



ANALYSIS

Title	2. Road access
1. Short Title	3. Validation

 1991, No. 115

An Act to amend the Local Government Act 1974
[28 November 1991]

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

1. Short Title—This Act may be cited as the Local Government Amendment Act (No. 3) 1991, and shall be read together with and deemed part of the Local Government Act 1974 (hereinafter referred to as the principal Act).

2. Road access—(1) Section 321 (3) (c) of the principal Act (as enacted by section 2 of the Local Government Amendment Act 1978) is hereby amended by omitting the words “section 279 (2) (e) of this Act”, and substituting the words “section 220 (1) (b) (iv) of the Resource Management Act 1991 or the equivalent provisions of any former enactment”.

(2) Section 321 (3) (e) (i) of the principal Act (as enacted by section 2 of the Local Government Amendment Act 1978) is hereby amended by omitting the words “approve the scheme plan”, and substituting the words “grant a subdivision consent”.

(3) Section 321 (3) of the principal Act (as enacted by section 2 of the Local Government Amendment Act 1978) is hereby amended by inserting, after paragraph (c), the following paragraph:

- “(ca) The subdivision of land under the Resource Management Act 1991 is a subdivision that—
- “(i) Is of a kind referred to in section 218 (1) (a) (iv) or section 218 (1) (a) (v) of the Resource Management Act 1991; or
 - “(ii) Is to be effected by the deposit of a unit plan (as defined by section 2 (1) of the Resource Management Act 1991); or”.

3. Validation—Any action taken or decision made under the Local Government Act 1974 or the Resource Management Act 1991 in the period commencing on the 1st day of October 1991 and ending with the commencement of this Act is hereby declared to be, and to have always been, as valid as it would have been if this Act had been in force when that action was taken or that decision was made.

This Act is administered in the Department of Internal Affairs.
