

(2) For all accounting and other financial purposes, except those relating to the levying of rates, the union shall be deemed to have taken place at the commencement of the financial year in which the provisions of this order come into force and, except as otherwise provided in this order all administrative accounts, works and services accounts and special fund accounts of the uniting authorities shall be merged to operate as accounts of the district council and they shall be so amalgamated by the 31st day of March next ensuing after the date of the union:

Provided that for the year ending 31 March 1987 the united district shall for the purposes of accounting and other financial purposes be divided into two divisions as follows:

- (a) The Queenstown Division, comprising the area of the former Queenstown Borough; and
- (b) The Lake Division, comprising the area of the former Lake County.

(3) The special funds of the uniting authorities shall be expended only for the purposes for which they were set aside and, after provision has been made for all liabilities, for the benefit of the district of the uniting authority in which they originated, and money required to be paid into any other special fund to meet any deficiency shall be found from within the district of the uniting authority in respect of which that special fund originated.

10. Clutha - Central Otago United Council—(1) The district council shall appoint to the Clutha - Central Otago United Council:

- (a) Two members who shall be appointed solely by the district council; and
- (b) One member who shall be appointed jointly by the district council and the Arrowtown Borough Council.

(2) The two members appointed by the former Lake County Council, and the one member appointed jointly by the former Queenstown Borough and the Arrowtown Borough Councils to the Clutha - Central Otago United Council shall continue as members of the Clutha - Central Otago United Council until such time as new members are appointed in accordance with subclause (1) of this clause following the 1986 triennial general elections of local authorities to be held on 11 October 1986.

(3) For the purposes of meeting the net expenditure of the Clutha - Central Otago United Council the district council shall be the successor to the uniting authorities.

11. Town and Country Planning—(1) The district planning schemes and scheme statements and codes of ordinances in force in each of the uniting authorities shall be deemed to be the district planning scheme and scheme statement and code of ordinances of the district council, and shall be effective in the areas to which they were applicable immediately prior to the date of the union.

(2) The district council shall not be required to forthwith prepare a new district scheme for the united district, but shall proceed to complete a review of the existing district schemes by the date when such review of these schemes is currently required and shall at that time prepare a scheme for the united district.

12. Petroleum Tax—For the purposes of Part XI of the Local Government Act 1974 the council of the united district shall be the successor of the uniting authorities.

13. Vesting of land—The corporation of the united district shall in respect of the districts of the uniting authorities have vested in it, subject to all existing encumbrances, all land vested in the corporations of the districts of the uniting authorities.

14. Mayor—The Mayor of the united district shall exercise the duties, powers and functions of the Mayor and Chairman of the uniting authorities.

15. Principal Administrative Officer—The Principal Administrative Officer of the district council shall be the Principal Administrative Officer of the uniting authorities as at the date of union, and shall exercise the duties, powers and functions of the Principal Administrative Officer of the uniting authorities.

16. Transfer of responsibilities—Except as otherwise provided in this order, the council of the united district, in respect of the districts of the uniting authorities:

- (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 uniting authorities;
- (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 uniting authorities;
- (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 uniting authorities;

(d) Shall succeed to the bylaws which are in force in the districts of the uniting authorities and which are applicable to the united district's circumstances and, until revoked or altered by the district council of the united district, every such bylaw shall remain in force in the area in which it was in force immediately before the union; and every bylaw which cannot be restricted to the area in which it was in force immediately before the union or which is not applicable to the united district's circumstances shall be deemed inapplicable and revoked by the union;

(e) Shall succeed to all rates and levies, and other money payable to the uniting authorities;

(f) Shall succeed to the valuation rolls, electoral rolls, and rate records in force in the districts of the uniting authorities, and these shall remain in force in the united district until such rolls or records are made by the council of the united district, and until that time Part IX of the Rating Act 1967 shall apply as if the united district was the district of a special purpose authority and the areas from which it was formed were constituent authorities.

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

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

35

Bruce County-Milton Borough-Kaitangata Borough Union Order 1986

PAUL REEVES, Governor-General
ORDER IN COUNCIL

At Wellington this 4th day of August 1986

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 36 of the Local Government Act 1974, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following order:

ORDER

1. Title and commencement—(1) This order may be cited as the Bruce County-Milton Borough-Kaitangata Borough Union Order.

(2) This order shall come into force on the day after the Returning Officer, pursuant to the Local Elections and Polls Act 1976, declares the result of the election of the members of the district council following the triennial general election of members of local authorities to be held on 11 October 1986; except so far as it may be necessary to provide for that election.

(3) The Principal Administrative Officer holding office pursuant to clause 15 of this order shall inform the Secretary for Local Government of the date on which the Returning Officer declares the result of the election of the members of the district council.

2. Constitution—(1) The districts of the County of Bruce, the Borough of Milton and the Borough of Kaitangata shall be united into one district to be known as the Bruce District (hereinafter referred to as "the united district").

(2) The Bruce County Council, the Milton Borough Council, and the Kaitangata Borough Council (hereinafter referred to as "the uniting authorities"), shall be dissolved.

(3) All ridings of the former Bruce County shall be abolished.

(4) There shall be a council for the united district to be known as the "Bruce District Council" (hereinafter referred to as "the district council").

3. Wards—There shall be constituted 6 wards for the united district to be known as follows:

- (a) The Milton Ward, comprising the area of the former Borough of Milton;
- (b) The Waiholā Ward, comprising the area of the Waiholā Riding of the former Bruce County;
- (c) The Balmoral Ward, comprising the area of the Balmoral Riding of the former Bruce County;
- (d) The Kaitangata Ward, comprising the area described in the Schedule to this order;
- (e) The Tokomairiro Ward, comprising the area described in the Schedule to this order;
- (f) The Matau Ward, comprising the area described in the Schedule to this order.