

HOUSE OF REPRESENTATIVES

Supplementary Order Paper

Tuesday, 9 December 1986

SURVEY BILL

Proposed Amendments

Hon. K. T. WETERE, in Committee. to move the following amendments:

Clause 1 (2): To omit from line 12 on page 2 the expression "November 1985", and substitute the expression "April 1987".

Clause 2: To omit from lines 7 to 10 on page 3 the definitions of the terms "Department" and "district", and substitute the following definitions:

"Department" means the Department of Survey and Land Information:

"Director-General" means the Director-General appointed in accordance with section 3A of this Act; and includes the Deputy Director-General:

"District" means a land district constituted under the Land Act 1948:

"District Land Registrar" means an officer appointed under section 4 of the Land Transfer Act 1952:

To omit from lines 16 and 17 on page 3 the definition of the term "land", and substitute the following definition:

"Land" includes subsoil, airspace, and water and marine areas; and includes interests in or over land:

To omit from line 24 on page 3 the definition of the term "Minister", and substitute the following definitions:

"Minister" means the Minister of Survey and Land Information:

"New Zealand Geographic Board" means the Board of that name established under the New Zealand Geographic Board Act 1946:

To omit from lines 18 to 20 on page 4 the definition of the term "Surveyor-General", and substitute the following definition:

"Surveyor-General" means the Surveyor-General appointed in accordance with section 4 of this Act; and includes the Deputy Surveyor-General:

New clause 2A: To insert after line 26 on page 4 the following clause:

2A. Department of Survey and Land Information established—(1) There is hereby established a department of State to be called the Department of Survey and Land Information.

(2) The Department shall be under the control of the Minister.

Clause 3: To insert after line 27 on page 4 the following paragraphs:

(aa) To provide for the efficient administration of the Department:

(ab) To facilitate the issue of title to Crown land:

New clauses 3A and 3B: To insert at line 38 on page 4 the following clauses:

3A. Director-General—There shall from time to time be appointed under the State Services Act 1962 a Director-General who shall be the administrative head of the Department and who shall advise and assist the Minister in the performance of the Minister's functions.

3B. Deputy Director-General—(1) There shall from time to time be appointed under the State Services Act 1962 a Deputy Director-General who, subject to the control of the Director-General, shall have and may exercise all the functions, duties, and powers of the Director-General.

(2) On the occurrence from any cause of a vacancy in the office of Director-General, or in the absence from duty of the Director-General, for any reason, and so long as the vacancy or absence continues, the Deputy Director-General shall have and may exercise all the functions, duties, and powers of the Director-General.

Clause 4: To insert at line 42 on page 4 the following subclause:

(2) The office of Surveyor-General may be held in conjunction with the office of Director-General.

Clause 5: To omit subclause (3) (all the words in lines 13 to 17 on page 5), and substitute the following subclause:

(3) The office of Deputy Surveyor-General may be held in conjunction with the office of Deputy Director-General.

Clause 7: To omit clause 7, and substitute the following clause:

7. Other officers and employees—There shall from time to time be appointed under the State Services Act 1962 such officers and employees of the Department as may be necessary for the efficient carrying out of the functions, duties, and powers of the Department and persons holding office under this Act.

Clause 8: To omit paragraphs (e) to (g) (all the words in lines 22 to 35 on page 6), and substitute the following paragraphs:

(e) To facilitate the co-ordination of aerial photography required for government purposes and capable of being used in the production of maps:

(f) To promote the integration of mapping, geographically based information, and land related information with land information system requirements:

- (g) To specify requirements for and, where appropriate, to arrange surveys for the issue of title or affecting tenure or disposition of Maori land or Crown land:

To insert at the foot of page 6 the following paragraphs:

- (ha) Subject to the Copyright Act 1962, and as directed by the Minister, to authorise and, where appropriate, charge for the use or reproduction of survey and mapping information recorded by the Department in written, graphic, or digital form:
- (hb) To provide survey, mapping, land information, and related services:
- (hc) To co-ordinate as necessary with overseas agencies on the exchange of survey, mapping, and land information data:
- (hd) To investigate the status of and title to lands of the Crown as required to enable disposal, reservation, reversion, or allocation for government purposes:
- (he) To advise the Maori Land Court on survey, land tenure, and related matters, and to undertake investigations and surveys in relation to Maori land:
- (hf) To provide administrative and technical support services to the New Zealand Geographic Board and other bodies as directed by the Minister:
- (hg) To receive requests, investigate status of land, and co-ordinate proposals for relevant legislation:
- (hh) To report to the Minister on land issues and the effects of proposed legislation dealing with land:

Clause 11 (d): To insert in line 14 on page 9, after the words "interviews of", the words "candidates for qualification as surveyors".

To omit from line 15 on page 9 the word "for", and substitute the word "of".

Clause 13 (1): To omit from line 34 the expression "subsection (2)", and substitute the expression "section 10 (2)".

Clause 48 (7): To omit from line 25 on page 29 the words "from practice", and substitute the words "of registration".

Clause 59 (2): To omit paragraph (a) (all the words in lines 25 to 27 on page 34), and substitute the following paragraph:

- (a) The powers granted in sections 7 and 46 of the Crown Grants Act 1908:

Clause 67A: To insert before clause 68, at line 26 on page 39, the following clause:

67A. Reports to Parliament—As soon as practicable after the close of each financial year there shall be prepared and laid before the House of Representatives a report on the operations of the Department under this Act during that financial year.

Clause 69A: To insert at the foot of page 39 the following clause:

69A. Records—The Director-General shall as from the 1st day of April 1987 be responsible for the custody, care, and maintenance of those records of the former Department of Lands and Survey as are agreed upon between the Director-

General, the Director-General of Conservation, and the Chief Executive Officer of Land Corporation Limited.

Clause 74 (2) (b): To insert at line 20 on page 43, after the word "such", the words "lodging and checking and".

First Schedule: To insert on page 44, before the amendments relating to the Land Act 1948, the following items:

1908, No. 33—The Crown Grants Act 1908 (R.S. Vol. 2, p. 1) By repealing section 2, and substituting the following section:

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

"'Chief Surveyor' means the Chief Surveyor for the land district constituted under the Survey Act 1986 in which the land comprised in any Crown grant is situated:

"'Director-General' means the Director-General of Survey and Land Information appointed under section 3A of the Survey Act 1986:

"'Minister' means the Minister of Survey and Land Information."

By omitting from sections 4, 7, 11 (2), 12 (2), 12 (3), 14, 22 (2), 22 (3), 23 (1), 26, 27, 29, 32 (1), 41, and 46 the word "Commissioner", and substituting in each case the words "Chief Surveyor".

By omitting from sections 3, 39, 41 (1), and 46 the word "Receiver", and substituting in each case the word "Director-General".

By omitting from section 45 (4) the expression "Receiver of Land Revenue", and substituting the expression "Director-General".

1946, No. 3—The New Zealand Geographic Board Act 1946 (R.S. Vol. 10, p. 483) By repealing the definition of the term "Minister", and substituting the following definitions:

"'Department' means the Department of Survey and Land Information:

"'Minister' means the Minister of Survey and Land Information:"

By omitting from sections 4 (2), 5 (5), and 7 the words "of Lands and Survey".

In relation to the Land Act 1948, to omit the amendments to sections 7, 9, 10, and 11:

Second Schedule: To omit the item relating to the Land Act 1948, and substitute the following item:

1948, No. 64—The Land Act 1948: Sections 33, 34, 35, 37, 38, and 184 (2) (aa) (Reprinted 1972, Vol. 2, p. 1557).

EXPLANATORY NOTE

This Supplementary Order Paper amends the Bill to create a Department of Survey and Land Information and set out its functions, duties, and powers and those of its officers.

The only exceptions to this are the amendments to clauses 11, 13, 48, and 74 which make changes of a drafting nature.