



ANALYSIS

Title	
1. Short Title	5. Medical practitioners' surgeries
2. Separate rates	6. Reserves for public purposes
3. Sanitary and stormwater drainage rate	7. Plan approved subject to amalgamation or transfer of allotments
4. Council may purchase land on system of time payment	8. Development works in county towns

1969, No. 30

An Act to amend the Counties Act 1956

[11 September 1969]

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 Counties Amendment Act 1969, and shall be read together with and deemed part of the Counties Act 1956 (hereinafter referred to as the principal Act).

2. Separate rates—(1) Section 112 of the principal Act is hereby amended by repealing subsection (2), and substituting the following subsections:

“(2) The total amount of all such separate rates made in any one year in the whole county or in any riding or defined portion of the county (other than separate rates made in a dependent town district situated within the county) shall not, together with the total amount of the general rate made in that year in the whole county or, as the case may be, that riding or defined portion of the county (other than the general rate made in any such dependent town district), exceed

1.5625 cents in the dollar on the total capital value of the rateable property in the county or, as the case may be, in that riding or defined portion of the county (excluding in each case rateable property in any such dependent town district), or its equivalent on the unimproved value or annual value.

“(3) The total amount of all such separate rates made in any one year in any dependent town district situated within the county shall not, together with the total amount of the general rate made in that year in the town district, exceed 0.9375 of a cent in the dollar on the total capital value of the rateable property in the town district, or its equivalent on the unimproved value or annual value.”

(2) Section 4 of the Counties Amendment Act 1961 is hereby consequentially repealed.

3. Sanitary and stormwater drainage rate—Section 125 of the principal Act (as substituted by section 10 (1) of the Counties Amendment Act 1968) is hereby amended by omitting from subsection (4) the words “either or through a private drain”, and substituting the words “either directly or through a private drain”.

4. Council may purchase land on system of time payment—Section 185 of the principal Act is hereby amended by adding the following additional proviso:

“Provided also that the approval of the Minister to the purchase or to the rate of interest shall not be required in the case of the purchase of land from the Crown on deferred payment licence under the Land Act 1948, and the instalments under any such licence may extend over a period not exceeding 30 years.”

5. Medical practitioners’ surgeries—The principal Act is hereby further amended by inserting in Part XXVI, after section 380A (as inserted by section 15 of the Counties Amendment Act 1964), the following heading and section:

“Medical Practitioners’ Surgeries

“380B. (1) The Council may from time to time—

“(a) Cause a medical practitioner’s surgery to be erected on any land in the county belonging to or leased by the Corporation:

“(b) Make provision for a medical practitioner’s surgery in any building in the county erected or acquired by the Corporation:

“(c) Take, purchase, or otherwise acquire any land in the county for the purpose of erecting thereon a medical practitioner’s surgery.

“(2) The Council may let any such medical practitioner’s surgery to any medical practitioner on such tenancy or lease, at such rent, for such term, and upon such conditions as it thinks fit.

“(3) The Public Bodies’ Leases Act 1908 shall not apply to any tenancy or lease granted under this section.

“(4) Nothing in this section shall authorise the Council to deal with any public reserve within the meaning of the Reserves and Domains Act 1953 otherwise than in accordance with the provisions of that Act.”

6. Reserves for public purposes—(1) Section 28 of the Counties Amendment Act 1961 is hereby amended by inserting, after subsection (3) (as substituted by section 40 of the Counties Amendment Act 1968), the following subsection:

“(3A) Notwithstanding anything in paragraph (b) of subsection (2) of section 23 of this Act, where in the opinion of the Council it is undesirable or unnecessary to require the owner to make provision under subsection (2) of this section for the making of reserves for public purposes to the full extent specified in the last-mentioned subsection, the Council may in lieu thereof make it a condition of approval that the owner shall pay a sum of money to the Council within such time as it may specify in addition to setting aside a smaller area of land for reserves for public purposes.”

(2) Section 28 of the Counties Amendment Act 1961 is hereby further amended—

(a) By inserting in subsection (4), after the words “subsection (3)”, the words “or subsection (3A)”:

(b) By inserting in subsection (5), after the words “subsection (3)”, the words “or subsection (3A)”:

(c) By inserting in subsection (5), after the words “set aside as reserves”, the words “or vested in the Corporation”:

(d) By inserting in subsection (8), after the words “subsection (3)” where they first occur, the words “or subsection (3A)”.

7. Plan approved subject to amalgamation or transfer of allotments—(1) Section 36 of the Counties Amendment Act 1961 is hereby amended by omitting from subsection (5) (as added by section 47 (1) of the Counties Amendment Act 1968) the words “subsection (3)”, and substituting the words “subsection (4)”.

(2) This section shall be deemed to have come into force on the 17th day of December 1968, being the date of the passing of the Counties Amendment Act 1968.

8. Development works in county towns—(1) Section 58 of the Counties Amendment Act 1968 is hereby amended—

(a) By omitting the words “in any county town”, and substituting the words “whether within or outside the county town”:

(b) By omitting the words “the town”, and substituting the words “any county town”.

(2) Section 59 of the Counties Amendment Act 1968 is hereby amended—

(a) By omitting from subsection (1) the words “in a county town”:

(b) By omitting from subsection (3) the words “in the county town”.

(3) Section 60 of the Counties Amendment Act 1968 is hereby amended by omitting from subsection (1) the words “any work therein”, and substituting the words “any work”.

This Act is administered in the Department of Internal Affairs.
