



ANALYSIS

Title

1. Short Title and commencement

2. Interpretation

3. First meeting of Council

4. Advisory Commissioner

5. Functions of Advisory Commissioner

6. Council to obtain approval of Advisory Commissioner in certain cases

7. Advisory Commissioner entitled to attend meetings of Council and committees

8. Service rights and superannuation rights of Advisory Commissioner

9. Repeal and savings

10. Expiry of Act

1962, No. 12

**An Act to make provision for the administration of the
County of Taupo** *[17 October 1962]*

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 and commencement—(1) This Act may be cited as the Taupo County Act 1962.

(2) This Act shall come into force on the date on which, pursuant to section 7 of the Local Elections and Polls Act 1953, all the members of the Taupo County Council elected at the general election of the members of that Council held on the thirteenth day of October, nineteen hundred and sixty-two, have come into office.

2. Interpretation—In this Act—

“Advisory Commissioner” means the Advisory Commissioner of the County of Taupo appointed under this Act:

“Council” means the Taupo County Council:

“County” means the County of Taupo.

3. First meeting of Council—(1) The first meeting of the Council shall be held on a day to be fixed by the County Clerk, being a day not later than fourteen clear days after the date of the commencement of this Act.

(2) The County Clerk shall give to each member of the Council not less than three clear days' notice of the time and place of that meeting.

4. Advisory Commissioner—(1) Until the ninth day of October, nineteen hundred and sixty-five, there shall be an Advisory Commissioner of the County of Taupo, who shall be appointed by the Governor-General on the recommendation of the Minister of Internal Affairs after consultation with the Council.

(2) The Advisory Commissioner shall hold office during the pleasure of the Governor-General.

(3) The Advisory Commissioner may at any time resign his office by writing addressed to the Minister of Internal Affairs.

(4) The Advisory Commissioner shall come into office on the date of his appointment or on such later date as is specified in the instrument of appointment.

(5) The Advisory Commissioner shall be paid out of the Consolidated Fund such remuneration as the Minister of Finance determines from time to time.

(6) The Advisory Commissioner shall be paid out of the general funds of the Council, at the rates payable to members of the Council, such travelling allowances and expenses as are reasonable and necessary to enable him to exercise his functions under this Act.

5. Functions of Advisory Commissioner—(1) It shall be the function of the Advisory Commissioner to advise the Council on any matter relating to the administration of the county, and in addition he shall have the functions specified in section 6 of this Act.

(2) In the exercise of his functions under subsection (1) of this section, the Advisory Commissioner may determine those matters on which he considers his advice should be given to the Council, or the Council may refer any such matters to the Advisory Commissioner for his advice.

(3) The Advisory Commissioner shall be entitled to obtain from the Council or County Clerk or County Engineer such information as the Advisory Commissioner considers necessary to enable him to exercise his functions under this Act.

6. Council to obtain approval of Advisory Commissioner in certain cases—(1) Before the Council—

- (a) Approves any annual programme of work for the county; or
- (b) Approves any estimates of expenditure under section 106 of the Counties Act 1956 or from any separate or special fund account kept by the Council; or
- (c) Makes and levies any rate under section 105 of the Counties Act 1956; or
- (d) Makes any application for the sanction of the Local Authorities Loans Board to the raising of any special loan,—

the Council shall obtain the approval of the Advisory Commissioner.

(2) The Advisory Commissioner may refuse his approval in respect of any of the matters specified in subsection (1) of this section, or may grant his approval either unconditionally or subject to such conditions or to such amendments being made in respect of any of those matters as he thinks fit.

7. Advisory Commissioner entitled to attend meetings of Council and committees—(1) The Advisory Commissioner shall be deemed not to be a member of the Council, but shall be entitled to attend any meeting of the Council or of any committee thereof and take part in any matter under discussion at the meeting, but shall not be entitled to vote thereon.

(2) The Advisory Commissioner shall receive the same notice of meetings of the Council and of every committee thereof as is received by members of the Council or committee, and shall be supplied with such agendas, minutes, reports, and statements of any description as may from time to time be supplied to members of the Council or committee.

(3) The County Clerk shall, on the request of the Advisory Commissioner received not later than seven clear days before the date fixed for the meeting, include in the agenda for any meeting of the Council any matter that the Advisory Commissioner requests should be discussed at that meeting.

8. Service rights and superannuation rights of Advisory Commissioner—(1) In the event of any person being appointed to be the Advisory Commissioner while he is an officer of or employed in any branch of the Government service, he shall, while he holds that appointment, be deemed to have been granted leave of absence from the branch of

the Government service in which he was so employed immediately before his appointment as the Advisory Commissioner, and shall, while he holds that appointment and on the termination of that appointment, have the same rights in relation to employment in the Government service as if he had been granted such leave of absence.

(2) In the event of any person being appointed to be the Advisory Commissioner while he is an employee of any local authority which is a contributor to the National Provident Fund on his behalf, his service as the Advisory Commissioner shall be deemed for the purposes of the National Provident Fund Act 1950 to be permanent employment by the Council.

9. Repeal and savings—(1) The Taupo County Act 1954 is hereby repealed.

(2) Without limiting the provisions of the Acts Interpretation Act 1924, it is hereby declared that the repeal of the Taupo County Act 1954 shall not affect the vesting of the property, rights, powers, authorities, claims, obligations, liabilities, contracts, and engagements of the County Commissioner in the Corporation of the county or in the County Council under section 9 of that Act, or the terms and conditions on which any advance has been made under section 14 of that Act, or any service rights and superannuation rights of any person under section 16 of that Act.

(3) All advances made before the commencement of this Act by the Minister of Finance to the Taupo County Commissioner under section 14 of the Taupo County Act 1954 are hereby declared to be money lawfully borrowed by the Commissioner, and all resolutions made by him and all undertakings given by him to the Minister of Finance before the commencement of this Act with respect to the repayment of any such advances are hereby declared to have been lawfully made and given and shall bind the Corporation of the County of Taupo accordingly.

10. Expiry of Act—This Act shall expire on the ninth day of October, nineteen hundred and sixty-five.

This Act is administered in the Department of Internal Affairs.
