



ANALYSIS

Title  
1. Short Title

2. Interpretation  
3. Quarrying on protected land  
4. Notice to remedy breach

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1968, No. 18—*Local*

**An Act to amend the Summit Road (Canterbury) Protection  
Act 1963** [11 December 1968]

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

**1. Short Title**—This Act may be cited as the Summit Road (Canterbury) Protection Amendment Act 1968, and shall be read together with and deemed part of the Summit Road (Canterbury) Protection Act 1963 (hereinafter referred to as the principal Act).

**2. Interpretation**—Section 2 of the principal Act is hereby amended by inserting in subsection (1), after the definition of “Contributory local bodies”, the following definition:

“‘Quarrying’ means the extraction from the ground of any minerals, metals, coal, clay, gravel, sand, limestone, soil, or valuable materials existing on or below the surface of the land, and includes the digging, removal, putting aside, or piling up of any such things and any overburden or waste material preparatory to or to facilitate any such extraction.”.

**3. Quarrying on protected land**—Section 6 of the principal Act is hereby amended by inserting in subsection (1), after the words “ten acres,” the words “quarrying on or in any such land,”.

**4. Notice to remedy breach**—Section 8 of the principal Act is hereby amended by repealing subsection (1), and substituting the following subsection:

“(1) If any structure is erected or placed or extended, or any such work is commenced or continued, or any quarrying is carried on, or any tree is planted, in breach of a notice deposited in accordance with section 7 of this Act, or of the terms of the approval of an application given by the Authority or by the Appeal Board, as the case may be, under section 10 of this Act, the Authority may cause a notice to be served on the owner or occupier of the land or the person by or for whom the work is being done or the quarrying is carried on or the tree is planted, requiring that owner or occupier or person, within such reasonable time as may be specified in the notice, to cease such work or quarrying, and to take such action as may be specified in the notice to remedy the breach and otherwise to comply with any requirement of the authority in respect of the breach.”

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