



ANALYSIS

Title
1. Short Title

2. Interpretation
3. Validating rates
Schedule

1985, No. 4—*Local*

An Act to validate certain rates purported to have been levied by the Te Aroha Borough Council

[4 April 1985]

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 Te Aroha Borough Council (Rating Validation) Act 1985.

2. Interpretation—In this Act “Council” means the Te Aroha Borough Council.

3. Validating rates—(1) Notwithstanding that the rates described in the Schedule to this Act were not lawfully made and levied, the said rates are hereby validated and declared to have been lawfully made and levied in respect of the year that ended with the 31st day of March 1984.

(2) All actions of the Council in—

- (a) Levying and collecting the said rates; and
- (b) Allowing a discount of 5 percent for payment before the 29th day of August 1983 of such part of the said rates as constituted uniform annual general charges, uniform annual charges, and general, separate, and special rates; and
- (c) Imposing additional charges of 10 percent on such part of the said rates as had not been paid to it by the

2nd day of February 1984, notwithstanding that the rates assessments did not comply with section 71 (2) of the Rating Act 1967,—

are hereby validated and declared to have been lawful.

(3) All money received by the Council in payment of the said rates and the said additional charges is hereby deemed to have been lawfully paid to and received by it.

(4) Such part of the said rates and the said additional charges as has not yet been paid to the Council is hereby deemed to be lawfully payable and capable of being collected as if it had always been lawfully payable.

SCHEDULE

1. A uniform annual general charge of \$100 (or part charge as provided for in the Local Government Act 1974) levied on all separately rateable properties within the Borough of Te Aroha.

2. On all properties zoned residential, industrial A, and rural, and any other properties so used as a result of planning consents granted by the Council or of existing use rights, the following differential rates:

	<i>In the Dollar</i>
General rate	2.6298c
Sewage Treatment and Disposal Loans 1975, 1979, 1980, and 1981—Special rate of ..	0.5496c
Waterworks Extension Loan 1966—Special rate of	0.0721c
Stormwater Drainage Loan 1975—Special rate of	0.0224c

3. On all properties zoned commercial, commercial/industrial, industrial B, and public buildings, and any other properties so used as a result of planning consents granted by the Council or of existing use rights, the following differential rates:

	<i>In the Dollar</i>
General rate	5.7556c
Sewage Treatment and Disposal Loans 1975, 1979, 1980, and 1981—Special rate of ..	0.7906c
Waterworks Extension Loan 1966—Special rate of	0.1097c
Stormwater Drainage Loan 1975—Special rate of	0.0341c

4. On all properties listed in the current urban farmland roll, irrespective of the zoning which applies to those properties in terms of the operative district scheme, the following differential rates:

SCHEDULE—*continued*

	<i>In the Dollar</i>
General rate	3.6673c
Sewage Treatment and Disposal Loans 1975, 1979, 1980, and 1981—Special rate of ..	0.7999c
Waterworks Extension Loan 1966—Special rate of	0.0753c
Stormwater Drainage Loan 1975—Special rate of	0.0239c

5. A uniform annual charge of \$50.50 levied for each separate dwelling unit or household that receives an “ordinary” supply of water as defined in the Te Aroha Borough Council Water Supply Bylaw.

6. A half charge of \$25.25 levied on all properties zoned residential on which no dwelling units are erected.

7. On all properties zoned other than residential to which water is supplied and on which no dwelling units are erected a rate of 0.5944c in the dollar on the land value of such property, provided that if such rate would produce less than \$10, then a rate of \$10.

8. On all properties zoned other than residential to which water can be but is not supplied, situated within 90 metres of any part of the waterworks, a rate of 0.2972c in the dollar on the land value of such property, provided that if such rate would produce less than \$5, then a rate of \$5.
