

Mr Upton

**HAMILTON CITY COUNCIL
(RATING RELIEF) EMPOWERING**

[LOCAL]

ANALYSIS

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years
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A BILL INTITULED

**An Act to provide for the writing off of certain rates and
to validate certain previous postponements of rates**

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

1. Short Title—This Act may be cited as the Hamilton City
Council (Rating Relief) Empowering Act 1983.

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

“Council” means the Hamilton City Council:

“Dulverton” means that area of land described in the **First**
Schedule to this Act:

15 “New city areas” means the land described in the Order
in Council headed *Alteration of Boundaries—City of
Hamilton and Counties of Waikato and Waipa*, published
in *Gazette*, 1977, Volume III, at page 2923:

“Occupier” has the same meaning as defined in the Rating
Act 1967:

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“Rate” means the general rate made by the Hamilton City Council:

“Rotokauri” means that area of land described in the **Second** Schedule to this Act.

3. Postponed rates to be written off after 3 years— 5

(1) Subject to the Council being satisfied that its decision to postpone payment of rates relating to land in Dulverton and Rotokauri has not ceased to have effect pursuant to **section 4** of this Act, such rates as postponed shall be deemed to be written off at the expiration of 3 years after the commencement of the rating period in respect of which they were made and levied. 10

(2) Should, during the said period of 3 years, the occupier cease to be the occupier of the property, the rate shall become due and payable, without prejudicing the rights of the incoming occupier. 15

4. Validating previous rates postponements—All resolutions and actions by the Council carried out with regard to the properties in the new city areas in granting postponement of rates are hereby validated. 20

5. Application of Act—This Act shall apply until 1 April 1986.

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SCHEDULES

FIRST SCHEDULE

ALL that area in the South Auckland Land District containing 304 hectares, more or less, bounded by a line commencing at the confluence of the Waikato River and the Kirikiriroa Stream in Block XIII, Komakorau Survey District, being a point on the boundary of the City of Hamilton as described in *Gazette*, 1965, page 172, and proceeding north-westerly down the middle of the Waikato River to a point in line with the north-western boundary of Lot 3, D.P. S. 8875, situated in Block IX, Komakorau Survey District; thence generally north-easterly to and along that boundary and the south-western, north-western, and north-eastern boundaries of Lot 1, D.P. S. 8072, to the eastern corner of that lot; thence north-easterly along a right line across River Road to the western corner of Lot 1, D.P. S. 15104, and along the north-western boundaries of the said Lot 1 and Lot 2, D.P. S. 15104, to and north-westerly along the north-eastern boundaries of Lots 7 and 8, D.P. S. 10779, to the western corner of Lot 1, D.P. S. 13878; thence north-easterly and south-easterly along the north-western and north-eastern boundaries of the said Lot 1 to the eastern corner of that lot; thence generally north-easterly along the generally north-western boundaries of Lot 2, D.P. S. 11499, to the south-western side of Sylvester Road; thence along a right line across that road to the western corner of Lot 4, D.P. S. 16376; thence north-easterly along the north-western boundary of that lot to its northern corner; thence north-westerly along the south-western boundary of Lot 10, D.P. S. 15019, to the western corner of that lot; thence easterly along the northern boundaries of the said Lot 10 and Lot 9, D.P. S. 15019, to the middle line of a portion of the Auckland-Hamilton Motorway as defined in *Gazette*, 1971, page 352; thence southerly along that middle line, crossing Rototuna School Road, to and south-easterly along the middle line of the Hamilton Eastern Bypass Motorway as defined in *Gazette*, 1969, page 1160, to its intersection with the middle of the Kirikiriroa Stream on the eastern boundary of Lot 3, D.P. S. 15895; thence generally westerly along the middle of that stream to the point of commencement.

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SECOND SCHEDULE

ALL that area in the South Auckland Land District, containing 193 hectares, more or less, bounded by a line commencing at the northernmost corner of Lot 2, D.P. 34866, situated in Block XIII, Komakorau Survey District, being a point on the boundary of the City of Hamilton as described in *Gazette*, 1965, page 172, and proceeding north-westerly along the south-western side of Rotokauri Road to the eastern corner of Part Allotment 56, Pukete Parish; thence south-westerly and north-westerly along the south-eastern and south-western boundaries of the said Part 56 to the eastern corner of Lot 1, D.P. S. 7548; thence south-westerly along the south-eastern boundary of that lot to the eastern side of Brymer Road; thence north-westerly along a right line across that road to the north-eastern corner of Lot 5, D.P. S. 15148; thence generally north-westerly along the northern boundary of that lot, the north-eastern boundary of Lot 4, D.P. S. 15148, and the last-mentioned boundary produced to the north-western side of Rotokauri Road; thence south-westerly along that side to the southern boundary of the land shown on D.P. 13667; thence westerly and northerly along that boundary and the western boundary of the land on D.P. 13667, aforesaid, and the western boundary of the land shown on D.P. 12120 to the north-western corner of that parcel; thence easterly along the northern boundary of the land on D.P. 12120 aforesaid to a point in line with the north-western side of Lee Road; thence north-easterly to and along that side to and easterly along the end of the said Lee Road and the northern boundaries of Lot 1, D.P. 12201, Lots 2 and 1, D.P. S. 15840, and the land on D.P. 4195 to the north-western corner of Lot 1, D.P. S. 11484; thence southerly along the western boundary of that lot and its production to the north-eastern boundary of Lot 3, D.P. S. 15678; thence south-easterly along that boundary and the north-eastern boundary of Lot 3, D.P. S. 15678, to and southerly and south-westerly along the eastern and south-eastern boundaries of the said Lot 4 and the last-mentioned boundary produced across Rotokauri Road to the northern-most corner of Lot 2, D.P. 34866, the point of commencement, and also the land comprising Part Lot 3396, Lots 1 and 2, D.P. S. 11484, and Part Allotment 49 being only that part west of Avalon Drive and being in Hamilton City.