



ANALYSIS

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1964, No. 59

An Act to amend the Soil Conservation and Rivers Control Act 1941 [17 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 Soil Conservation and Rivers Control Amendment Act 1964, and shall be read together with and deemed part of the Soil Conservation and Rivers Control Act 1941 (hereinafter referred to as the principal Act).

2. Deputies of members—The principal Act is hereby amended by inserting, after section 4, the following section:

“4A. (1) In any case in which the Minister is satisfied that any member of the Council is likely to be incapacitated by illness, absence, or other sufficient cause from performing the duties of his office for a period of more than three months, the Minister may appoint a deputy to act for that member during his incapacity, which deputy shall, in the case of a deputy of a nominated member, be nominated in that behalf by the body which nominated the incapacitated member.

“(2) Any such appointment may at any time be revoked by the Minister.

“(3) Any deputy appointed under this section shall, while he acts as such, be deemed to be a member of the Council.

“(4) No appointment of a deputy and no acts done by him as such, and no acts done by the Council while any deputy is acting as such, shall be questioned in any proceedings on the ground that the occasion for his appointment had not arisen or had ceased.”

3. Grants and loans by Council—Section 30 of the principal Act is hereby amended by adding to subsection (1) the following paragraphs:

“(h) Providing for the academic and practical training of the employees of any Catchment Board or Catchment Commission including any travelling incidental to such training:

“(i) Enabling any Catchment Board or Catchment Commission to purchase or acquire land or buildings for public offices or to construct, add to, or improve any buildings for that purpose.”

4. Consolidated rate—The principal Act is hereby amended by inserting, after section 100A (as inserted by section 14 of the Soil Conservation and Rivers Control Amendment Act 1952), the following section:

“100B. (1) Instead of making and levying separately those rates which the Board is authorised to make and levy over the whole district or over any defined portion thereof, the Board may in any year, by resolution, make and levy or cause to be made and levied following a special order made pursuant to section 76 of this Act over the same area a rate (hereinafter referred to as a consolidated rate) of such amount as will produce a sum not greater than the sum that would be produced by making and levying the said rates separately.

“(2) A demand for any consolidated rate shall specify the several rates in place of which the consolidated rate has been made:

Provided that the administrative rate shall be shown separately.

“(3) Nothing in this section or in any resolution made thereunder shall be so construed as to affect in any way the security afforded to any creditor of the Board by any special rate.

“(4) Nothing in this section or in any resolution made thereunder shall be so construed as to render liable to a consolidated rate any property which is not liable to the acreage or general rate and to the special and separate rates for which the consolidated rate is substituted.

“(5) Nothing in this section or in any resolution made thereunder shall affect the liability of the Crown for the payment of any special rates in accordance with the provisions in that behalf of section 131 of the Local Authorities Loans Act 1956.

“(6) The proceeds of a consolidated rate made and levied under this section shall be applied *pro rata* for the purposes of the several rates in place of which the consolidated rate was made.”

5. Subscriptions to Catchment Authorities' Association, etc.—(1) The principal Act is hereby amended by inserting, after section 115, the following section:

“115A. (1) Any Catchment Board or Catchment Commission affiliated to the New Zealand Catchment Authorities' Association may from time to time, out of its administrative funds, pay the annual subscription of the Board or Commission to the Association and the actual and reasonable travelling expenses of its representatives incurred in attending meetings of the conferences of the Association or any other meetings whatsoever called, or approved, by the Council.

“(2) This section shall be deemed to have come into force on the first day of April, nineteen hundred and sixty-four.”

(2) Section 15 of the Soil Conservation and Rivers Control Amendment Act 1946 is hereby consequentially repealed.

6. Unauthorised expenditure—Section 116 of the principal Act (as inserted by section 21 of the Soil Conservation and Rivers Control Amendment Act 1959) is hereby amended by omitting the words “one hundred pounds”, and substituting the words “two hundred pounds”.

7. Objections to works—Section 137 of the principal Act is hereby amended by adding to paragraph (b) of subsection (1) the words “not being objections to the amount or payment of compensation”.