



ANALYSIS

Title
1. Short Title

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| | 2. Powers of local authorities acting as administering body of a recreation reserve or as a Domain Board |
| | 3. Minister may authorise diversion of money |

1964, No. 108

An Act to amend the Reserves and Domains Act 1953

[18 November 1964]

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 Reserves and Domains Amendment Act 1964, and shall be read together with and deemed part of the Reserves and Domains Act 1953 (hereinafter referred to as the principal Act).

2. Powers of local authorities acting as administering body of a recreation reserve or as a Domain Board—(1) Section 32 of the principal Act is hereby amended by inserting, after subsection (1), the following subsection:

“(1A) Notwithstanding anything in subsection (1) of this section, but subject to the provisions of the proviso to paragraph (d) of that subsection, where the administering body is a local authority it shall not be necessary for that administering body to obtain the consent, authority, or approval of the Minister and it may exercise any power or discretion vested in the Minister by virtue of that subsection.”

(2) Section 32 of the principal Act is hereby further amended by inserting in paragraph (b) of subsection (2), before the words "The Minister", the words "Except where the administering body is a local authority".

(3) Section 49 of the principal Act is hereby amended by inserting, after subsection (1), the following subsection:

"(1A) Notwithstanding anything in subsection (1) of this section, but subject to the provisions of the proviso to paragraph (d) of subsection (1) of section 32 of this Act, where the Domain Board is a local authority it shall not be necessary for the Domain Board to obtain the consent, authority, or approval of the Minister and it may exercise any power or discretion vested in the Minister by virtue of that subsection."

3. Minister may authorise diversion of money—The principal Act is hereby amended by repealing section 75, and substituting the following section:

"75. (1) Notwithstanding anything to the contrary in this Part of this Act, the Minister may direct that any money received, whether before or after commencement of this Act, in respect of any public reserves under the control of an administering body or in respect of a public domain which is not controlled by a Domain Board, shall be applied in managing, administering, and improving any other specified public reserve or for the acquisition of land for the purposes of a public reserve whether as an addition to that public reserve or public domain as aforesaid or not, or he may direct that any money that may thereafter be received in respect of a public reserve under the control of an administering body or public domain which is not controlled by a Domain Board for any specified period shall be applied as aforesaid for the purposes of any other specified public reserve or for the acquisition of other land as aforesaid.

"(2) A direction under this section authorising the diversion of any money received under subsection (1) of this section in respect of any public reserve shall not be issued without the written consent of the administering body (if any) charged with the administration of that public reserve."