

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

House of Representatives, 8 December 1987.

**Words struck out are shown in italics within bold
round brackets, or with black rule at beginning and after
last line.**

Hon. Dr Michael Bassett

**WAITEMATA CITY COUNCIL (VEHICLE-TESTING
STATION)**

[LOCAL]

ANALYSIS

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A BILL INTITULED

**An Act to authorise the Waitemata City Council to use its
vehicle-testing station to carry out certain activities in
addition to those already authorised by the Local
5 Government Act 1974**

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

1. Short Title—This Act may be cited as the Waitemata
City Council (Vehicle-testing Station) Act 1987.

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

“Council” means the Waitemata City Council:

“Motor spirits” has the meaning ascribed to that term by
section 2 of the Motor Spirits Distribution Act 1953:

15 “Motor vehicle” has the meaning ascribed to that term by
section 2 of the Transport Act 1962:

No. 3—2

*Price
incl. GST \$1.90*

“Testing station” means the vehicle-testing station established by the Waitemata City Council at 15 Waipareira Avenue, Waitemata City.

3. Authorisation of additional activities—The Council may, in addition to those activities which the Council is authorised to perform pursuant to section 590 of the Local Government Act 1974, carry out the following activities at the testing station: 5

- (a) The issue, pursuant to the Transport Act 1962, of inspection certificates and installation certificates in respect of motor vehicles using alternative fuel systems pursuant to regulations made under section 77 (2) of that Act: 10
- (b) Motor vehicle safety checks for purposes other than the issue of warrants of fitness or certificates of fitness or permits: 15
- (c) The sale of the following articles and commodities:
 - (i) Motor vehicle parts and accessories; and
 - (ii) Lubricants and other products used in the operation of a motor vehicle; and 20
 - (iii) Motor spirits; and
 - (iv) Confectionery items and non-alcoholic beverages; and
 - (v) Any other items customarily sold in service stations: 25
- (d) Motor vehicle repairs, including the replacement of motor vehicle parts, whether or not the repairs are required for a warrant of fitness, certificate of fitness, permit, installation certificate, or inspection certificate.

4. Power to make bylaws setting fees—(1) The Council shall have power to make bylaws prescribing the fees payable for any warrant of fitness, (*certificate of fitness, permit,*) installation certificate, or inspection certificate issued pursuant to section 3 (a) and (b) of this Act and section 590 of the Local Government Act 1974. 30 35

(2) No fee prescribed by the Council pursuant to subsection (1) of this section shall exceed the maximum amount prescribed by or pursuant to any Act or regulation in respect of the activity to which that fee relates.

(3) Nothing in this Act shall derogate from any provision of the Bylaws Act 1910. 40

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5. Commercial activities—Subject to **section 4** of this Act, the Council is hereby authorised to undertake the activities specified in **section 3** of this Act and section 590 of the Local Government Act 1974 on a normal commercial basis.

6. Application of existing Acts—Except as otherwise provided in this Act, nothing in this Act shall be construed as limiting the application of the Local Government Act 1974, the Motor Spirits Distribution Act 1953, the Transport Act 1962, and the Town and Country Planning Act 1977.