

**Reprint
as at 1 July 2011**



**Local Government Elected
Members (2010/11) (Except
Auckland) Determination 2010
Amendment Determination (No 2)
2011**

(SR 2011/206)

Local Government Elected Members (2010/11) (Except Auckland) Determination 2010 Amendment Determination (No 2) 2011: expired, on 1 July 2011, pursuant to clause 3 of the Local Government Elected Members (2010/11) (Except Auckland) Determination 2010 (SR 2010/245).

Pursuant to clause 6 of Schedule 7 of the Local Government Act 2002 and to the Remuneration Authority Act 1977, the Remuneration Authority makes the following determination (to which is appended an explanatory memorandum).

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Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

Determination

1 Title

This determination is the Local Government Elected Members (2010/11) (Except Auckland) Determination 2010 Amendment Determination (No 2) 2011.

2 Commencement

- (1) This determination is deemed to have come into force in relation to the regional council referred to in clause 4 on the same day as the principal determination came into force in relation to that regional council.
- (2) This determination is deemed to have come into force in relation to a territorial authority referred to in clause 5 on the same day as the principal determination came into force in relation to that territorial authority and, where applicable, its community boards.

3 Principal determination amended

This determination amends the Local Government Elected Members (2010/11) (Except Auckland) Determination 2010.

4 Schedule 1 amended

The item relating to Southland Regional Council in Schedule 1 is omitted.

5 Schedule 2 amended

The items relating to the following district councils and city councils in Schedule 2 are omitted:

- (a) Christchurch City Council:
- (b) Hutt City Council:
- (c) Kaipara District Council:
- (d) Otorohanga District Council:
- (e) South Wairarapa District Council:
- (f) Stratford District Council:
- (g) Taupo District Council:
- (h) Thames-Coromandel District Council:
- (i) Whakatane District Council.

Dated at Wellington this 31st day of May 2011.

John Errington,
Chairman.

A Foulkes,
Member.

D Morcom,
Member.

Explanatory memorandum

This memorandum is not part of the determination, but is intended to indicate its general effect.

The process for determining elected members' remuneration in an election year was established in 2004 and has been consistently applied in 2007 and 2010. The Authority issues a determination for the immediate post-election period that—

- utilises only a portion of the remuneration pool; and
- establishes final rates for only mayors and chairs of regional councils; and
- establishes base rates for councillors and community board members.

For the 2010 election, this was the Local Government Elected Members (2010/11) (Except Auckland) Determination 2010 (the **2010 determination**).

Post-election each council is invited to recommend the distribution of the full remuneration pool for the incoming council. The dates from which these payments are made are derived from—

- the date upon which each council's election result is declared in the print media; and

- the date or dates upon which each council determines its structure and makes appointments to positions with additional responsibilities.

This determination amends the 2010 determination to omit the names of the councils in relation to which adjustments are required to enable a new determination to be issued to implement the remuneration proposals recommended by those councils, and reviewed and determined by the Authority. The amendments are deemed to come into force on the same day as the 2010 determination commences in relation to each of the councils concerned.

This is the second determination to amend the 2010 determination in this way (*see also* the Local Government Elected Members (2010/11) (Except Auckland) Determination 2010 Amendment Determination 2011).

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 2 June 2011.

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Notes

1 *General*

This is a reprint of the Local Government Elected Members (2010/11) (Except Auckland) Determination 2010 Amendment Determination (No 2) 2011. The reprint incorporates all the amendments to the determination as at 1 July 2011, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that contain transitional, savings, or application provisions that cannot be compiled in the reprint are also included, after the principal enactment, in chronological order. For more information, see <http://www.pco.parliament.govt.nz/reprints/>.

2 *Status of reprints*

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 *How reprints are prepared*

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not

included in Acts, and provisions that are repealed or revoked are omitted. For a detailed list of the editorial conventions, see <http://www.pco.parliament.govt.nz/editorial-conventions/> or Part 8 of the *Tables of New Zealand Acts and Ordinances and Statutory Regulations and Deemed Regulations in Force*.

4 Changes made under section 17C of the Acts and Regulations Publication Act 1989

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted. A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
 - indentation
 - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)

- position of the date of assent (it now appears on the front page of each Act)
- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
 - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
 - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

5 *List of amendments incorporated in this reprint
(most recent first)*

Local Government Elected Members (2010/11) (Except Auckland) Determination 2010 (SR 2010/245): clause 3
