

COUNTIES AMENDMENT BILL

EXPLANATORY NOTE

Clause 2: Section 33 (1) of the principal Act provides that the number of members of a County Council shall be not fewer than six nor more than 12. This clause increases to 18 the maximum number of Councillors in the case of a county having a population exceeding 20,000. If within six months after the passing of the Bill a Council entitled to an increased number of Councillors makes a special order increasing the number of Councillors, an election of the additional Councillors is to be held in any riding affected.

Clause 3 authorises the payment of remuneration to members of County Councils, other than the Chairman who may at present be paid an annual allowance under the provisions of the principal Act. The rate of remuneration is to be 30s. for every meeting of the Council or of any committee thereof attended, with a maximum of £78 in any financial year. The provision is to come into force on 1 April 1963.

Clause 4 authorises the payment of remuneration to members of Road Boards at the same rate as is provided in *clause 3* in relation to County Councils. This does not apply in the case of the Chairman of the Waiheke Road Board, who may at present be paid an annual allowance under special legislation, or in the case of the Chairman of any other Road Board who is also the Clerk or Treasurer of the Board.

Clause 5 applies the provisions of Part II of the Counties Amendment Act 1961 (relating to subdivisions of land) to land that does not form part of the district of any local authority (e.g., outlying islands). In such a case, the Minister of Works will exercise the jurisdiction conferred by that Part on County Councils, as in the case of land in the Counties of Sounds and Fiord, where the Counties Act 1956 is not in force.

Hon. Mr Götz

COUNTIES AMENDMENT

ANALYSIS

Title	
1. Short Title	4. Remuneration of members of Road Boards
2. Constitution of County Councils	5. Subdivision of land outside district of local authority
3. Remuneration of Councillors	

A BILL INTITULED

An Act to amend the Counties Act 1956

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same,
5 as follows:

1. **Short Title**—This Act may be cited as the Counties Amendment Act 1962, and shall be read together with and deemed part of the Counties Act 1956* (hereinafter referred to as the principal Act).

10 2. **Constitution of County Councils**—(1) Section 33 of the principal Act is hereby amended by repealing subsection (1), and substituting the following subsection:

“(1) The Council shall consist,—

15 “(a) In the case of a county where the population does not exceed twenty thousand, of not fewer than six nor more than twelve Councillors:

*1957 Reprint, Vol. 3, p. 1

Amendments: 1958, No. 60; 1959, No. 58; 1960, No. 54. 1961 No. 131

“(b) In the case of a county where the population exceeds twenty thousand, of not fewer than six nor more than eighteen Councillors.”

(2) Notwithstanding anything in section 36 of the principal Act, the Council of any county where the population exceeds twenty thousand may at any time within six months after the passing of this Act, by special order, increase within the limits specified in subsection (1), of section 33 of the principal Act (as substituted by subsection (1) of this section) the number of members of the Council and the number of Councillors to be elected by any riding, and an election of a sufficient number of Councillors to make up the increased number shall be held in any riding affected. 5 10

3. Remuneration of Councillors—(1) The principal Act is hereby further amended by inserting, after section 137, the following section: 15

“137A. The Council may pay to each Councillor, not being the Chairman, remuneration at the rate of thirty shillings in respect of each meeting of the Council or of any committee thereof attended by him: 20

“Provided that the total amount that may be paid under this section to any Councillor in any financial year shall not exceed the sum of seventy-eight pounds.”

(2) This section shall come into force on the first day of April, nineteen hundred and sixty-three. 25

4. Remuneration of members of Road Boards—(1) The principal Act is hereby further amended by inserting, after section 437, the following section:

“437A. The Board may pay to each member thereof, except the Chairman in the case of the Waiheke Road Board or in the case of any other Board where the Chairman is also the Treasurer or Clerk of the Board, remuneration at the rate of thirty shillings in respect of each meeting of the Board or of any committee thereof attended by him: 30

“Provided that the total amount that may be paid under this section to any member of the Board in any financial year shall not exceed the sum of seventy-eight pounds.” 35

(2) Section 437 of the principal Act is hereby amended by inserting after the words “Parts IX, X”, the words “(except section 137A)”. 40

(3) This section shall come into force on the first day of April, nineteen hundred and sixty-three.

5. Subdivision of land outside district of local authority—

(1) Section 21 of the Counties Amendment Act 1961 is hereby amended by inserting, after subsection (1), the following subsection:

5 “(1A) The provisions of this Part of this Act shall apply with respect to land that does not form part of any county or borough or town district or road district as if it were situated in a county.”

10 (2) The Counties Amendment Act 1961 is hereby further amended—

(a) By inserting in the definition of the term “Council” in subsection (1) of section 21, after the words “Road Board”, the words “or to land that does not form part of any county or borough or town district or road district”:

15 (b) By inserting in subsection (2) of section 21, after the words “County of Fiord”, the words “or to any land that does not form part of any county or borough or town district or road district”:

20 (c) By inserting in subsection (4) of section 35, after the words “Road Board”, the words “or of land that does not form part of any county or borough or town district or road district”:

25 (d) By inserting in paragraph (a) of subsection (2) of section 44, after the words “Road Board”, the words “and of reserves that do not form part of any county or borough or town district or road district”.