



ANALYSIS

<p>Title</p> <p>1. Short Title</p> <p>2. Agreements between Councils and land owners for eradication of nassella tussock</p>	<p>3. Subsidy on expenditure by Councils for purposes of Act</p> <p>4. Power to make bylaws</p> <p>5. Advances in anticipation of subsidy</p> <p>6. Remuneration of Chairman of Board</p>
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1968, No. 19

An Act to amend the Nassella Tussock Act 1946

[31 October 1968]

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 Nassella Tussock Amendment Act 1968, and shall be read together with and deemed part of the Nassella Tussock Act 1946 (hereinafter referred to as the principal Act).

2. Agreements between Councils and land owners for eradication of nassella tussock—(1) Section 16A of the principal Act (as inserted by section 2 of the Nassella Tussock Amendment Act 1965) is hereby amended by omitting from subsection (1) the word “county”, and substituting the words “district administered by the Council”.

(2) The said section 16A is hereby further amended by adding the following subsection:

“(4) In this section the term ‘Council’ means a Borough Council, County Council, or Town Council; and includes the Waiheke Road Board.”

3. Subsidy on expenditure by Councils for purposes of Act—(1) Section 17 of the principal Act is hereby amended by inserting in subsection (3), after the words “Chairman of the Council”, the words “or the Mayor, as the case may require,”.

(2) The said section 17 is hereby further amended by adding the following subsection:

“(4) For the purposes of paragraph (b) of subsection (1), and subsection (3), of this section, the term ‘Council’ means a Borough Council, County Council, or Town Council; and includes the Waiheke Road Board.”

4. Power to make bylaws—Section 18 of the principal Act is hereby amended by omitting from subsection (1) the words “principal Act”, and substituting the words “Counties Act 1956”.

5. Advances in anticipation of subsidy—The principal Act is hereby further amended by inserting, after section 36, the following section:

“36A. (1) On receipt by the Minister of an application by a Board for an advance in anticipation of the subsidy payable in any financial year under section 36 of this Act, a sum not exceeding seventy-five percent of the amount of the subsidy paid to the Board during the preceding financial year may, with the consent of the Minister of Finance, be advanced to the Board in the year in which the application is made.

“(2) Notwithstanding anything in subsection (1) of this section, if in any financial year the portion of the net estimated expenditure apportioned among the constituent Councils is less than the amount so apportioned in respect of the preceding financial year, the amount advanced under the said subsection (1) shall not exceed seventy-five percent of the subsidy that would be payable in respect of the lesser amount so apportioned.

“(3) Every application made by a Board under subsection (1) of this section shall be supported by a statutory declaration made by the Chairman of the Board, verifying a statement of all material particulars.

“(4) All advances under this section shall be made from the Consolidated Revenue Account, out of money appropriated by Parliament for the purpose, and shall be repaid to that Account out of the first money accruing to the Board thereafter by way of subsidy and may be deducted therefrom or recovered accordingly.

“(5) If the amount of the advance made in any financial year exceeds the amount of the subsidy payable in that year the amount by which the advance exceeds the subsidy may be recovered from the Board as a debt due to the Crown.”

6. Remuneration of Chairman of Board—Section 46A of the principal Act (as inserted by section 4 of the Nassella Tussock Amendment Act 1948 and amended by section 7 (1) of the Decimal Currency Act 1964) is hereby further amended by omitting the words “two hundred dollars”, and substituting the words “five hundred dollars”.

This Act is administered in the Department of Agriculture.
