



ANALYSIS

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on certain land

1970, No. 22—*Local*

An Act to empower the Taupo County Council to remit or postpone rates on certain land designated proposed lakeshore reserve in any proposed or operative district scheme for the County of Taupo [2 December 1970]

WHEREAS the Taupo County Council has, under the provisions of the Town and Country Planning Act 1953, prepared a proposed district scheme for the County of Taupo: And whereas within the code of ordinances and on the planning maps of the said scheme certain areas of land are defined and designated as proposed lakeshore reserve: And whereas the Taupo County Council has, under the provisions of the Counties Act 1956 and the Rating Act 1967 made and levied rates upon the basis of the unimproved value of all the rateable property within the County of Taupo: And whereas in the opinion of the Taupo County Council the rates being made and levied on such designated land are unduly high when account is taken of the restrictions placed on the use of such land by the aforementioned designation: And whereas in the opinion of the Council it is therefore equitable and expedient that the Council be empowered to remit either wholly or in part, or postpone for such time not exceeding 5

years as it thinks fit, the payment of any rates in respect of any land which has been designated proposed lakeshore reserve in the district scheme:

BE IT THEREFORE 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 Taupo County Council (Rates Remission and Postponement) Empowering Act 1970.

2. Interpretation—In this Act, unless the context otherwise requires,—

“Council” means the Taupo County Council:

“County” means the County of Taupo:

“Designation” means the description or particularisation of land use stated either in the scheme statement or by words or by notation in each case on the map or maps of a district scheme prepared pursuant to the Town and Country Planning Act 1953, and “designate” has a corresponding meaning:

“District scheme”, “operative”, and “proposed district scheme” have the meanings ascribed to those terms by section 2 of the Town and Country Planning Act 1953:

“Rate” means a rate made and levied in accordance with the provisions of the Rating Act 1967 and the Counties Act 1956.

3. Council may remit or postpone rates on certain land—
(1) Notwithstanding anything to the contrary contained in the Rating Act 1967 or in the Counties Act 1956, the Council may, if it thinks fit, remit either wholly or in part, or postpone for such time not exceeding 5 years as it thinks fit, the payment of any rates (including any additional charge that has been added under section 71 of the Rating Act 1967) in respect of any land which is, at the time of the remission or postponement designated proposed lakeshore reserve in any operative district scheme or proposed district scheme for the County:

Provided that, if any land ceases to be so designated before the expiration of the time to which the payment of rates has been postponed, the rates postponed shall be payable at the

expiration of that time or 12 months after the date on which the land ceases to be so designated, whichever is the sooner.

(2) If under subsection (1) of this section the Council remits part of the rates due and payable in respect of any land, it may postpone the payment of the balance of the rates or any part of that balance in accordance with that subsection, and if under this section the Council postpones payment of any rates it may later remit the payment of any rates the payment of which has been so postponed.

(3) The provisions of section 79, of subsection (3) of section 93, and of sections 94 and 95, of the Rating Act 1967, with the necessary modifications, shall apply in respect of rates the payment of which is postponed under this section as if payment thereof had been postponed under section 93 of the Rating Act 1967.
