



Local Government (Infrastructure Auckland Deed Amendment) Order 2002

Silvia Cartwright, Governor-General

Order in Council

At Wellington this 8th day of April 2002

Present:

Her Excellency the Governor-General in Council

Pursuant to section 707ZZZ(4) of the Local Government Act 1974, Her Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following order.

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Order

1 Title

This order is the Local Government (Infrastructure Auckland Deed Amendment) Order 2002.

2 Commencement

The amendments made to the Infrastructure Auckland Deed by this order come into force on the 28th day after the date on which this order is notified in the *Gazette*.

3 Interpretation

In this order, **Deed** means the Infrastructure Auckland Deed, the text of which is set out in the Schedule of the Local Government (Infrastructure Auckland Deed Commencement) Order 1998 (SR 1998/290).

4 Criteria for evaluating projects and determining components of projects

Clause 5 of the Deed is amended by inserting, after subclause 5.3, the following subclause:

“5.3A **Environmental impact assessments:** For the purposes of subclause 5.2(j), Infrastructure Auckland must not require an applicant to provide an assessment of the environmental effects of a project to the extent that the assessment would cover matters referred to in the Fourth Schedule of the Resource Management Act 1991.”

5 Modification

Clause 15 of the Deed is amended by adding, as subclause 15.2, the following subclause:

“15.2 **Electoral College may require modification:** The Electoral College may, by resolution, require Infrastructure Auckland to modify a statement of corporate intent by including or omitting any provision of a kind referred to in clause 13.1. Before passing a resolution for the purposes of this subclause, the Electoral College must—

“(a) have regard to—

“(i) section 707ZZK of the Local Government Act 1974; and

“(ii) Infrastructure Auckland’s current report prepared under section 707ZZZE of the Local Government Act 1974 (including the statement of policy in relation to grants) and its long-term funding plan in force under section 707ZZZB of the Local Government Act 1974; and

“(b) consult Infrastructure Auckland about the matters to be included in the resolution.”

Marie Shroff,
Clerk of the Executive Council.

Explanatory note

This note is not part of the order, but is intended to indicate its general effect.

This order makes 2 amendments to the Infrastructure Auckland Deed (the **Deed**).

The amendments come into force on the 28th day after the date on which the order is notified in the *Gazette*.

The amendments are as follows:

- clause 5 of the Deed is amended so that Infrastructure Auckland must not require an applicant for funds for a project to supply an environmental impact assessment to the extent that the assessment would cover matters referred to in the Fourth Schedule of the Resource Management Act 1991;
 - clause 15 of the Deed is amended to authorise the Electoral College to require Infrastructure Auckland to include or omit in its statement of corporate intent provisions of a kind referred to in clause 13.1 of the Deed.
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Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 11 April 2002.

This order is administered in the Department of Internal Affairs.
