



## ANALYSIS

Title  
1. Short Title

2. Certificate by council on survey plan of subdivision  
3. Issue of certificate of title relating to subdivision

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1982, No. 3

**An Act to amend the Local Government Act 1974**

*[18 May 1982]*

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 Local Government Amendment Act 1982, and shall be read together with and deemed part of the Local Government Act 1974 (hereinafter referred to as the principal Act).

**2. Certificate by council on survey plan of subdivision**—(1) Section 306 (1) of the principal Act (as enacted by section 2 of the Local Government Amendment Act 1978) is hereby amended by repealing paragraph (g) (as substituted by section 34 of the Local Government Amendment Act 1980), and substituting the following paragraph:

“(g) The council has certified on the survey plan—

“(i) That there was no proposed district scheme or operative district scheme in existence for the area to which the survey plan relates at the date of approval of the scheme plan; or

“(ii) That there is no operative district scheme for the area to which the survey plan relates, and

that the survey plan is in accordance with the requirements and provisions of the proposed district scheme; or

“(iii) That the survey plan is in accordance with the requirements and provisions of the operative district scheme and the proposed new district scheme (if any) for the area to which the survey plan relates; or

“(iv) That the survey plan was in accordance with the requirements and provisions of the operative district scheme in force for the area to which the survey plan relates at the date of approval of the scheme plan; or

“(v) That the survey plan is in accordance with a consent or consents granted under Part II or Part IV of the Town and Country Planning Act 1977.”

(2) Section 34 of the Local Government Amendment Act 1980, and section 15 of the Local Government Amendment Act (No. 2) 1981 are hereby consequentially repealed.

### **3. Issue of certificate of title relating to subdivision—**

(1) Section 312 (2) of the principal Act (as enacted by section 2 of the Local Government Amendment Act 1978) is hereby amended by repealing paragraph (f) (as substituted by section 36 of the Local Government Amendment Act 1980), and substituting the following paragraph:

“(f) The council has certified on the plan or a copy of the plan—

“(i) That there is no proposed district scheme or operative district scheme for the area to which the plan relates and that the allotment is in accordance with recognised principles of town and country planning; or

“(ii) That there was no proposed district scheme or operative district scheme in existence for the area to which the plan relates at the date of approval of the scheme plan; or

“(iii) That there is no operative district scheme for the area to which the plan relates, and that the allotment is in accordance with the requirements and provisions of the proposed district scheme; or

“(iv) That the allotment is in accordance with the requirements and provisions of the operative district scheme and the proposed new district scheme (if any) for the area to which the plan relates; or

“(v) That the allotment was in accordance with the requirements and provisions of the operative district scheme in force for the area to which the plan relates at the date of approval of the scheme plan; or

“(vi) That the allotment is in accordance with a consent or consents granted under Part II or Part IV of the Town and Country Planning Act 1977.”

(2) Section 36 of the Local Government Amendment Act 1980, and section 16 of the Local Government Amendment Act (No. 2) 1981 are hereby consequentially repealed.

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This Act is administered in the Department of Internal Affairs.

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