

## SOIL CONSERVATION AND RIVERS CONTROL AMENDMENT BILL

---

### EXPLANATORY NOTE

*Clause 1* relates to the Short Title.

*Clause 2* amends section 33 of the principal Act, which requires the Soil Conservation and Rivers Control Council to submit an annual report to the Minister. The amendment will require the Council to submit its report to the National Water and Soil Conservation Authority for incorporation in that Authority's annual report to the Minister.

*Clause 3* amends section 56 of the principal Act, which relates to the filling of extraordinary vacancies. The amendment provides that if any vacancy occurs within 6 months before a triennial election, the Catchment Board, with the consent of the local authority or local authorities concerned, may by resolution determine that the vacancy shall not be filled.

*Clause 4* amends section 116 of the principal Act, which relates to unauthorised expenditure by Catchment Boards.

At present, the amount of unauthorised expenditure permitted is 1 percent of the combined general rate, works rate, and administrative rate, with a limit of \$600.

The amendment provides that 1 percent of any Government subsidy on the administrative rate may also be included for the purpose of determining the amount of unauthorised expenditure permitted. The limit of \$600 is, however, not altered.

*Hon. Mr Allen*

**SOIL CONSERVATION AND RIVERS CONTROL  
AMENDMENT**

---

ANALYSIS

Title	2. Annual report of Council
1. Short Title	3. Filling of extraordinary vacancies
	4. Unauthorised expenditure

---

**A BILL INTITULED**

**An Act to amend the Soil Conservation and Rivers Control  
Act 1941**

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

1. **Short Title**—This Act may be cited as the Soil Con-  
servation and Rivers Control Amendment Act 1970, and  
shall be read together with and deemed part of the Soil  
10 Conservation and Rivers Control Act 1941\* (hereinafter  
referred to as the principal Act).

\*1957 Reprint, Vol. 14, p. 637

Amendments: 1958, No. 93; 1959, No. 48; 1960, No. 89; 1961, No. 101;  
1962, No. 125; 1963, No. 44; 1964, No. 59; 1965, No. 111; 1967, No. 32;  
1968, No. 23; 1969, No. 14

2     *Soil Conservation and Rivers Control Amendment*

**2. Annual report of Council**—(1) Section 33 of the principal Act is hereby amended by omitting from subsection (1) the words “Minister a report as to its”, and substituting the words “National Water and Soil Conservation Authority constituted under the Water and Soil Conservation Act 1967, for incorporation in that Authority’s annual report to the Minister, a report as to the Council’s”. 5

(2) The said section 33 is hereby further amended by repealing subsection (2).

**3. Filling of extraordinary vacancies**—Section 56 of the principal Act is hereby amended by adding the following subsection: 10

“(5) Notwithstanding anything in subsections (1) to (4) of this section, if any such extraordinary vacancy occurs within 6 months before the date fixed for the next triennial election of members of Catchment Boards, the Board, with the written consent of— 15

“(a) The local authority of the constituent district whose representative has vacated office; or

“(b) The local authorities of the constituent districts included in the combined district whose representative has vacated office— 20

as the case may require, may by resolution determine that the vacancy shall not be filled; and in any such case, the provisions of the said subsections shall not apply in respect of the vacancy.” 25

**4. Unauthorised expenditure**—Section 116 of the principal Act (as inserted by section 21 (1) of the Soil Conservation and Rivers Control Amendment Act 1959) is hereby amended by inserting, after the words “by the Board” where they first occur, the words “and of any subsidy on the administrative rate paid to the Board in that year under section 78 of the Statutes Amendment Act 1945,”. 30