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No 257

House of Representatives

Supplementary Order Paper

Wednesday, 27 March 2002

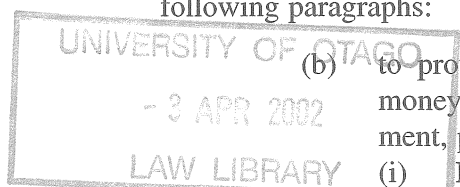
Hawke's Bay Endowment Land Empowering Bill

Proposed amendments

Geoff Braybrooke, in Committee, to move the following amendments:

Clause 3

To omit *paragraphs (b) and (c)* (lines 6 to 15 on page 2), and substitute the following paragraphs:



- (b) to provide that the Councils must hold and use all money received in relation to the land for the improvement, protection, management, or use of—
 - (i) Napier harbour; and
 - (ii) the coastal marine area in the Councils' region or district; and
- (c) to provide that some of that money may be used for specific regional projects specified in the Councils' annual plans adopted, for the time being, under the Local Government Act 1974; and

Clause 5

To omit *subclauses (3) and (4)* (lines 18 to 26 on page 3), and substitute the following subclauses:

- (3) An owner holds and must use all money received in relation to the land for the improvement, protection, management, or use of—
 - (a) Napier harbour; and
 - (b) the coastal marine area (as defined in section 2(1) of the Resource Management Act 1991) in the district or region of the owner.
- (4) However, an owner holds and may use the following money received in relation to the land for specific regional projects specified in the owner's annual plan adopted, for the time

being, under section 223D of the Local Government Act 1974:

- (a) all money received from the sale of the land on or after the commencement of this Act:
 - (b) one-half of all money (excluding any money referred to in **paragraph (a)**) received in relation to the land before 1 July 2003.
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Explanatory note

This Supplementary Order Paper amends *clause 3* of the Bill, which sets out the purpose of the Bill, and *clause 5* which sets out how money received in relation to land affected by the Bill is to be used by the owners of the land.

As reported back, the Bill requires the money to be used for the improvement, protection, management, or use of Napier harbour. However, money received from the sale of land on or after the commencement of the Bill may be used for any purpose specified in the owner's annual plan adopted, for the time being, under the Local Government Act 1974.

The amendments made in this Supplementary Order Paper—

- require all money received in relation to the land to be used for Napier harbour and the coastal marine area in an owner's district or region; and
 - permit the following money to be used for specific regional projects specified in the owner's annual plan adopted for the time being under the Local Government Act 1974:
 - (a) all money received from the sale of the land on or after the commencement of the Bill:
 - (b) one-half of all money (excluding any money referred to in **paragraph (a)**) received in relation to the land before 1 July 2003.
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