



SUPPLEMENT

TO THE

NEW ZEALAND GAZETTE

OF

THURSDAY, OCTOBER 8, 1931.

Published by Authority.

WELLINGTON, MONDAY, OCTOBER 12, 1931.

*Napier Town-planning Regulations, 1931.*

BLEDISLOE, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this 12th day of October, 1931.

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

IN exercise of the powers conferred by the Hawke's Bay Earthquake Act, 1931, His Excellency the Governor-General of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of the said Dominion, doth hereby make the following regulations.

REGULATIONS.

PART I.—PRELIMINARY.

1. THESE regulations may be cited as "The Napier Town-planning Regulations, 1931."

2. These regulations shall apply within the Borough of Napier, and shall come into force on the day following the publication hereof in the *Gazette*.

3. These regulations shall be read in modification and extension of the Town-planning Act, 1926, and the Town-planning Amendment Act, 1929. Where provision for any matter is made by those Acts and provision for the same matter is made by these regulations, these regulations shall prevail. Except so far as express provision inconsistent therewith is made by these regulations, the provisions of those Acts shall continue to apply.

4. In these regulations, unless inconsistent with the context,—

- "The said Act" means the Town-planning Act, 1926 :
- "The Board" means the Town-planning Board constituted under the said Act, and includes any Committee of the Board exercising any powers delegated to them by the Board under these regulations :
- "The Council" means the Napier Borough Council, and includes the Committee of Management provided for in section 64 of the Hawke's Bay Earthquake Act, 1931 ; and where necessary means the Corporation of the Mayor, Councillors, and Burgesses of the Borough of Napier :
- "The Court" means the Hawke's Bay Adjustment Court established under the Hawke's Bay Earthquake Act, 1931 :

"Development area" means any area comprised in a scheme under these regulations :

"Director" means the Director of Town-planning appointed under the said Act, and includes a Deputy-Director of Town-planning :

"Owner" includes any person, body, or authority having power to subdivide or partition land :

"Scheme" means any town-planning scheme prepared under these regulations and includes any part of such a scheme.

PART II.—SPECIAL TOWN-PLANNING SCHEMES.

5. (1) Notwithstanding anything to the contrary in the said Act, the Council may by special order resolve that a scheme be prepared for a portion only of the area under its jurisdiction, and it shall not be necessary that the land comprised in any scheme be in one continuous area.

(2) Whilst the powers and duties of the Council are exercised and performed by the Committee of Management provided for in section 64 of the Hawke's Bay Earthquake Act, 1931, the power conferred by this regulation may be exercised by the Committee by means of an entry in the minute-book of the Committee signed by all the members of the Committee in lieu of a special order.

(3) Every scheme under these regulations shall provide for a distinctive name having reference to the locality affected or some street therein, and the year in which the scheme is first prepared, such as "The Napier Street Town-planning Scheme, 1931."

(4) Every such scheme shall provide for the date on which the same shall come into force.

6. (1) The Governor-General may, on the application of the Council, by Proclamation declare any scheme to be urgent.

(2) In respect of any scheme so declared to be urgent—

(a) The period allowed by subsection (3) of section 17 of the said Act for lodging objections shall be three weeks instead of three months :

(b) The publication of an advertisement prescribed by clause 7 of the Town-planning Regulations, 1927, may be effected twice in one week instead of once in each of three successive weeks :

(c) The period referred to in clause 10 of the Town-planning Regulations, 1927, shall be three weeks instead of three months.

7. On the provisional town-planning map for any scheme under these regulations there may be shown, in addition to the matters specified in subclause (2) of clause 4 of the