

*This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and, having this day passed as now printed, is transmitted to the LEGISLATIVE COUNCIL for its concurrence.*

*House of Representatives,  
14th September, 1938.*

*Hon. Mr. Barnard.*

## NAPIER AIRPORT AMENDMENT.

[LOCAL BILL.]

### ANALYSIS.

Title.	2. Interpretation.
1. Short Title.	3. Constitution of Board. Repeals.
	4. Saving.

### A BILL INTITULED

AN ACT to amend the Napier Airport Act, 1935. Title.

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

1. This Act may be cited as the Napier Airport Short Title.  
Amendment Act, 1938, and shall be read together with  
and deemed part of the Napier Airport Act, 1935  
(hereinafter referred to as the principal Act).

10 2. (1) For the purposes of the principal Act, Interpretation.  
unless the context otherwise requires,—

“ County Council ” means the Hawke’s Bay  
County Council:

15 “ Minister ” means the Minister for the time  
being in charge of the Air Department.

(2) The principal Act is hereby consequentially  
amended by omitting the words “ of Defence ” and  
the words “ for the time being in charge of Civil  
Aviation ” wherever they occur after the word  
20 “ Minister ”.

Constitution  
of Board.

**3.** (1) The Board shall consist of seven members who, except as hereinafter otherwise provided, shall be appointed in the manner following:—

(a) Two members shall be appointed by the Council: 5

(b) Two members shall be appointed by the Club:

(c) One member shall be appointed by the Minister:

(d) One member shall be appointed by the County Council:

(e) One member shall be appointed by the Harbour Board. 10

(2) The members of the Board in office on the passing of this Act shall continue in office and shall retire on the thirtieth day of June, nineteen hundred and forty-one:

Provided that on the first appointment of a member 15 of the Board by the County Council such one of the present members of the Board appointed by the Council as the Council determines shall retire; and on the first appointment of a member of the Board by the Harbour Board such one of the present members 20 of the Board appointed by the Minister as the Minister determines shall retire.

(3) The first appointment of members of the Board by the County Council and by the Harbour Board shall be made within a period of two months from 25 the passing of this Act, and the members so appointed shall retire on the thirtieth day of June, nineteen hundred and forty-one.

(4) If from any cause any appointing authority being under a duty to appoint a member of the Board 30 fails or neglects or refuses so to do, and such failure, neglect, or refusal continues for fourteen days after notice in writing has been given by the Minister to the appointing authority requiring it to make the appointment, the Minister may appoint any person 35 whomsoever being resident in the Borough of Napier or in the Hawke's Bay County to be a member of the Board in lieu of the member who ought to have been so appointed by the appointing authority.

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(5) This section is in substitution for section four Repeals.  
of the principal Act and subclauses one and two of  
clause three of the Second Schedule thereto, and that  
section and those subclauses are hereby accordingly  
5 repealed.

4. The Board as a body corporate established Saving.  
under section three of the principal Act shall be  
deemed to be and continue as the same body corporate,  
notwithstanding the alterations in the constitution  
10 thereof made by this Act.