

(a) Three members shall be elected by the electors of the Dargaville Ward; and

(b) Two members shall be elected by the electors of the Pouto Ward; and

(c) Two members shall be elected by the electors of the Ruawai Ward; and

(d) Three members shall be elected by the electors of the Otamatea Ward.

### 89 FIRST ELECTION

(1) For the purposes of the first election of the Kaipara District Council, the Returning Officer and the principal administrative officer for the Kaipara District shall be, respectively, the Returning Officer and the principal administrative officer for the Otamatea County.

(2) The first election of the Kaipara District Council shall be conducted by postal vote.

### 90 FIRST MEETING

The first meeting of the Kaipara District Council—

(a) Shall be convened by the principal administrative officer of that Council; and

(b) Shall be held no later than the 14th day of November 1989.

### 91 CHIEF EXECUTIVE

(1) The Chief Executive of the Kaipara District Council shall be the person appointed to that position in accordance with clause 106 of this order.

(2) The Chief Executive shall be the principal administrative officer of the Kaipara District Council.

### 92 FUNCTIONS, DUTIES, AND POWERS

The functions, duties, and powers of the Kaipara District Council shall be:

(a) The functions, duties, and powers of a territorial authority under—

(i) The Local Government Act 1974; and

(ii) Any other public Act relating to the Kaipara District Council or any of the former authorities; and

(iii) Any local Act relating to the Kaipara District Council or any of the former authorities; and

(b) The functions, duties, and powers of an administering body under the Reserves Act 1977 in respect of the reserves being administered by the former authorities immediately before the coming into force of this clause.

### 93 ADMINISTRATION HEADQUARTERS

The administration headquarters of the Kaipara District Council shall be located in Dargaville.

### 94 SERVICE DELIVERY CENTRE

The Kaipara District Council shall, at least until the 1st day of November 1995, establish and maintain a service delivery centre in Paparoa, in accordance with the provisions of the Third Schedule to this order.

### 95 RAUPO DRAINAGE AREA

(1) The area of the former Raupo Drainage District is hereby deemed to be a drainage area constituted under section 504 of the Local Government Act 1974 to be known as "The Raupo Drainage Area".

(2) The Kaipara District Council shall establish and maintain a committee to be known as "The Raupo Drainage Committee" which shall comprise not less than four persons who are ratepayers in respect of the Raupo Drainage District.

(3) The functions of the Raupo Drainage Committee shall be:

(a) To express the views of the ratepayers of the Raupo Drainage District to the Kaipara District Council; and

(b) To perform such functions and exercise such powers, in respect of the Raupo Drainage Area, as may from time to time be delegated to it by the Kaipara District Council.

### 96 COMMUNITIES

(1) There is hereby constituted a community for each of the following:

(a) The area of the Dargaville Ward, to be known as "The Dargaville Community"; and

(b) The area of the Pouto Ward, to be known as "The Pouto Community"; and

(c) The area of the Ruawai Ward, to be known as "The Ruawai Community"; and

(d) The area of the Otamatea Ward, to be known as "The Otamatea Community".

(2) The community board for each community constituted by subclause (1) of this clause shall consist of:

(a) Six members elected by the electors of the community; and

(b) The persons elected from time to time as members of the Kaipara District Council, representing the ward comprising the area of the community, and appointed by the Kaipara District Council to the community board.

(3) The Returning Officer for the first election of the community boards for those communities constituted by this clause shall be the Returning Officer for the Otamatea County.

(4) The first election of the community boards for those communities constituted by this clause shall be conducted by postal vote.

### 97 RATING

(1) The system of rating in the Kaipara District shall be the land value system.

(2) Until the Valuer-General is able to produce a valuation roll for the Kaipara District, Part XIV of the Rating Powers Act 1988 shall apply as if the Kaipara District was the district of a special purpose authority and the areas from which it was formed were constituent districts.

### 98 TOWN AND COUNTRY PLANNING

(1) The Kaipara District Council shall not be required to prepare a new district scheme, immediately, for the Kaipara District.

(2) The operative district schemes and the proposed district schemes under the Town and Country Planning Act 1977 of the former authorities shall be deemed to be the operative district scheme, or as the case may be, the proposed district scheme, of the Kaipara District.

(3) Where any former authority had, prior to its dissolution, begun the preparation of any review of its district scheme or any change or variation thereof, then, subject to any resolution of the Kaipara District Council to the contrary, all such preparation shall be deemed to have been done by, or on behalf of, the Kaipara District Council and may be adopted and acted upon by it.

(4) Where before the coming into force of this order any application had been made to any former authority by any person pursuant to any provision of the Town and Country Planning Act 1977, and:

(i) No hearing by that former authority or any committee thereof had begun of such application or any objection thereto, the application shall be deemed to have been made to the Kaipara District Council and shall be dealt with by it accordingly; or

(ii) Such application had been heard or otherwise disposed of by such former authority and either the time for any appeal against such decision had not expired or notice of appeal had been given, any such appeal shall be deemed to be against the Kaipara District Council; or