

1970/109



**THE HARBOUR BOARDS CAPITAL EXPENDITURE  
REGULATIONS 1970**

RICHARD WILD, Administrator of the Government  
ORDER IN COUNCIL

At the Government House at Wellington this 2nd day of June 1970

Present:

HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT IN COUNCIL

PURSUANT to the New Zealand Ports Authority Act 1968, His Excellency the Administrator of the Government, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

**1. Short title and commencement**—(1) These regulations may be cited as the Harbour Boards Capital Expenditure Regulations 1970.

(2) These regulations shall come into force on the seventh day after the date of their notification in the *Gazette*.

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

“The Act” means the New Zealand Ports Authority Act 1968:

Terms and expressions defined in the Act have the meanings so defined.

**3. Applications for consent to capital expenditure**—(1) Unless the Authority for any reason which it considers sufficient otherwise resolves, every harbour board shall before making application to the Authority under the Act give public notice of its intention to consider a motion to make the application.

(2) The notice shall—

- (a) Take the form prescribed in the Schedule to these regulations; and
- (b) State the date of the meeting at which the motion is to be considered (being not less than 14 days after the date of notice being given); and
- (c) Call for any objections to the application to be submitted in writing to the harbour board not later than the day preceding the meeting; and

- (d) Be given by advertisement at least once in each of two successive weeks in some daily newspaper having an established circulation among the electors of the members of the harbour board or if there is no such daily newspaper, in such newspaper or newspapers as are likely to give the opportunity to all electors of being notified of the board's intention to consider a motion to make the application.

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SCHEDULE

Reg. 3

## FORM OF NOTICE

*Public Notice of Proposed Application to the New Zealand Ports Authority for Consent to Capital Expenditure by the ..... Harbour Board*

Notice is hereby given that the ..... Harbour Board proposes at its meeting to be held on the ..... day of ..... 19....., to consider a motion to apply to the New Zealand Ports Authority for its consent to expend, out of the proceeds of money borrowed or to be borrowed by the Board, the sum of \$....., for the purposes of .....

Any person having any objection to the proposed application is called upon to submit his objection in writing to the ..... Harbour Board not later than the day preceding the said meeting.

Dated this ..... day of ..... 19.....

.....  
Chairman or Principal Executive  
Officer of the Harbour Board.

P. J. BROOKS,  
Clerk of the Executive Council.

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EXPLANATORY NOTE

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

These regulations prescribe the form and conditions of notice to be given by a harbour board to its electors before applying to the New Zealand Ports Authority for consent to spend money borrowed or to be borrowed by the board.

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Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 4 June 1970.

These regulations are administered in the Marine Department.