

*Hon. Fraser Colman*

**WELLINGTON HARBOUR RECLAMATION  
AMENDMENT**

[LOCAL]

ANALYSIS

Title	4. First Schedule amended
1. Short Title	5. Repealing Second to Fourth Schedules
2. Interpretation	6. Lower Hutt City Council to prepare variation of proposed district scheme
3. Land may be used for industrial purposes	7. Repeal

A BILL INTITULED

**An Act to amend the Wellington Harbour Reclamation Act 1955**

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 Wellington Harbour Reclamation Amendment Act 1985, and shall be read together with and deemed part of the Wellington Harbour  
10 Reclamation Act 1955 (hereinafter referred to as the principal Act).

**2. Interpretation**—Section 2 of the principal Act (as amended by section 2 of the Wellington Harbour Reclamation Amendment Act 1983) is hereby amended by repealing the  
15 definitions of the terms “hydrocarbons” and “occupier”.

**3. Land may be used for industrial purposes**—The principal Act is hereby amended by repealing section 7 (as

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substituted by section 3 of the Wellington Harbour Reclamation Amendment Act 1983), and substituting the following section:

“7. (1) The use or development of any part of the land described in the First and Second Schedules to the deed set out in the Schedule to this Act for any industry set out in the Second Schedule to this Act (immediately before its repeal by **section 5** of this Act) existing immediately before the commencement of this section is hereby declared to have been lawfully established as a use permitted as of right under the district scheme of the Lower Hutt City Council. 5

“(2) The use and development of the land described in the Fourth Schedule to this Act (immediately before its repeal by **section 5** of this Act) for the storage of not more than 300 tonnes of liquified petroleum gas at any one time and existing immediately before the commencement of this section shall be deemed to have been lawfully established as a use permitted as of right in the district scheme of the Lower Hutt City Council. 10 15

“(3) Subject to subsections (1) and (2) of this section, from the date of commencement of this section the provisions of the Town and Country Planning Act 1977 and the district scheme of the Lower Hutt City Council shall apply to the use and development of the land described in the First and Second Schedules to the deed set out in the Schedule to this Act.” 20

**4. First Schedule amended**—The principal Act (as amended by section 4 of the Wellington Harbour Reclamation Amendment Act 1983) is hereby amended— 25

(a) By omitting from section 4 the word “First”;

(b) By omitting from the heading of the First Schedule the word “FIRST”.

**5. Repealing Second to Fourth Schedules**—The principal Act (as amended by sections 5 to 7 of the Wellington Harbour Reclamation Amendment Act 1983) is hereby amended by repealing the Second to Fourth Schedules. 30

**6. Lower Hutt City Council to prepare variation of proposed district scheme**—The Lower Hutt City Council, as soon as practicable after the commencement of this Act, shall prepare and publicly notify a variation of its proposed district scheme for the purposes of giving effect to the provisions of this Act and the Town and Country Planning Act 1977. 35

**7. Repeal**—The Wellington Harbour Reclamation Amendment Act 1983 is hereby repealed. 40