



ANALYSIS

<p>Title</p> <p>1. Short Title</p> <p>2. New Part VIA inserted</p> <p style="text-align: center;">PART VIA</p> <p style="text-align: center;">WESTPORT HARBOUR</p> <p>240A. Vesting of Westport Harbour assets in Westport Borough and Buller County jointly</p>	<p>240b. Application of income</p> <p>240c. Registration of transfers</p> <p>3. Amendment to Ministry of Transport Act 1968</p> <p>4. Repeals</p> <p>5. Regulations to have effect as bylaws until 31 December 1988</p> <p>6. Revocation</p>
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1988, No. 102

**An Act to amend the Harbours Act 1950 in relation to
Westport Harbour**

[30 June 1988

BE IT ENACTED by the Parliament of New Zealand as follows:

1. Short Title—(1) This Act may be cited as the Harbours Amendment Act (No. 3) 1988, and shall be read together with and deemed part of the Harbours Act 1950 (hereinafter referred to as the principal Act).

(2) Except as provided in section 6 (2) of this Act, this Act shall come into force on the 1st day of July 1988.

2. New Part VIA inserted—The principal Act is hereby amended by inserting, after Part VI, the following Part:

“PART VIA

“WESTPORT HARBOUR

“240A. Vesting of Westport Harbour assets in Westport Borough and Buller County jointly—(1) The assets described in a deed of agreement, dated 27 June 1988, between the Crown of the one part and the Westport Borough Council and Buller County Council of the other part, shall vest, on the 1st day of July 1988, in the Councils jointly but subject to all interests existing immediately before that date.

“(2) Any land vested in the Westport Borough Council and the Buller County Council jointly by subsection (1) of this section may be sold, exchanged, subdivided, leased, or otherwise disposed of in accordance with an Order in Council made pursuant to section 8A or section 165 of this Act or in accordance with sections 143 to 144 of this Act, which sections shall apply in all respects as if those Councils jointly were a Harbour Board.

“240B. **Application of income**—The income derived from the use or disposal of any asset referred to in section 240A (1) of this Act may be applied only towards the operation or development of the port at Westport or for such other purposes as the Westport Borough Council and the Buller County Council or either of them are authorised by this Act or by virtue of any Order in Council made under this Act to apply that income, and for no other purposes unless the Minister of Transport in any specific case otherwise permits.

“240C. **Registration of transfers**—(1) District Land Registrars are hereby authorised and directed to make such entries in their respective registers, and to do all such other things, as may be necessary to give full effect to the provisions of section 240A (1) of this Act.

“(2) The registrar of any property which is transferable only in books kept by a company or other body or in a manner directed by or under any Act shall on written application under the seals of the Westport Borough Council and the Buller County Council register them as the holders of any such property that is vested in them by section 240A (1) of this Act.”

3. Amendment to Ministry of Transport Act 1968—The First Schedule to the Ministry of Transport Act 1968 (as substituted by section 3 (1) of the Ministry of Transport Amendment Act 1973) is hereby amended by omitting from Part I the item relating to the Westport Harbour Act 1920.

4. Repeals—The following enactments are hereby repealed:

- (a) The Westport Harbour Act 1920;
- (b) The Westport Harbour Amendment Act 1926;
- (c) Section 50 of the Finance Act 1950;
- (d) The Westport Harbour Amendment Act 1979.

5. Regulations to have effect as bylaws until 31 December 1988—The Westport Harbour Regulations 1982 (S.R. 1982/21) shall have effect in respect of the period

beginning on the 1st day of July 1988 and ending with the close of the 31st day of December 1988 as if they were bylaws made by the Westport Borough Council and the Buller County Council jointly, and as if—

- (a) Every reference in those regulations to the Ministry or to the Crown were a reference to those Councils jointly:
- (b) Every reference in those regulations to the Secretary-Manager were a reference to the Secretary of the Westport Harbour Committee.

6. Revocation—(1) The Westport Harbour Regulations 1982 are hereby revoked.

(2) This section shall come into force on the 1st day of January 1989.

This Act is administered in the Ministry of Transport.
