

ORDER

1. Title and commencement—(1) This order may be cited as the Wellington Region Constitution Order 1980.

(2) This order shall come into force on the 12th day of June 1980, except in so far as it is necessary for the constituent authorities to proceed with the election of the first members of the Council in terms of clause 5 of this order, and for matters incidental thereto.

2. Wellington Region—(1) There is hereby constituted a region to be called the Wellington Region (hereinafter referred to as "the region").

(2) The constituent districts of the region shall be the districts of:

- (a) The County of Hutt,
- (b) The City of Porirua,
- (c) The Borough of Tawa,
- (d) The City of Upper Hutt,
- (e) The City of Lower Hutt,
- (f) The Borough of Petone,
- (g) The Borough of Eastbourne,
- (h) The City of Wellington.

3. Wellington Regional Council—The council for the region shall be a regional council described as "The Wellington Regional Council" (hereinafter referred to as "the council").

4. Membership of Council—The council shall consist of 18 members of whom:

- (a) Two shall be elected by the electors of Hutt constituency, comprising the district of the County of Hutt;
- (b) Two shall be elected by the electors of Porirua constituency, comprising the district of the City of Porirua;
- (c) One shall be elected by the electors of Tawa constituency, comprising the district of the Borough of Tawa;
- (d) Two shall be elected by the electors of Upper Hutt constituency, comprising the district of the City of Upper Hutt;
- (e) Three shall be elected by the electors of Lower Hutt constituency, comprising the district of the City of Lower Hutt;
- (f) One shall be elected by the electors of Petone constituency, comprising the district of the Borough of Petone;
- (g) One shall be elected by the electors of Eastbourne constituency, comprising the district of the Borough of Eastbourne;
- (h) Six shall be elected by the electors of Wellington constituency, comprising the district of the City of Wellington.

5. First election of members—The first election of members shall be held in conjunction with the triennial general elections of members of local authorities to be held in October 1980.

6. First meeting of Council—(1) The first meeting of the council shall be held not later than 2 months after the date of the first election of members.

(2) The returning officer for the constituent district of the City of Wellington shall convene the first meeting of the council and shall preside at that meeting until the election of a chairman.

(3) That returning officer may do all things necessary for the convening of that meeting.

7. Functions—(1) In addition to the functions conferred by section 5 of the Town and Country Planning Act 1977 (which relates to regional planning), and section 266 of the Local Government Act 1974 (which relates to civil defence), the functions, rights, powers and duties conferred or imposed on the Wellington Regional Water Board (as constituted by the Wellington Regional Water Board Act 1972), hereinafter referred to as "the board", by any enactment shall be transferred to the council and the provisions of the Second Schedule to the Local Government Act 1974 shall apply where appropriate.

(2) The provisions of the Wellington Regional Water Board Act 1972, except sections 6, 8, 9, 11, 12, 13, 14, 15, 17, and 19 thereof, shall, with the necessary modifications, continue to apply to the functions transferred, and to the council in its conduct thereof.

(3) On the assumption of the functions of the Wellington Regional Water Board by the council, the board shall be dissolved.

8. Out-District—For the purposes of undertaking the functions of the Wellington Regional Water Board, any part of the Wellington Water Region, as described in the First Schedule to the Wellington Regional Water Board Act 1972, that extends beyond the region of the Wellington Regional Council at the agreed date of transfer shall, in terms of section 269 of the Local Government Act 1974, be an out-district under the jurisdiction of the council.

9. Committees—(1) Subject to section 104 of the Local Government Act, section 6 of the Town and Country Planning Act 1977, clause 10 of this order, and subclause (2) of this clause, the council may appoint such committees as it thinks fit.

(2) The council shall appoint and maintain a civil defence committee which shall include a nominee of the Director of Civil Defence, and a nominee of the Commissioner of Works.

10. Inter-Regional Committee—There shall be established and maintained a joint inter-regional committee of the Wellington Regional Council, and the Horowhenua United Council, to co-ordinate the regional planning of both councils, where appropriate.

11. Membership of Inter-Regional Committee—(1) The joint inter-regional committee established in terms of clause 10 of this order, shall consist of 3 members of the Wellington Regional Council, and 3 members of the Horowhenua United Council, appointed by each such council respectively, and a representative of each of such other local authorities as the Horowhenua United Council and the Wellington Regional Council jointly agree shall be represented.

(2) The committee shall, from time to time, appoint its own chairman and decide upon the period of such appointment. The chairman shall be chosen alternately from among the members of the Wellington Regional Council and the Horowhenua United Council, with the Wellington Regional Council members providing the chairman for the first term of office.

12. Functions and Expenditure of Inter-Regional Committee—(1) The functions of the joint inter-regional committee established in terms of clause 10 of this order, shall include the matters contained in section 6 (4) of the Town and Country Planning Act 1977, as appropriate.

(2) The expenditure of the joint inter-regional committee shall be met in accordance with the provisions of section 26 (6) of the Town and Country Planning Act 1977, as if, in that subsection, the reference to the uniting councils were a reference to the Wellington Regional Council and the Horowhenua United Council, the reference to the Regional Planning Authority were a reference to the joint inter-regional committee established under this order, and the words "and the amount to be paid at any time by any council in accordance with the apportionment shall be recoverable as a debt due to the principal Council" were deleted and substituted by the words "between the Horowhenua United Council and the Wellington Regional Council."

(3) The vesting of the functions in the joint inter-regional committee in terms of this clause shall not be deemed to limit the functions vested in the regional planning committees of the Wellington Regional Council and the Horowhenua United Council by section 6 (4) of the Town and Country Planning Act 1977.

13. Rating—Subject to the provisions of section 133 of the Local Government Act 1974, the system of rating to be applied by the council shall be the land value system.

14. The Horowhenua United Council referred to in this order means that council constituted by force of the Order in Council dated 26 May 1980.

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

Adding Land to Abel Tasman National Park

KEITH HOLYOAKE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 19th day of May 1980

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 10 of the National Parks Act 1952, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby declares that the land described in the First and Second Schedules hereto shall, as from the date hereof, be added to and form part of Abel Tasman National Park, and shall hereafter be managed, administered, and dealt with by the Abel Tasman National Park Board in accordance with the provisions of the said Act.

FIRST SCHEDULE

NELSON LAND DISTRICT—GOLDEN BAY COUNTY

8,6700 hectares, more or less, being Section 37, Square 12, situated in Block III, Totaranui Survey District. S.O. Plan 12399.