

south-westerly along the north-western side of that road to an angle marked by I.T. XVII on S.O. Plan 574; thence south-westerly along a right line to a road angle on the southern side of Little Valley Road marked by peg 11, S.O. Plan 16808; thence generally south-westerly along the generally north-western side of that road to a point 13.96 metres south-easterly from the westernmost corner of Little Valley Road; thence south-westerly along a bearing of $238^{\circ} 43'$ for a distance of 274.65 metres; thence north-westerly along a bearing of $328^{\circ} 43'$ for a distance of 60.35 metres, then along a right line to the south-eastern corner of Lot 2, D.P. 6793; thence generally northerly along the eastern boundary of that lot to Graveyard Gully Road; thence generally south-westerly along the north-western boundary of the said Lot 2, along bearings of $254^{\circ} 41'$ for a distance of 42.77 metres, $212^{\circ} 06'$ for a distance of 73.99 metres, and $258^{\circ} 51'$ to the south-eastern boundary of Road to be Closed as shown more particularly coloured green on S.O. Plan 12820; thence generally north-easterly and north-westerly along the south-eastern and north-eastern boundaries of that Road to be Closed and the south-western side of Graveyard Gully Road, to the left bank of the Manuherikia River; thence north-westerly along a right line to the intersection of the south-western side of Kerry Street and the right bank of the said river; thence generally north-easterly along the right bank of that river to the north-eastern boundary of the Town of Alexandra; thence north-westerly along that boundary to the point of commencement.

Thirdly, all that area in the Otago Land District, Vincent County, containing 352 hectares, more or less, bounded by a line commencing at the easternmost corner of Lot 1, D.P. 6740, Block VII, Leaning Rock Survey District, and proceeding south-westerly along the north-western boundary of the Town of Alexandra to the western side of No. 8 State Highway; thence north-westerly along a right line to the junction of the south-western side of No. 8 State Highway and the north-western side of Boundary Road; thence south-westerly along the north-western side of Boundary Road to the north-eastern boundary of Part Section 84, Block VII, Leaning Rock Survey District; thence south-easterly along the north-eastern boundary of that section to the easternmost corner of Part Section 84, aforesaid; thence south-westerly along the south-eastern boundary of that section and its production to the middle of the Clutha River; thence generally north-westerly and north-easterly along the middle of that river to a point in line with the south-eastern boundary of Lot 21, D.P. 3194; thence north-easterly to and along that boundary and its production to the south-western side of Dunstan Road; thence south-easterly along the south-western side of that road to a point in line with the south-eastern side of Hillview Road; thence north-easterly to and along the south-western side of that road to the northernmost corner of Lot 8, D.P. 6740; thence south-easterly along the north-eastern boundaries of that lot and Lots 7, 6, 5, 4, 3, 2, and 1 of that D.P. 6740 to the point of commencement.

OTAGO LAND DISTRICT—VINCENT COUNTY

FOURTHLY, Lots 1 and 2, D.P. 8697, and Lot 1, D.P. 15079, being Part Section 57, Block I, Fraser Survey District: area, 3152 square metres.

P. G. MILLEN, Clerk of the Executive Council.

(I.A. 103/5/300)

Constitution of the Borough of Tokoroa

DENIS BLUNDELL, Governor-General
ORDER IN COUNCIL

At the Government Buildings at Wellington this 24th day of March 1975

Present:

THE HON. R. J. TIZARD PRESIDING IN COUNCIL

PURSUANT to the Local Government Act 1974 and the Local Government Commission Act 1967 (to the extent that it continues in force in relation to this Order), His Excellency the Governor-General acting by and with the advice and consent of the Executive Council, hereby makes the following Order.

ORDER

1. This Order shall come into effect on 1 April 1975.
2. The area described in the Schedule to this scheme is hereby constituted a borough under the name of Tokoroa Borough (hereinafter referred to as "the borough").
3. The council of the borough shall comprise the mayor and 11 councillors.

4. The first election of the council of the borough shall be held on the date of the next triennial general election of members of local authorities following the constitution of the borough.

5. Until the council so elected takes office the council of the borough shall be an interim council and shall comprise 12 members being the persons who are members of the Tokoroa County Borough Committee immediately prior to the date of coming into force of the provisions of this scheme and the mayor of the borough shall be the person who immediately prior to that date held office as mayor under the provisions of the Tokoroa Town Empowering Act 1966.

6. Any vacancy occurring in the interim council shall be deemed to be an extraordinary vacancy and the provisions of the Local Elections and Polls Act 1966 as to the filling of extraordinary vacancies in a borough council shall apply.

7. The county clerk of the County of Matamata shall be the officer responsible for calling the first meeting of the interim council.

8. For a period of not less than 5 nor more than 10 years from the date of constitution of the borough, as determined by special order of the council of the borough, the system of rating in that part of the borough formerly comprising the Tokoroa County Town of Matamata County as described by special order of the Matamata County Council passed at an ordinary meeting of the council held on 18 January 1973 and confirmed at a meeting of the council on 15 February 1973, shall be the land value system, and for the remainder of the borough shall be the capital value system, and all rates shall be separately made and levied in those respective parts according to the system in force.

9. The council may apply, with the necessary modifications, for a period of not less than 5 nor more than 10 years from the date of constitution of the borough and within such area or areas of the borough as the council may from time to time determine by special order, the provisions of sections 111A to 111o of the Counties Act 1956 (which relate to differential rating) as if the borough were a county.

10. The transfer of any member of the staff of the Matamata County Council to the service of the council of the borough shall be deemed to be a transfer of a permanent employee within the meaning of section 4 of the Local Authorities (Employment Protection) Act 1963 and the provisions of that Act shall, with any necessary modifications, apply accordingly.

11. Except as otherwise provided in this Order, the borough shall have and may exercise all the powers which were previously exercised by the Matamata County Council in respect of the area described in the Schedule hereto, and the borough shall be subject to the same duties, obligations, and liabilities as were imposed on the Matamata County Council, in respect of the aforesaid area, and all actions, suits, and proceedings pending by or against the County of Matamata in respect of the aforesaid area may be carried on and prosecuted by or against the Corporation of the borough.

12. For the purposes of section 9 of the Local Authorities (Petroleum Tax) Act 1970:

- (a) The borough shall be deemed always to have been the district of a constituent local authority administered by a constituent local authority within the terms of the Local Authorities (Petroleum Tax) Act 1970;
- (b) The rate revenue of the deemed district for the previous financial year shall be deemed to be the sum of the rate revenue derived from the former Tokoroa County Town and the rate revenue derived from that part of the area of Matamata County within the said borough which was not formerly within the former Tokoroa County Town, and the rate revenue of the balance of that county shall be reduced by the latter amount.

13. All valuation rolls, electors' lists, electors' rolls, rate records, farmland rolls, rate postponement lists, and other rolls and lists in force within the area comprising the borough on the day immediately preceding the date of constitution of the borough shall be deemed to be the valuation rolls, electors' lists, electors' rolls, rate records, farmland rolls, rate postponement lists, and other rolls and lists of the borough until new valuation rolls, electors' lists, electors' rolls, rate records, farmland rolls, rate postponement lists, and other rolls and lists are made for the borough.

14. All bylaws in force within that area described in the Schedule hereto on the day immediately preceding the date of constitution of the borough shall be deemed to be