

Signed at Wellington this 10th day of October 1989.

D. J. BUTCHER, Minister of Energy.

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## Electric Power Boards Act 1925

### Merger of the Electric Supply Districts of the King Country Electric Power Board and the Electricity Department of the Taumarunui Borough Council

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 11th day of September 1989

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

Pursuant to the Electric Power Boards Act 1925, and 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. Interpretation**—In this order, unless the context otherwise requires:

“Board” means the King Country Electric Power Board;

“Council” means the Taumarunui Borough Council.

**2. Merger of district**—The licensed area of supply of the Electricity Department of the council, as defined in the Taumarunui Borough Council Electricity Supply Licence 1984 dated 20 March 1985 and published in the *New Zealand Gazette* on 28 March 1985 at page 1141, is hereby included and merged in the board's electric power district and the board shall exercise all rights and undertake all obligations previously exercised by the council in carrying on its electricity undertaking.

#### 3. Representation

(a) On the date of the merger, the licensed area of supply of the Council shall become a constituent district of the Board which from that date shall consist of eleven members.

(b) The King Country Electric Power District Representation Order 1974 dated 2 September 1974 and published in the *New Zealand Gazette* on 12 September 1974 at page 1907, is hereby amended by deleting the reference in the Schedule to “Part Taumarunui Borough” and substituting the following:

(Constituent Districts)	(Number of Representatives)
“Taumarunui Borough	3”

(c) The three representatives of the Taumarunui Borough Council constituent district on the Board shall comprise:

- (i) Two members to be appointed by the council; and
- (ii) The sitting member representing part Taumarunui Borough prior to the date of the merger.

The three members shall hold office until the 30th day of June 1991.

**4. Consideration**—The consideration to be paid by the board to the council, with effect of the date of merger, for disturbance of the electricity undertaking, property and assets, as defined in the Schedule hereto shall be the sum of seven hundred and fifty thousand dollars (\$750,000)

**5. Disposition of assets and liabilities**—On the date of merger the board shall take over from the council the electricity undertaking, and property and assets described in the Schedule hereto.

All liabilities of any kind whatsoever incurred by the council up to the date of completion shall remain liabilities of the council only. Thereafter, the board shall take over all the liabilities of the Electricity Department of the council including liability for current loans relating to the expenditure on assets being taken over by the board.

**6. Consumers**—At the date of the effect of the merger, the consumers of the board and the Council shall be treated as existing consumers of the combined undertaking.

#### a. Tariffs

The tariff schedule of the board which was in effect prior to the date of the merger, shall become the tariff schedule of the combined undertaking at the date of the effect of the merger.

#### b. Deposits

Deposits held for any consumer by the board and the council prior to the date of the merger, shall, within one calendar month after the settlement of the last electricity account after the date of the merger, be either:

- (i) Vested with the combined undertaking (the term of any deposit shall not, subject to the provisions of Electrical Supply Regulation 20 (7), exceed two years from the date of the original lodgement of the deposit with the board or council); or
- (ii) Refunded in full to each consumer for whom a deposit is held by either or both the board or the council.

**7. Staff**—The board shall continue to employ, as required by the Local Authorities (Employment Protection) Act 1963, all persons permanently employed in the council's electricity undertaking at the date of merger who elect to continue in that employment.

**8. Date of merger**—The merger shall take effect from 1 April 1989.

#### Schedule

The whole of the council's electricity undertaking for the supply of electricity to the council's consumers together with all property and assets whether real or personal, all stock, chattels and things owned, and all rights of all kinds belonging to the Electricity Department of the Council in connection with the said electrical undertaking.

MARIE SHROFF, Clerk of the Executive Council.

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### Constitution of the Manawatu-Tararua Electric Power Board

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 28th day of August 1989

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

Whereas by Proclamation, dated the 29th day of November 1921 and published in the *Gazette* on the 1st day of December 1921, the Manawatu-Oroua Electric Power District as therein described was duly constituted as an electric power district within the meaning of the Electric Power Boards Act 1925:

And whereas by Proclamation, dated the 18th day of March 1922 and published in the *Gazette* on the 23rd day of March 1922, the Tararua Electric Power District as therein described was duly constituted as an electric power district within the meaning of the Electric Power Boards Act 1925:

And whereas the districts controlled by the Manawatu-Oroua Electric Power Board and the Tararua Electric Power Board have since the respective dates of the constitution of the Boards been extended, modified and amended:

And whereas it is desirable to unite the electric undertakings and districts of the Manawatu-Oroua Electric Power Board and the Tararua Electric Power Board under a new electric power board to be hereby constituted under the Electric Power Boards Act 1925:

And whereas by special order of the Manawatu-Oroua Electric Power Board, confirmed on the 19th day of June 1989 and by special order of the Tararua Electric Power Board, confirmed