

Hauraki Gulf Marine Park Amendment Act 2001

Public Act 2001 No 36
Date of assent 15 June 2001

Contents

	Page
1 Title	1
2 Commencement	1
3 New sections 49A and 49B inserted	2
49A Transitional provisions	2
49B Applications finally determined	2

The Parliament of New Zealand enacts as follows:

1 Title

- (1) This Act is the Hauraki Gulf Marine Park Amendment Act 2001.
- (2) In this Act, the Hauraki Gulf Marine Park Act 2000 is called the principal Act.

2 Commencement

This Act comes into force on the day after the date on which it receives the Royal assent.

3 New sections 49A and 49B inserted

The principal Act is amended by inserting, after section 49, the following sections:

“49A Transitional provisions

- “(1) This section applies to an application for a resource consent for the Hauraki Gulf, its islands, and catchments—
- “(a) made before the commencement of this Act; but
 - “(b) not finally determined before the commencement of the Hauraki Gulf Marine Park Amendment Act 2001.
- “(2) The continuation and completion of an application (including rights of appeal) must be in accordance with the Resource Management Act 1991 as if this Act had not been enacted.
- “(3) Subsection (4) applies to an application that, under section 119(4) of the Resource Management Act 1991, has been referred back to the hearing committee or Environment Court for a recommendation or report on the matters contained in sections 7 and 8 of this Act.
- “(4) The Minister must consider the application as if the referral back had not been made.
- “(5) For the purposes of subsection (4), the time period under section 119(1) of the Resource Management Act 1991 begins again from the date of the commencement of the Hauraki Gulf Marine Park Amendment Act 2001.

“49B Applications finally determined

- “(1) This section applies to an application for a resource consent for the Hauraki Gulf, its islands, and catchments—
- “(a) made before the commencement of this Act; and
 - “(b) finally determined—
 - “(i) before the commencement of the Hauraki Gulf Marine Park Amendment Act 2001; and
 - “(ii) without complying with section 9(4) of this Act.
- “(2) A decision (including a decision on an appeal) relating to an application has effect, on and from the date it is made, as if this Act had not been enacted.”

Legislative history

23 May 2001	Introduction, first reading and referral to Local Government and Environment Committee (Bill 132-1)
12 June 2001	Reported from Local Government and Environment Committee (Bill 132-2)
13 June 2001	Second reading, committee of the whole House, third reading
15 June 2001	Royal assent
