

# HOUSE OF REPRESENTATIVES

## Supplementary Order Paper

Thursday, the 6th Day of July 1972

WELLINGTON REGIONAL WATER BOARD BILL

### *Proposed Amendments*

Mr T. J. YOUNG, in Committee, to move the following amendments:

*Clause 41 (2)*: To insert, before the word "Act" in line 18, the words "Part of this".

*New clause 59*: To insert in subclause (3), before the word "Act" in line 4 on page 41, the words "Part of this".

To omit paragraph (j) of subclause (3).

To add the following subclause:

(4) Notwithstanding the provisions of subsection (1) of section 21 of the Water and Soil Conservation Act 1967, any bylaw made under this Part of this Act may apply to any bore used for tapping underground water for domestic needs or the needs of animals or for or in connection with fire-fighting purposes.

*Proposed new clause 59A*: To insert, after clause 59, the following new clause:

**59A. Appeal against refusal to grant permit or dispensation**—The provisions of section 25 of the Water and Soil Conservation Act 1967 shall apply to every decision of the Board to refuse to grant a permit or a dispensation from observance of any bylaw, under this Part of this Act, as if it were a decision of the Board under section 24 of that Act.

*New clause 60A (1) (a)*: To omit the expression "\$1,000", and substitute the expression "\$2,000".

*New clause 60c (3)*: To add the words "or in respect of any bore being used on any land if the underground water being tapped is reasonably required for fire-fighting purposes or is used exclusively for, and not in excess of the reasonable needs of, the owners and occupiers of the land for domestic purposes or for the needs of any animals usually on the land".

Clause 74 (3): To omit the letter "(a)" in line 37 on page 53, and substitute the letters "(aa)".

Clause 82: To insert, after subclause (4), the following subclause:

(4A) In respect of every special order to be made under subsection (2) of this section, the Board shall, in addition to complying with section 104 of this Act, give to each constituent authority not less than 14 clear days' notice of the time and place fixed for the special meeting at which the resolution is to be passed and of the purport of the proposed resolution.

Clause 104 (2): To omit the words "place and date" in line 10, and substitute the words "time and place".

EXPLANATORY NOTE

Clause 41 (2): The proposed amendment is a drafting amendment.

New clause 59: The first amendment is a drafting amendment.

The second amendment omits paragraph (j) of subclause (3). That paragraph provides that bylaws relating to bores are not to affect bores if the water tapped is used for domestic purposes or for the needs of animals or for fire-fighting purposes. The omission of the paragraph and the new subclause (4) will enable the Regional Water Board to apply its bylaws to such bores.

Proposed new clause 59A: The proposed new clause gives a right of appeal to the Town and County Planning Appeal Board against the decision of the Regional Water Board to refuse to grant a permit for the making of a bore or a dispensation from observance of any bylaw.

New clause 60A (1) (a): The proposed amendment increases the maximum fine from \$1,000 to \$2,000.

New clause 60c (3): The proposed amendment provides that no charges may be made for permits in respect of bores used for tapping water for fire-fighting purposes or for domestic needs or for the needs of animals.

Clause 74 (3): The proposed amendment will have the result of prohibiting transfers of money into or from the water supply account.

Clause 82: The proposed amendment provides that if a special order is to be made under subclause (2), the Regional Water Board must give 14 days' notice to the constituent authorities of the special meeting at which the resolution is to be passed and of the purport of the proposed resolution. This is in addition to the requirement under clause 104 to give notice of the subsequent meeting at which the resolution is to be confirmed.

Clause 104 (2): The proposed amendment is a drafting amendment.