

1974/134



**THE SOUTH ISLAND BEECH FORESTS MANAGEMENT
AND UTILISATION COUNCIL REGULATIONS 1974**

DENIS BLUNDELL, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 4th day of June 1974

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Forests Act 1949, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the South Island Beech Forests Management and Utilisation Council Regulations 1974.

(2) These regulations shall come into force on the 10th day of June 1974.

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

“Council” means the South Island Beech Forests Management and Utilisation Council:

“Forest Service” means the New Zealand Forest Service:

“Minister” means the Minister of Forests.

3. The South Island Beech Forests Management and Utilisation Council—The Council shall consist of the Minister or a person appointed by the Minister as Chairman and 5 other members pursuant to subsection (3A) of section 15 of the Forests Act 1949.

4. Term of office of members—(1) The members of the Council appointed by the Minister shall hold office for a term of 3 years and shall be eligible for reappointment from time to time.

(2) Notwithstanding the provisions of subclause (1) of this regulation, every member of the Council shall, unless he sooner vacates his office under clause 5 of these regulations, continue in office until his successor comes into office.

5. Extraordinary vacancies—(1) Any member of the Council appointed by the Minister may at any time be removed from office by the Minister for disability, bankruptcy, neglect of duty, or misconduct, proved to the satisfaction of the Minister, or may at any time resign his office by writing addressed to the Minister.

(2) When the office of any member of the Council becomes vacant by death, resignation, or removal from office, the vacancy so created shall as soon as practicable be filled by the Minister. Every person so appointed shall hold office for the residue of the term for which his predecessor would have held office if the vacancy had not occurred.

(3) The powers of the Council shall not be affected by any vacancy in its membership.

6. Meetings of Council—(1) The first meeting of the Council shall be held at a time and place to be appointed by the Minister.

(2) Subsequent meetings of the Council shall be held at such times and places as the Council or the Chairman of the Council may from time to time appoint.

(3) At any meeting of the Council 4 members shall form a quorum.

(4) The Chairman shall preside at every meeting of the Council at which he is present. If at any meeting of the Council the Chairman is not present, the members present shall appoint one of their number to preside at that meeting. The person so appointed shall have and may exercise in any case all the powers and functions of the Chairman for the purpose of the meeting.

(5) At any meeting of the Council the person presiding at the meeting shall have a deliberative vote, and, in the case of an equality of votes, shall also have a casting vote.

(6) Every question before any meeting of the Council shall be determined by a majority of votes of the members present and voting on it.

(7) Where the Minister is satisfied that any member of the Council is incapacitated by illness, absence, or other sufficient cause from performing the duties of his office, the Minister may appoint a deputy to act for that member during his incapacity, and any such deputy, while he acts as such, shall be deemed to be a member of the Council.

(8) No appointment of a deputy and no act done by him as such, and no act done by the Council while any deputy is acting as such, shall in any proceedings be questioned on the ground that the occasion for his appointment had not arisen or had ceased.

(9) Subject to the provisions of these regulations, the Council may regulate its procedure in such manner as it thinks fit.

7. Appointment of Secretary to the Council—The Director-General of Forests may from time to time designate an officer of the Forest Service, being a person employed under the State Services Act 1962, to act as Secretary to the Council.

8. Function of Council—The function of the Council shall be to advise the Crown in respect of the management and utilisation of the beech forest resources in the South Island, after considering all aspects, including those affecting ecology, conservation, wildlife, and recreation.

P. G. MILLEN,
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 provide for the constitution and servicing of the South Island Beech Forests Management and Utilisation Council.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 6 June 1974.

These regulations are administered in the New Zealand Forest Service.