collected as if it had always been lawfully payable. 25