

(2) This order shall come into force on the 1st day of April 1983.

2. Boundaries of Piako County and Te Aroha Borough altered—The boundaries of Piako County and Te Aroha Borough shall be altered by:

- (a) Excluding from Piako County and including in Te Aroha Borough the areas described in the First Schedule to this order; and
- (b) Excluding from Te Aroha Borough and including in Piako County the area described in the Second Schedule to this order.

3. Ridings—The area described in the Second Schedule to this order shall form part of the Te Aroha Riding in Piako County.

4. Transitional provisions—The Te Aroha Borough Council, in respect of the areas described in the First Schedule to this order, and the Piako County Council in respect of the area described in the Second Schedule to this order:

- (a) Shall have and may exercise and be responsible for all the powers, duties, acts of authority, and functions which were previously exercised, or which would have been so exercised, by the territorial authority from whose district the area or areas are hereby excluded;
- (b) Shall have and may exercise and be responsible for all liabilities, obligations, engagements, and contracts which previously were, or which would have been, the responsibility of the territorial authority from whose district the area or areas are hereby excluded;
- (c) Shall have and may exercise and be responsible for all actions, suits, and proceedings pending by or against, or which would have been the responsibility of, the territorial authority from whose district the area or areas are hereby excluded;
- (d) Shall succeed to the bylaws which are in force and which are applicable to the authority's altered circumstances and, until revoked or altered by such authority, every such bylaw shall remain in force in the area in which it was in force immediately before the alteration of boundaries; and every bylaw which cannot be restricted to the area shall be deemed inapplicable and revoked in respect of the area by the alteration of boundaries;
- (e) Shall succeed to all rates or levies and other money payable to the territorial authority from whose district the area or areas are hereby excluded;
- (f) Shall succeed to the valuation rolls, electoral rolls, and rate records in force in the area, and these shall remain in force until such rolls or records are made for it and until that time Part IX of the Rating Act 1967 shall apply as if the district in which that area or those areas were included was the district of a special purpose authority and the areas from which it was formed were constituent districts.

5. Vesting of land—The corporation of Te Aroha Borough in respect of the areas described in the First Schedule to this order, and the corporation of Piako County in respect of the area described in the Second Schedule to this order, shall have vested in it, subject to all existing encumbrances, all land in the areas vested in the corporation of the territorial authority from which the area or areas are excluded.

6. Mayor, chairman and principal administrative officer—The mayor and principal administrative officer of the Te Aroha Borough Council shall exercise the duties, powers, and functions of the chairman and principal administrative officer of the Piako County Council in respect of the areas described in the First Schedule to this order, and the chairman and principal administrative officer of the Piako County Council shall exercise the duties, powers, and functions of the mayor and principal administrative officer of the Te Aroha Borough Council in respect of the area described in the Second Schedule to this order.

7. Creditors—Subject to section 37F of the Local Government Act 1974, the rights or interests of creditors of any district affected by this order shall not be affected.

8. Rating—The system of rating in the areas described in the First and Second Schedules to this order shall continue to be the land value system.

FIRST SCHEDULE

FIRSTLY, being all that land in the South Auckland Land District containing 4.4973 hectares, more or less, bounded by a line commencing at a point being the northernmost corner of Lot 15, D.P. 17828, situated in Block IX, Aroha Survey

District, and proceeding south-easterly along the north-eastern boundary of the said Lot 15, across Aroha View Avenue to and along the north-eastern boundary of Lot 31, D.P. 17828, to its easternmost corner; thence south-westerly along the south-eastern boundaries of Lots 30, 29, 28, 27, 26, 25, 24, 23, 22, 21, 20, 19, 18 and 17, D.P. 17828, to the north-eastern side of Bossoms Road; thence north-westerly along that north-eastern side, across Aroha View Avenue to the westernmost corner of Lot 1, D.P. 33776; thence north-easterly along the south-eastern boundaries of part Section 78, Block IX, Aroha Survey District, to the point of commencement.

Secondly, being all that land in the South Auckland Land District, containing 2.8100 hectares, more or less, bounded by a line commencing at the south-eastern corner of Lot 1, D.P. 27534, situated in Block IX, Aroha Survey District, and proceeding due west along the southern boundary of the said Lot 1 and its production to the north-western side of State Highway 26 (Waihou Road); thence north-easterly along that north-western side and its production to the north-eastern side of State Highway 26 (Stanley Avenue); thence south-easterly along that north-eastern side to a point at right angles to the easternmost corner of Lot 2, D.P. S. 17116; thence south-westerly to that corner and along the south-eastern boundaries of Lot 2, D.P. S. 17116, and Lots 4, 3, 2 and 1, D.P. 27534, to the point of commencement.

SECOND SCHEDULE

BEING all that land in the South Auckland Land District containing 131 hectares, more or less, bounded by a line commencing at the northern corner of Section 14E, Block IX, Aroha Survey District, and proceeding south-easterly along the north-eastern boundaries of Sections 14E, 14F, 14G and 14H, Block IX, aforesaid, to and south-westerly along the south-eastern boundary of the aforesaid Section 14H to a point being the southern intersection of the said boundary with the middle of the Haehaenga Stream; thence southerly down the middle of that stream to a point in line with the middle of the Waihou River; thence north-westerly down the middle of that river to a point in line with the north-western boundary of Section 14E aforesaid; thence north-easterly to and along that boundary to the point of commencement.

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

(I.A. 103/5/358)

The Town and Country Planning (Marlborough Regional Planning Scheme: Section One) Order 1982

DAVID BEATTIE, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 12th day of September 1982

Present:

THE RIGHT HON. D. MACINTYRE PRESIDING IN COUNCIL

PURSUANT to sections 15 and 16 of the Town and Country Planning Act 1977, the Governor-General, acting by and with the consent of the Executive Council, hereby makes the following order.

ORDER

1. Title and Commencement—(1) This order may be cited as the Town and Country Planning (Marlborough Regional Planning Scheme: Section One) Order 1982.

(2) This order shall come into force on the 30th day of September 1982.

2. Section One of the Marlborough Regional Planning Scheme approval—Section One of the Marlborough Regional Planning Scheme as prepared in accordance with the provisions of the Town and Country Planning Act 1977 by the Marlborough United Council in 1981, and held in the office of the Commissioner of Works under reference number MAR 12, is hereby approved.

3. Commencement of Section One of the Marlborough Regional Planning Scheme—Section One of the Marlborough Regional Planning Scheme as approved by clause 2 of this Order shall come into force on the 30th day of September 1982.

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

(P.W. T.P. 150/18/0/1)