

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

*House of Representatives, 16 November 1994.*

**Words struck out are shown with black rule at beginning and after last line; words inserted are shown in roman underlined with a single rule, or with single rule before first line and after last line.**

*Trevor Rogers*

**MANUKAU CITY COUNCIL (PINE HARBOUR  
MARINA SEABED LICENCE VALIDATION)**

[LOCAL]

ANALYSIS

Title	4. Amending Local Legislation Act 1986
1. Short Title	5. Validation of licence and sublicences
2. Interpretation	6. Application of section 6 of the Fore- shore and Seabed Endowment
3. Special Act	Revesting Act 1991

A BILL INTITULED

**An Act to—**

- 5       **(a) Amend the Local Legislation Act 1986; and**  
          **(b) Validate a seabed licence granted by the Manukau**  
          **City Council; and**  
          **(c) Validate sublicences granted by Pine Harbour**  
          **Marina Limited pursuant to its rights under that**  
          **seabed licence**

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

10       **1. Short Title**—This Act may be cited as the Manukau City  
          Council (Pine Harbour Marina Seabed Licence Validation) Act  
          1994.

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

15       “Council” means the Manukau City Council:

No. 39—2

*Price Code: J*

“Licence” means that part of the seabed licence granted by the Council to Pine Harbour Marina Limited, dated the 9th day of December 1988, to develop, use, and occupy the land described in section 4 (5) of the Local Legislation Act 1986 (as substituted by section 4 (2) of this Act): 5

“Sublicence” means a licence granted by Pine Harbour Marina Limited pursuant to its rights under the licence (as validated by this Act).

**3. Special Act**—This Act is a special Act within the meaning of the Harbours Act 1950. 10

**4. Amending Local Legislation Act 1986**—(1) Section 4 (1) of the Local Legislation Act 1986 is hereby amended—

(a) By omitting the expression “section 154”, and substituting the expression “sections 156 and 158”: 15

(b) By omitting the expression “subsection (4)”, and substituting the expression “subsection (5)”.

(2) Section 4 of the Local Legislation Act 1986 is hereby amended by repealing subsection (5), and substituting the following subsection: 20

*Struck Out*

“(5) The said land comprises—

“(a) All that foreshore and seabed, having an area of 6.900 hectares, more or less, being part bed of Tamaki Strait, situated in Block IV, Otahuhu Survey District, and being the land shown marked ‘A’ on S.O. Plan 67375; and 25

“(b) All that land, having an area of 2.820 hectares, more or less, being Lot 1, DP 125200, situated in Block IV, Otahuhu Survey District, and being all the land comprised and described in certificate of title 82C/86, North Auckland Registry”. 30

*New*

“(5) The said land comprises all that foreshore and seabed, having an area of 6.900 hectares, more or less, being part bed 35

*New*

of Tamaki Strait, situated in Block IV, Otahuhu Survey District, and being the land shown marked 'A' on S.O. Plan 67375."

5     ~~(4)~~(3) This section shall be deemed to have come into force on the 19th day of June 1986.

**5. Validation of licence and sublicences**—The licence and every sublicense, to the extent that they would have been valid if this Act had been in force when they were granted, are hereby validated and declared to have been lawfully granted.

10    **6. Application of section 6 of the Foreshore and Seabed Endowment Revesting Act 1991**—For the avoidance of doubt, it is hereby declared that section 6 of the Foreshore and Seabed Endowment Revesting Act 1991 applies to the licence and every sublicense.