

SCHEDULE

Christchurch City (P), Riccarton and Lyttelton Boroughs.
Paparua (P), Heathcote, and Mount Herbert Counties.
Rangiora (P) and Kaiapoi Boroughs and Rangiora and Eyre
Counties.

Malvern (P) and Ashburton Counties.
Oxford, Ashley and Waipara (P) Counties.
Amuri (P) and Cheviot Counties.
Ellesmere (P), Waiwera and Akaroa Counties.

P. J. BROOKS, Clerk of the Executive Council.

(P.W. 75/5)

Christchurch Metropolitan Fire Board Election Order 1971

ARTHUR PORRITT, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 29th day of
March 1971

Present:

THE RIGHT HON. SIR KEITH HOLYOAKE, G.C.M.G., C.H., PRESIDING
IN COUNCIL

PURSUANT to the Fire Services Act 1949, His Excellency the
Governor-General, acting by and with the advice and consent
of the Executive Council, hereby makes the following order
prescribing the time and method of election of members of
the Christchurch Metropolitan Fire Board.

ORDER

1. Title and commencement—This order may be cited as the
Christchurch Metropolitan Fire Board Election Order 1971.

2. Interpretation—In this order, unless the context otherwise
requires—

“Board” means the Christchurch Metropolitan Fire Board;
“City Member” means a member of the Board elected to
represent the Christchurch City Council;

“Local Authority” means a local authority (other than the
Christchurch City Council and the Waimairi County
Council), the district, or part of the district, of which is
within the Christchurch United Urban Fire District;

“Local Authority Member”, means a member of the Board
elected to represent the local authorities (other than the
Christchurch City Council and the Waimairi County
Council) represented on the Board;

“Minister” means the Minister of Internal Affairs;

“Waimairi County Member”, means a member of the Board
elected to represent the Waimairi County Council.

3. The members to be elected to the Board under paragraph
(b) of subsection (1) of section 23 of the Fire Services Act
1949 shall number five, of whom—

(a) Three shall be elected by the Christchurch City Council
to represent that Council;

(b) One shall be elected by the Waimairi County Council
to represent that Council;

(c) One shall be elected jointly by the Riccarton Borough
Council, the Lyttelton Borough Council, the Heath-
cote County Council, and the Paparua County Council
to represent those Councils.

4. Returning Officer—The person for the time being holding
office as the Secretary of the Christchurch Metropolitan Fire
Board shall be the Returning Officer for all elections held
pursuant to this order.

5. Election of City Members—(i) Each city member shall be
elected by resolution passed at a properly constituted meeting
of the Christchurch City Council;

(ii) Whenever an election of members to the Board is
required to be held under section 24 of the Fire Services Act,
the Mayor of the City of Christchurch shall convene a meet-
ing of the Christchurch City Council for the purpose of electing
the number of city members specified in clause 3 of this
order to represent that Council on the Board;

(iii) In the case of an extraordinary vacancy in the office of
a city member the Returning Officer shall give notice in writing
to the Christchurch City Council. On receipt of the notice by
the Council the Mayor of the City of Christchurch shall
convene a meeting of the Council to be held not later than 35
days after the date when the notice was given, for the purpose
of electing the city member to fill that vacancy;

(iv) It shall be the duty of the Town Clerk of the Christ-
church City Council within 5 days after the election by the
Christchurch City Council under this order to give notice of
the result to the Returning Officer.

6. Election of Local Authority Member—(i) For the purposes
of electing a local authority member, each local authority shall
be entitled to exercise one vote for each complete \$200, or
part thereof, of the contributions paid, or to be paid, by that
local authority, to the Board in the year in which that election
is held;

(ii) Each local authority may nominate one candidate by
resolution, a sealed copy of which, together with the written
consent of the nominee to his nomination shall be lodged with
the Returning Officer not later than the 14th day of October
in every year in which the election of local authority members
is to take place;

(iii) In the case of an extraordinary vacancy in the office of
a local authority member the Returning Officer shall give notice
in writing to each local authority. On receipt of the notice each
local authority may nominate one candidate by resolution, a
sealed copy of which, together with the written consent of the
nominee to his nomination shall be lodged with the Returning
Officer not later than 10 days after the Returning Officer has
given that notice;

(iv) On the expiration of the time for nominating candidates
as above, the Returning Officer shall forthwith prepare a list of
candidates and send a copy to each of the local authorities
together with a notice in writing specifying the number of votes
exercisable by each local authority;

(v) Within 35 days of the receipt of the list each mayor or,
as the case may be, chairman, of a local authority, shall cause
a meeting of his council to be held for the purpose of allocat-
ing the prescribed number of votes to which each local
authority is entitled under subclause (i) of this clause. At the
meeting the local authority shall, by resolution, allocate its
votes in respect of only one candidate.

(vi) Each local authority shall within 5 days of its meeting
cause a sealed copy of the resolution to be served on the
Returning Officer.

7. Election of Waimairi County Member—(i) The Waimairi
County member shall be elected by resolution passed at a
properly constituted meeting of the Waimairi County Council;

(ii) Whenever an election of members to the Board is
required to be held under section 24 of the Fire Services Act
1949, the Chairman of the Waimairi County shall convene a
meeting of the Waimairi County Council for the purpose of
electing the member to represent that Council on the Board;

(iii) In the case of an extraordinary vacancy in the office of
the Waimairi County member the Returning Officer shall give
notice in writing of the vacancy to the Waimairi County
Council. On receipt of the notice by the Council, the Chairman
of the County of Waimairi shall convene a meeting of the
Council to be held not later than 35 days after the date on
which the notice was given for the purpose of electing a
person to fill the vacancy;

(iv) It shall be the duty of the County Clerk of the
Waimairi County Council within 5 days after the election by
the Waimairi County Council under this clause to give notice
of the result to the Returning Officer.

8. Powers and duties of Returning Officer—(i) In the event
of there being an equality of votes in any election held pursuant
to this order, the Returning Officer shall have a casting vote.

(ii) As soon as practicable after the conclusion of any
elections held under this order, the Returning Officer shall—

(a) Give notice in writing of the results of the elections to
the Minister of Internal Affairs, the Christchurch
City Council, the Waimairi County Council, and to
the local authorities;

(b) Cause the results to be publicly notified in one or more
newspapers circulating in the Christchurch Metro-
politan Fire District.

**9. Validity of election not affected by failure to hold meet-
ing, etc.**—The validity of an election held pursuant to this order
shall not be affected by failure of the Christchurch City
Council, the Waimairi County Council, or any local authority—

(a) To hold a meeting required by this order to be held by
it; or

(b) To pass at any such meeting a resolution allocating its
votes; or

(c) To forward within the period specified in this order a
sealed copy of such resolution to the Returning
Officer; or

(d) Otherwise to exercise the powers conferred on it by this
order.

10. Time at which member deemed to be elected—(a) Every
city member and Waimairi County member shall be deemed to be
elected when the notice of his election is given by the
Christchurch City Council, and the Waimairi County Council
to the Returning Officer.

(b) The local authority member shall be deemed to be
elected when the Returning Officer has notified the result of the
election in accordance with clause 8 (ii) (a) of this order.