

## LOCAL AUTHORITIES EMPOWERING (AVIATION ENCOURAGEMENT) AMENDMENT BILL

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### EXPLANATORY NOTE

*Clause 2:* This clause substitutes a new definition of the term "aerodrome" and adds a definition of the term "Minister". The only Minister referred to in the principal Act is the Minister of Defence but the Act is now administered by the Minister in Charge of Civil Aviation.

*Clause 3:* Section 5 of the principal Act gives power to certain classes of local authorities to establish and maintain aerodromes. Doubts have arisen as to the extent of this power. The clause sets out in detail the powers of local authorities with respect to the establishment and operation of aerodromes.

*Hon. Mr Mathison*

**LOCAL AUTHORITIES EMPOWERING (AVIATION  
ENCOURAGEMENT) AMENDMENT**

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**ANALYSIS**

Title		2. Interpretation
1. Short Title		3. Powers of local authorities

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**A BILL INTITULED**

**An Act to amend the Local Authorities Empowering  
(Aviation Encouragement) Act 1929**

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

**1. Short Title**—This Act may be cited as the Local Authorities Empowering (Aviation Encouragement) Amendment Act 1960 and shall be read together with and deemed part  
10 of the Local Authorities Empowering (Aviation Encouragement) Act 1929 (hereinafter referred to as the principal Act).

**2. Interpretation**—(1) Section 2 of the principal Act is  
15 hereby amended by repealing the definition of the term  
“aerodrome”, and substituting the following definition:

2            *Local Authorities Empowering (Aviation  
Encouragement) Amendment*

“‘Aerodrome’ means any defined area of land or water intended or designed to be used either wholly or partly for the landing, departure, movement, and servicing of aircraft; and includes any buildings, installations, and equipment on or adjacent to any such area used in connection with the aerodrome or its administration:” 5

(2) Section 2 of the principal Act is hereby further amended by adding the following definition:

“‘Minister’ means the Minister in Charge of Civil Aviation.” 10

(3) Subsection (1) of section 3 of the principal Act is hereby amended by omitting the words “of Defence”.

(4) Section 46 of the Statutes Amendment Act 1936 is hereby amended by omitting the words “of Defence”. 15

**3. Powers of local authorities**—(1) The principal Act is hereby amended by inserting, after section 5, the following section:

“5A. In the exercise of its powers under this Act any local authority empowered to establish an aerodrome under section 5 of this Act may from time to time: 20

“(a) Maintain and operate an aerodrome, whether or not the aerodrome was established under this Act:

“(b) Maintain and operate an aerodrome which has been added to, or improved, or reconstructed by Her Majesty or by some other local authority, body, or person since the establishment of the aerodrome: 25

“(c) Establish and maintain an aerodrome on any land, whether or not the land is wholly or partly owned by the local authority: 30

“(d) Improve, add to, alter, or reconstruct any aerodrome or any part of an aerodrome maintained by the local authority:

“(e) Combine or act in conjunction with the Minister of Works or the Minister in Charge of Civil Aviation, or with any other local authority or local authorities, or with any other authority, body, or person, or with any one or more of any such authorities, bodies, or persons for the purpose of establishing, maintaining, operating, or managing an aerodrome or for any other purpose authorised by this Act: 35 40

- 5 “(f) Operate and manage any aerodrome as a commercial undertaking and for that purpose establish, operate, and manage at aerodromes refreshment rooms, bookstalls, booking offices, travel agencies, and such other facilities as may be considered necessary or convenient for the operation of the aerodrome and the convenience of persons using the aerodrome:
- 10 “(g) Enter into and carry out any agreement or arrangement necessary for the exercise of any power or function conferred on the local authority by this Act:
- 15 “(h) Enter into and carry out any agreement or arrangement with the Minister which the Minister is authorised to enter into with a local authority under the Civil Aviation Act 1948.”
- 20 (2) Any agreement entered into or anything done before the commencement of this section which would have been lawful if this section had been in force at the time when the agreement was entered into or the thing was done is hereby validated and declared to have been lawful.