

Supplementary Order Paper

HOUSE OF REPRESENTATIVES

Tuesday, the 4th Day of October 1966

STATUTES AMENDMENT BILL

Further Proposed Amendments

HON. Mr HANAN, in Committee, to move the following further amendments:

Harbours

Clause 26: To omit the words "next succeeding section" in line 12, and substitute the words "next two succeeding sections".

To omit the words "that section" in lines 12 and 13, and substitute the words "those sections".

New Clause

To insert, after *clause 27*, the following clause:

27A. Grant of control of foreshore or bed of lake to public body—(1) Section 165 of the principal Act (as substituted by section 9 (1) of the Harbours Amendment Act 1961) is hereby amended by omitting from paragraph (a) of subsection (1) the words "which is vested in any public body".

(2) Section 165 of the principal Act (as so substituted) is hereby further amended by adding to subsection (1) the following additional proviso:

"Provided further that, subject to the provisions of the first proviso to this subsection, where the foreshore is vested in any public body, the control of the foreshore shall not be granted under this section to any other public body except with the consent of the public body in which the foreshore is so vested."

That *clauses 26, 27, and 27A* be a separate Bill, and that for *clause 26* there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Harbours Act 1950

BE IT 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 Harbours Amendment Act 1966, and shall be read together with and deemed part of the Harbours Act 1950 (hereinafter referred to as the principal Act).

Further New Clauses

To add the following heading and clauses:

Municipal Insurance

94. Sections to be read with Municipal Insurance Act 1960—This section and the next succeeding section shall be read together with and deemed part of the Municipal Insurance Act 1960* (in that section referred to as the principal Act).

*1960, No. 29
Amendment: 1965, No. 97

95. Meaning of "Council"—Section 2 of the principal Act is hereby amended by adding to the definition of the term "Council" (as amended by section 2 of the Municipal Insurance Amendment Act 1965) the words "and the Dunedin Drainage and Sewerage Board".

That *clauses 94 and 95* be a separate Bill, and that for *clause 94* there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Municipal Insurance Act 1960

BE IT 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 Municipal Insurance Amendment Act 1966, and shall be read together with and deemed part of the Municipal Insurance Act 1960 (hereinafter referred to as the principal Act).

EXPLANATORY NOTE

Harbours

Clause 26: These amendments are consequential on the proposal to insert the new clause 27A.

Clause 27A: By section 165A of the principal Act the Governor-General may, by Order in Council, grant to any public body as defined in that section the control of any part or parts of the foreshore which is not vested in any public body. Where the control of the foreshore is granted under this section, the public body may make bylaws regulating the use of the foreshore.

The effect of this subclause is to remove the restriction that the control of the foreshore may be granted under section 165 only in cases where it is not vested in any public body. The clause adds a provision that control of the foreshore that is vested in a public body may not be granted to any other public body except with the consent of the public body in which the foreshore is vested.

Municipal Insurance

Clause 95 declares the Dunedin Drainage and Sewerage Board to be a Council for the purposes of the Municipal Insurance Act 1960. The Board will accordingly be qualified to become a member of the New Zealand Municipalities Cooperative Insurance Company Limited.