

[AS REPORTED FROM THE LOCAL BILLS COMMITTEE]

House of Representatives, 12 July 1979.

Words struck out are shown in italics within bold round brackets, or with black rule at beginning and after last line; words inserted are shown in roman underlined with a double rule, or with double rule before first line and after last line.

[AS REPORTED FROM THE LANDS AND AGRICULTURE COMMITTEE]

House of Representatives, 9 August 1979.

Words inserted are shown in roman underlined with a triple rule.

Rt. Hon. Mr Rowling

WAIMEA COUNTY COUNCIL EMPOWERING
[LOCAL]

ANALYSIS

Title
Preamble
1. Short Title
2. Validation

3. Application of part of profit for recreational purposes
4. Application of balance of profit Schedule

A BILL INTITULED

An Act to authorise the Waimea County Council to expend the proceeds of afforestation activities on certain reserve land and to validate certain earlier expenditure

- 5 WHEREAS the Waimea County Council (hereinafter called the Council) is the (*controlling authority*) administering body within the meaning of that expression as used in the Reserves Act 1977 of the reserves described in the Schedule to this Act: And whereas parts of the said reserves are, by
10 virtue of sections 114 and 115 of the Reserves and Other Lands Disposal and Public Bodies Empowering Act 1920 and Orders in Council published in the *Gazette* on the 25th day of August 1921, vested in the Council in trust for plantation purposes subject to certain conditions contained in the
15 said Orders in Council: And whereas pursuant to such conditions and with the approval of the Commissioner of Crown Lands and the New Zealand Forest Service the Council has planted trees and carried out a programme of afforestation of the said land and has derived revenue therefrom: And

No. 11—3

whereas with the approval of the Minister of Lands the net profit from such activities has been used as to 10 percent thereof for the purposes of maintenance and improvement of the said reserves for recreational purposes: And whereas the balance of the net profit has been paid into the general 5 funds of the Council and used for the general purposes of the Council: And whereas doubts have arisen as to the continued legality of such use of revenue under the terms of the Reserves Act 1977: And whereas it is desired to validate any expendi- 10 tures previously made and to authorise future disposal of the revenue of the said land:

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

1. Short Title—This Act may be cited as the Waimea 15 County Council Empowering Act 1979.

2. Validation—The actions of the Council in applying 10 percent of the net profit of the forestry and *(other)* asso-
ciated activities of the Council (on the said land) conducted
on the land described in the Schedule to this Act for the 20
purposes of maintenance and improvement of the (said)
reserves on that land for recreational purposes, and the
payment of the balance of the net profit into the general
funds of the Council and the use thereof for the general pur-
poses of the Council are hereby validated and declared to 25
have been lawful.

3. Application of part of profit for recreational purposes—
The Council shall apply 10 percent of the net profit from
the sales of forest products and *(other)* associated activities
conducted on the land described in the Schedule to this Act 30
in each financial year, or such greater proportion of it as it
considers necessary, for the purposes of the adequate main-
tenance and improvement of the (said) reserves on that land
for recreational purposes, or for the purposes set out in section
80 of the Reserves Act 1977. 35

Struck Out

4. Application of balance of profit—The Council is hereby authorised, notwithstanding the provisions of the Reserves Act 1977, to transfer the balance of the net profit to the
5 general funds of the Council and to apply it for the general purposes of the Council.

New

4. Application of balance of profit—Notwithstanding the provisions of the Reserves Act 1977, in each financial year
10 the Council is hereby authorised to transfer the balance of the net profit left after the expenditure referred to in section 3 of this Act to the general funds of the Council, and to apply that balance for the general purposes of the Council.

SCHEDULE

NELSON LAND DISTRICT—WAIMEA COUNTY

Islands Nos. 3 (Rough), 4 (Birds) and 5 (Rabbit) Waimea Islands District, situated in Blocks II, III, and IV, Moutere Survey District and Blocks I, II, and III, Waimea Survey District, containing 1195.8812 hectares.