

Local Government Amendment Act (No 2) 1986

Public Act 1986 No 24
Date of assent 17 June 1986

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An Act to amend the Local Government Act 1974 in relation to the election of members of the Auckland Regional Authority

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 and commencement

- (1) This Act may be cited as the Local Government Amendment Act (No 2) 1986, and shall be read together with and deemed part of the Local Government Act 1974 (hereinafter referred to as the principal Act).

- (2) Except as provided in section 3(2) of this Act, this Act shall come into force on the day after the date on which it receives the Governor-General's assent.

2 Interpretation

*This section amended the definitions of **region** and **regional council** in section 2(1), and amended section 2(5), of the principal Act.*

3 New Part inserted

This section inserted Part 44A (comprising sections 707A to 707N) in the principal Act, as from 9 November 1986.

4 Transitional provisions applying to 1986 general elections

- (1) This section shall apply to the general election of members of the Auckland Regional Authority held on the 11th day of October 1986.
- (2) Every member of the Auckland Regional Authority elected at that triennial general election and any member elected after that date and before the 8th day of October 1988 shall, unless the member sooner vacates office for any reason, vacate office when the members elected at the triennial general election to be held on the 8th day of October 1988 come into office.
- (3) Notwithstanding anything in—
- (a) Sections 42, 43, or 44 of the principal Act; or
 - (b) Any resolution of the Auckland Regional Authority under section 43 of the principal Act; or
 - (c) Any determination of the Commission under section 44 of the principal Act; or
 - (d) The Auckland Regional Authority (Review of Constituencies and Membership Validation) Order 1986, published in the *Gazette* of 1986 at page 1292—
- the constituencies of the Auckland Regional Authority shall be as described in subsection (4) of this section; and one member of the Auckland Regional Authority shall be elected by the electors of each constituency.
- (4) The constituencies of the Auckland Regional District shall be those electoral districts declared by the Governor-General

by a Proclamation published in the *Gazette* of 1983 at page 1423 that are wholly within the Auckland Regional District, namely Birkenhead, East Coast Bays, Eden, Franklin, Glenfield, Mangere, Manurewa, Mt Albert, New Lynn, North Shore, Onehunga, Otara, Pakuranga, Panmure, Papakura, Papatoetoe, Remuera, Rodney, Roskill, Tamaki, Te Atatu, Waitakere, and West Auckland and, in addition,—

- (a) That part of the Northern Maori Electoral District (as so declared) that is within the Auckland Regional District; and
 - (b) That part of the Western Maori Electoral District (as so declared) that is within the Auckland Regional District; and
 - (c) That part of the Auckland Central Electoral District (as so declared) that is within the Auckland Regional District.
- (5) For the purposes of this section, that part of Rodney County that is within the Kaipara Electoral District is hereby deemed to be within the Rodney Electoral District.
- (6) Notwithstanding anything to the contrary in section 82 of the principal Act—
- (a) Where a constituency is wholly within a constituent district, the Returning Officer of the constituent authority shall be the Returning Officer for the purpose of the election of the member of the Auckland Regional Authority to be elected by the electors of that constituency;
 - (b) Where a constituency comprises part or all of 2 or more constituent districts, the Commission shall, before the 30th day of June 1986, appoint the Returning Officer of one of the constituent authorities whose district includes part of the constituency to be the Returning Officer for the purposes of the election of the member of the Auckland Regional Authority to be elected by the electors of that constituency, and section 49 of the Local Elections and Polls Act 1976 shall apply to that constituency as if it were a combined local government area under that Act.
- (7) For the purposes of this section the Chief Registrar of Electors shall include on any computer list compiled or computer tape

recorded under section 64A of the Electoral Act 1956 for any officer of a territorial authority that is a constituent authority of the Auckland Regional District the electoral district for which every elector is enrolled, as well as the other information specified in that section.

- (8) Notwithstanding anything in section 118 of the Local Elections and Polls Act 1976, the Auckland Regional Authority shall not be liable to pay or contribute towards the costs of the election of any member of the Auckland Regional Authority at the election to be held on the 11th day of October 1986, or any costs (including costs of making or printing any electors list or roll) associated with that election.

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Section 5 was repealed, as from 6 June 1989, by section 46(2) Local Government Amendment Act (No 2) 1989 (1989 No 29).

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Section 6 was repealed, as from 30 March 1987 by section 2(2) Electoral Amendment Act 1987 (1987 No 28).

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