



Local Government (Remuneration Authority Levies) Order 2004

Silvia Cartwright, Governor-General

Order in Council

At Wellington this 10th day of May 2004

Present:

Her Excellency the Governor-General in Council

Pursuant to clause 10 of Schedule 7 of the Local Government Act 2002, 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 (Remuneration Authority Levies) Order 2004.
- 2 **Commencement**
This order comes into force on the 28th day after the date of its notification in the *Gazette*.

- 3 Levies imposed on local authorities to pay certain costs of Remuneration Authority**
- (1) Levies are imposed on local authorities to pay the costs of the Remuneration Authority for the 2001/02 and 2002/03 financial years in making a determination under clause 6 of Schedule 7 of the Local Government Act 2002.
 - (2) The costs are—
 - (a) \$248,594 (and any goods and services tax payable) for the 2001/02 financial year; and
 - (b) \$265,476 (and any goods and services tax payable) for the 2002/03 financial year.
 - (3) The levy that must be paid by each local authority for each financial year is to be calculated as follows:
 - (a) 50% of the costs for that financial year apportioned equally among all local authorities, except the Chatham Islands Council; and
 - (b) 50% of the costs for that financial year apportioned among local authorities in the proportions that each local authority's operating expenditure for that financial year bears to the operating expenditure of all local authorities for that financial year.
 - (4) When calculating the portion of the levies under subclause (3)(b):
 - (a) a local authority with a population of less than 7 000 persons is not to be included in any of the calculations:
 - (b) an operating expenditure greater than \$125 million for a financial year is to be treated as having an operating expenditure of \$125 million for that financial year.
 - (5) A local authority must pay the levies to the Department of Labour by the close of 30 September 2004.

Diane Morcom,
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 comes into force on the 28th day after the date of its notification in the *Gazette*. It imposes levies on local authorities to pay the costs of the Remuneration Authority in determining the remuneration of mayors and other elected members of local authorities. The levies are for the costs incurred in the 2001/02 and 2002/03 financial years and are each divided into 2 equal portions.

The first portion of each of the levies is divided equally among all local authorities except for the Chatham Islands Council.

The other portion of each of the levies is divided among local authorities, except for those with a population of less than 7 000, in the proportions that each local authority's operating expenditure for the financial year bears to the operating expenditure of local authorities nationwide. Local authorities have their operating expenditure capped at \$125 million for the purposes of calculating this portion of the levies.

The levies are imposed when this order comes into force and must be paid no later than 30 September 2004.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 13 May 2004.

This order is administered in the Department of Internal Affairs.
