



ANALYSIS

Title
1. Short Title

2. Appeal to Magistrate's Court
against decision of Council on
objections

1963, No. 82

An Act to amend the Counties Act 1956

[23 October 1963]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1. Short Title—This Act may be cited as the Counties Amendment Act 1963, and shall be read together with and deemed part of the Counties Act 1956 (hereinafter referred to as the principal Act).

2. Appeal to Magistrate's Court against decision of Council on objections—(1) Section 245 of the principal Act is hereby amended by inserting, after subsection (2), the following subsections:

“(2A) Any person who is aggrieved by any determination of the Council under paragraph (d) of subsection (2) of this section to proceed with the work proposed (with or without alterations) may appeal to a Magistrate's Court against that determination within fourteen days after the date thereof. Pending the decision of the Court on the appeal, the Council shall not proceed with the work.

“(2B) On the hearing of the appeal, the Court, whose decision shall be final, may confirm or amend or set aside the determination of the Council.”

(2) Section 268 of the principal Act is hereby amended by inserting, after subsection (2), the following subsections:

“(2A) Any person who is aggrieved by any determination of the Council under paragraph (d) of subsection (2) of this section to proceed with the work proposed (with or without alterations) may appeal to a Magistrate’s Court against that determination within fourteen days after the date thereof. Pending the decision of the Court on the appeal, the Council shall not proceed with the work.

“(2B) On the hearing of the appeal, the Court, whose decision shall be final, may confirm or amend or set aside the determination of the Council.”

This Act is administered in the Department of Internal Affairs.
