

Serial Number **1954/122**



**THE AUCKLAND HARBOUR BRIDGE ELECTION
REGULATIONS 1954**

C. W. M. NORRIE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington, this 28th day of July 1954

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Auckland Harbour Bridge Act 1950, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. These regulations may be cited as the Auckland Harbour Bridge Election Regulations 1954.

2. In these regulations, unless the context otherwise requires,—

“The Act” means the Auckland Harbour Bridge Act 1950:

“Principal authority”, in relation to those groups of constituent authorities which, in accordance with paragraph (c) or paragraph (e) of subsection (1) of section 4 of the Act, may make a joint appointment of a member to the Auckland Harbour Bridge Authority, means that constituent authority which, at the date of the last preceding general election of members of local authorities, has a greater number of electors on its electoral roll than any other constituent authority in the same group; or, in the event of an equality of numbers of electors as aforesaid, means a constituent authority appointed for the purpose by the Minister by notice in the *Gazette*:

“Returning Officer” means the clerk of the principal authority or such other officer as the principal authority may appoint as Returning Officer for the purpose of these regulations:

Terms and expressions defined in the Act shall, when used in these regulations, have the meanings so defined.

3. (1) These regulations shall apply in every case where no decision can be made by the constituent authorities concerned as to the manner in which an election for a member to be appointed under paragraph (c) or paragraph (e) of subsection (1) of section 4 of the Act is to be held.

(2) Where no appointment has been made within twenty-eight days of a vacancy occurring in the membership of the Authority, the constituent authorities concerned shall, for the purposes of this regulation, be deemed to be unable to make a decision as to the manner in which an election to fill the vacancy is to be held.

4. The Returning Officer shall, as soon as practicable after the conclusion of the period referred to in subclause (2) of regulation 3 hereof, deliver to each constituent authority concerned a notice specifying the vacancy to be filled and calling for nominations to be in his hands by 4 p.m. on a date to be specified in the notice, being not earlier than thirty nor later than sixty-two days after the delivery of the last notice.

5. Every nomination shall be in writing signed by not less than two members of any of the constituent authorities concerned and shall bear the written acceptance of nomination by the candidate, and the Returning Officer shall endorse thereon and sign a memorandum of the time and date on which the nomination was received by him.

6. (1) If no valid nominations are received the Returning Officer shall forthwith issue fresh notices in accordance with regulation 4 hereof.

(2) If only one valid nomination is received the Returning Officer shall declare the candidate to be elected.

(3) If more than one valid nomination is received the Returning Officer shall declare elected the candidate who receives the greatest number of votes cast in accordance with these regulations.

7. Within ten days after the closing of nominations the Returning Officer shall cause a notice to be delivered to each constituent authority—

(a) Listing in alphabetical order the full names of all candidates whose nominations were received by him within the period permitted for nominations to be received; and

(b) Informing the constituent authority of the date and hour by which its votes are required to be in his hands.

8. A constituent authority may exercise its votes all in favour of one candidate or may share its votes between two or more candidates in such proportions as it shall nominate.

9. Each constituent authority shall have one vote for each elector whose name appeared upon its electoral roll at the date of the last preceding general election of members of that constituent authority.

10. (1) The constituent authority shall cast its votes by resolution of the Council conveyed in writing to the Returning Officer by the time specified in the notice given to it under paragraph (b) of regulation seven hereof.

(2) Every notice given by a constituent authority under this regulation shall be accompanied by a statutory declaration under the Justices of the Peace Act 1927, made by the Clerk of the constituent authority specifying the number of electors whose names appeared on the electoral roll of the constituent authority for the last preceding general election of members of the constituent authority.

11. The Returning Officer shall declare the results of the election by notice in writing signed by him and delivered to the constituent authorities within fourteen days after the time by which, under regulation seven of these regulations, the votes of the constituent authorities are required to be in his hands.

12. The costs of the election shall be shared equally by the constituent authorities, each of which shall contribute its share within thirty days after demand is made by the principal authority. Any contribution not paid within that period shall be recoverable as a debt due by the constituent authority to the principal authority.

T. J. SHERRARD,
Clerk of the Executive Council.

EXPLANATORY NOTE

[This note is not part of the regulations, but is intended to indicate their general effect.]

These regulations prescribe conditions under which elections are to be held for members of the Auckland Harbour Bridge Authority in cases where members are to be appointed by groups of local authorities and the authorities cannot agree as to the manner in which the persons appointed are to be elected. The effect of the regulations is that each constituent authority will be entitled to a number of votes corresponding with the number of electors on its electoral roll.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 29 July 1954.

These regulations are administered in the Ministry of Works.