

[AS REPORTED FROM THE INTERNAL AFFAIRS AND LOCAL
GOVERNMENT COMMITTEE]

House of Representatives, 8 March 1995.

**Words struck out are shown in italics within bold
round brackets; words inserted are shown in roman
underlined with a single rule.**

Tony Ryall

**BAY OF PLENTY REGIONAL COUNCIL
(RATES VALIDATION)**

[LOCAL]

ANALYSIS

Title
Preamble
1. Short Title

2. Interpretation
3. Validation of rates
Schedule

A BILL INTITULED

**An Act to validate certain rates levied by or on behalf of
the Bay of Plenty Regional Council**

WHEREAS—

- 5 (a) Public notice of the Council's intention to make, at its
meeting on the 1st day of July 1993, the rates
described in the Schedule to this Act for the year
ending with the 30th day of June 1994 was given in
10 the *Opotiki News* on the 15th day of June (1994) 1993
and in the *Whakatane Beacon*, *Rotorua Daily Post*, and
Bay of Plenty Times on the 16th day of June (1994)
1993:
- 15 (b) There is no record that the Council resolved at its
meeting on the 1st day of July 1993 to make the said
rates and there is doubt whether the said rates were
made:
- (c) It is desirable that the rates levied and collected by and
on behalf of the Council for the year ending with the
30th day of June 1994 be validated:

BE IT THEREFORE ENACTED by the Parliament of New Zealand as follows:

1. Short Title—This Act may be cited as the Bay of Plenty Regional Council (Rates Validation) Act 1994.

2. Interpretation—In this Act, unless the context otherwise requires,— 5

“Council” means the Bay of Plenty Regional Council as constituted by clause 9 of the Local Government (Bay of Plenty Region) Reorganisation Order 1989:

“District councils” means the Tauranga District Council as constituted by clause 37 of the Local Government (Bay of Plenty Region) Reorganisation Order 1989, the Rotorua District Council as constituted by clause 85 of the Local Government (Bay of Plenty Region) Reorganisation Order 1989, the Whakatane District Council as constituted by clause 101 of the Local Government (Bay of Plenty Region) Reorganisation Order 1989, the Kawerau District Council as constituted by clause 126 of the Local Government (Bay of Plenty Region) Reorganisation Order 1989, the (*Opotoki*) Opotiki District Council as constituted by clause 140 of the Local Government (Bay of Plenty Region) Reorganisation Order 1989, the Taupo District Council as constituted by clause 229 of the Local Government (Waikato Region) Reorganisation Order 1989, and the Western Bay of Plenty District Council as constituted by clause 61 of the Local Government (Bay of Plenty Region) Reorganisation Order 1989. 10
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3. Validation of rates—(1) Notwithstanding anything in the Rating Powers Act 1988, the rates set out in the Schedule to this Act are hereby validated and deemed to have been lawfully made. 30

(2) All actions of the Council and each of the district councils in levying and collecting the said rates are hereby declared to be as valid and lawful as they would have been if the rates had been lawfully made on the 1st day of July 1993. 35

(3) All money received by the Council and each of the district councils in payment of the said rates is hereby declared to have been lawfully paid to and received by the council, or district council, as the case may be. 40

(4) Such part of the said rates as has not yet been paid to the Council or to any of the district councils is hereby declared to be lawfully payable and capable of being collected as if it had always been lawfully payable.

Bay of Plenty Regional Council
(Rates Validation)

Section 3

SCHEDULE

BAY OF PLENTY REGIONAL COUNCIL RATES FOR YEAR ENDING 30 JUNE 1994

1. A uniform general rate on the equalised land value of all rateable property in the region of the Bay of Plenty Regional Council, as follows:

Rateable properties within the district of:	Rates expressed as cents per dollar of rateable land value
Kawerau	0.083808
Opotiki	0.101801
Rotorua (Part)	0.109559
Taupo (Part)	0.103831
Tauranga	0.104531
Western Bay of Plenty	0.117064
Whakatane	0.101804
Offshore islands	0.101801

2. A consolidated rate made in accordance with the classification list of the Kaituna Catchment Control Scheme Rating Area, as follows:

Class	Rate per hectare (\$)
A	171.63
B	113.28
C	68.65
D	41.19
E	20.60
F	10.30
U1	27.46
U2	17.16

3. A consolidated equalised rate made in accordance with the classification list of the Rangitaiki/Tawarewa Rivers Major Scheme Rating Area, as follows:

Class	Rate per \$ of land value (cents)
Whakatane Constituent District	
A	0.6059
B	0.3231
C	0.1818
D	0.1616
E	0.0808
F	0.0485
U1	0.4847
U2	0.2222
U3	0.0323

*Bay of Plenty Regional Council
(Rates Validation)*

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SCHEDULE—*continued*

BAY OF PLENTY REGIONAL COUNCIL RATES FOR YEAR ENDING 30 JUNE
1994—*continued*

Class						Rate per \$ of land value (cents)
Kawerau Constituent District						
U3	...	...	...	...	...	0.0266

4. A consolidated rate made in accordance with the classification list of the Whakatane River Major Scheme Rating Area, as follows:

Class						Rate per \$ of land value (cents)
A	...	...	...	...	...	0.6908
B	...	...	...	...	...	0.3886
C	...	...	...	...	...	0.2159
D	...	...	...	...	...	0.1727
E	...	...	...	...	...	0.0691
F	...	...	...	...	...	0.0345
U1	...	...	...	...	...	0.1382
U2	...	...	...	...	...	0.0950
U3	...	...	...	...	...	0.0561
U4	...	...	...	...	...	0.0216

5. A consolidated rate made in accordance with the classification list for the Waioeka/Otara Rivers Scheme Rating Area as follows:

Class						Rate per \$ of capital value (cents)
A	...	...	...	...	...	1.0649
B	...	...	...	...	...	0.7987
C	...	...	...	...	...	0.4260
D	...	...	...	...	...	0.2343
E	...	...	...	...	...	0.1278
F	...	...	...	...	...	0.0639
U1	...	...	...	...	...	0.2662
U2	...	...	...	...	...	0.0319

6. A rate made in accordance with the classification list of the Rangitaiki Drainage District as follows:

Class						Rate per \$ of land value (cents)
A	...	...	...	...	...	0.2235
B	...	...	...	...	...	0.1490
C	...	...	...	...	...	0.0745
D	...	...	...	...	...	0.0248