



THE NEW ZEALAND GAZETTE

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*Waimate West County - Manaia Town District Union Order
1987*

PAUL REEVES, Governor-General
ORDER IN COUNCIL

At Wellington this 14th day of September 1987

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 Waimate West County - Manaia Town District Union Order 1987.

(2) This order is to come into force on 1 October 1987.

2. Constitution—(1) The districts of Waimate West County and Manaia Town District are hereby united into one district to be known as the Waimate Plains District (hereinafter referred to as "the united district").

(2) The Waimate West County Council and the Manaia Town Council (hereinafter referred to as "the uniting authorities") are hereby dissolved.

(3) There is hereby constituted a council for the united district to be known as the "Waimate Plains District Council" (hereinafter referred to as "the district council").

3. Membership of Council—(1) Subject to subclause (2) of this clause, the district council shall comprise 9 members elected by the electors of the district as a whole.

(2) Until the general election of the district council to be held in 1989, the district council shall comprise the members of the uniting authorities holding office immediately prior to the coming into effect of this order.

(3) The district council is to have a chairman who shall be elected by the council from among its members.

4. Taranaki United Council—(1) The district council is to appoint one member to the Taranaki United Council.

(2) For the purpose of membership of the Taranaki United Council, the member appointed jointly by the uniting authorities is to continue in office until such time as a successor is appointed.

5. Chairman and Principal Administrative Officer—(1) The Chairman of the district council shall exercise the duties, powers, and functions of the Chairmen of the uniting authorities;

(2) The Principal Administrative Officer of the district council shall be the County Manager of the former Waimate West County Council, who shall exercise the duties, powers, and functions of the Principal Administrative Officers of the uniting authorities.

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

(1) 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;

(2) 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;

(3) 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;

(4) 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, 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;

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

(6) 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 district council, and until that time Part IX of the Rating Act 1967 is to apply as if the united district was the district of a special purpose authority and the areas from which it was formed were constituent districts.

7. Finance—(1) Except as otherwise provided in this order the accounts of the district council shall be kept in accordance with the provisions of the Local Government (Territorial Authorities) Accounting Regulations 1979.

(2) For all accounting and other financial purposes the union shall be deemed to have taken place at the commencement of the financial year in which the order comes into force.