

[AS REPORTED FROM THE LOCAL BILLS COMMITTEE]

House of Representatives, 26 November 1970

Words struck out by the Committee are shown in italics within bold round brackets, or with black rule at beginning and after last line; words inserted are shown in roman underlined with a double rule, or with double rule before first line and after last line.

Mr N. V. Douglas

AUCKLAND HARBOUR BOARD EMPOWERING

[LOCAL]

ANALYSIS

Title
Preamble
1. Short Title

2. Interpretation
3. Special Act
4. Authority to reclaim
Schedule

A BILL INTITULED

An Act to authorise the Auckland Harbour Board to reclaim from the sea certain land in the Waitemata Harbour for the purpose of a wharf

- 5 WHEREAS the Auckland Harbour Board proposes to redevelop the Captain Cook Wharf and Kings Wharf areas for the purpose of providing modern wharf facilities for the handling of cargo: And whereas it is expedient to reclaim certain land from the sea for that purpose: And whereas the Auckland
- 10 Regional Planning Scheme provides that future extensions of the Port of Auckland should be by redevelopment of facilities within the existing port limits: And whereas the land proposed to be reclaimed for the redevelopment is within such existing port limits:
- 15 BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

No. 84—2

Price 5c

1. Short Title—This Act may be cited as the Auckland Harbour Board Empowering Act 1970.

Struck Out

2. Interpretation—In this Act, unless the context otherwise requires, “Board” means the Auckland Harbour Board.

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New

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

“Auckland Regional Authority” means the Auckland Regional Authority as constituted by the Auckland Regional Authority Act 1963:

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“Board” means the Auckland Harbour Board.

3. Special Act—This Act shall be deemed to be a special Act within the meaning of the Harbours Act 1950.

4. Authority to reclaim—Subject to the provisions of the Harbours Act 1950 and of this Act, the Board may from time to time reclaim from the sea the (*area*) land described in the Schedule to this Act or any part or parts thereof for the purpose of a wharf.

New

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5. Reclamation to be consistent with planning study—

(1) Notwithstanding anything in section 4 of this Act, the Board shall not reclaim any part or parts of the land described in the Schedule to this Act unless the Board and the Auckland Regional Authority agree that the proposed reclamation for the purpose of a wharf is consistent—

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(a) With the use provided for the part or parts proposed to be reclaimed in the foreshore planning study which relates to the Waitemata Harbour and which is being or is to be carried out jointly by the Board and the Auckland Regional Authority; or

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(b) If the study or the relevant part of it is not completed at the time of the proposed reclamation, with the use that, in their view, will probably be provided for the part or parts proposed to be reclaimed in the study or the relevant part of it.

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(2) If the Board and the Auckland Regional Authority do not agree in respect of any matter under subsection (1) of this section, either the Board or the Auckland Regional Authority may refer the dispute to the Town and Country Planning Appeal Board whose decision shall be final.

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Struck Out

SCHEDULE

Section 4

AREA TO BE RECLAIMED

ALL that piece of land situated in the North Auckland Land District containing 34 acres 1 rood 4 perches, more or less, being part bed of the Waitemata Harbour, granted 9 January 1855, Deeds Index, Volume 2A, folio 1246, situated in Block VIII, Rangitoto Survey District; being part of the land comprised in Deeds Index, Volume 33A, folio 195; as more particularly shown on Survey Office Plan 46722, lodged in the office of the Chief Surveyor at Auckland and thereon edged in red.

New

SCHEDULE

Section 4

LAND TO BE RECLAIMED

ALL that piece of land situated in the North Auckland Land District containing 21 acres and 22.7 perches, more or less, being part of the bed of the Waitemata Harbour, granted 9 January 1855, Deeds Index, Volume 2A, folio 1246, situated in Block VIII, Rangitoto Survey District; being part of the land comprised in Deeds Index, Volume 33A, folio 195; as more particularly shown edged in red on the plan marked M.D. 14000, deposited in the office of the Marine Department at Wellington (S.O. 46876).