

the context otherwise requires, be read as a reference to "The Clutha District Council".

### 156 TRANSITIONAL COMMITTEE

(1) The local authorities named in subclause (2) of this clause shall unite in appointing a transitional committee for the Clutha District.

(2) The local authorities to which this clause applies shall be:

- (a) The Balclutha Borough Council; and
- (b) The Bruce District Council; and
- (c) The Clutha County Council; and
- (d) The Lawrence Borough Council; and
- (e) The Tapanui Borough Council; and
- (f) The Tuapeka County Council.

### 157 MEMBERSHIP OF TRANSITIONAL COMMITTEE

The transitional committee for the Clutha District shall consist of:

- (a) Two members appointed by the Balclutha Borough Council; and
- (b) Two members appointed by the Bruce District Council; and
- (c) Two members appointed by the Clutha County Council; and
- (d) Two members appointed by the Lawrence Borough Council; and
- (e) Two members appointed by the Tapanui Borough Council; and
- (f) Two members appointed by the Tuapeka County Council; and
- (g) One officer appointed by each local authority named in clause 156(2) of this order, who shall be non-voting members of the transitional committee; and
- (h) The Chief Executive designate, when appointed in accordance with clause 160 of this order, who shall be a non-voting member of the transitional committee; and

(i) One member appointed by the New Zealand Council of Trade Unions, being an employee of a local authority named in clause 156(2) of this order, who shall be a non-voting member of the transitional committee.

### 158 NO CASTING VOTE

The Chairperson of the transitional committee for the Clutha District or other person presiding at any meeting of the committee shall not have a casting vote in the case of equality of votes.

### 159 EXCLUSION OF NON-VOTING MEMBERS

The transitional committee for the Clutha District may resolve to exclude any non-voting member of that committee from any meeting or part of a meeting where it proposes to consider any matter that affects that member personally.

### 160 OBLIGATION OF TRANSITIONAL COMMITTEE TO APPOINT CHIEF EXECUTIVE

The transitional committee for the Clutha District shall appoint a person to be the Chief Executive of the Clutha District Council.

### 161 PRINCIPAL LOCAL AUTHORITY

The principal local authority for the transitional committee for the Clutha District shall be the Bruce District Council.

### 162 COSTS OF TRANSITIONAL COMMITTEE

The costs of the transitional committee for the Clutha District (including the costs of providing administrative services to it)

shall be borne and paid by the local authorities named in clause 156(2) of this order either:

(a) In accordance with a formula agreed to by that committee; or

(b) If there is no such agreement, in accordance with the following formula—

The proportion of those costs to be borne and paid by each local authority shall equal the proportion the population (as at the time of the Census of Population and Dwellings held on the 4th day of March 1986) of:

- (i) The district of that local authority; or
- (ii) Those parts of the district of that local authority to be included in the Clutha District,

as the case may be, bears to the total of the populations (as at the time of that census) of all the districts of the local authorities or parts of the districts of the local authorities to be included in the Clutha District.

### 163 CONSULTATION WITH ADMINISTERING AUTHORITIES OF RESERVES

(1) The transitional committee for the Clutha District shall consult with each administering body under the Reserves Act 1977 for each reserve whose functions, duties, and powers are, by this order, allocated to the Clutha District Council.

(2) The consultation shall be for the purpose of discussing the possible establishment of a committee of management for each reserve being administered by those administering authorities.

(3) Where, following the consultation, the transitional committee for the Clutha District considers it desirable that any committee or committees of management be established, the transitional committee shall recommend to the Clutha District Council that it establish such a committee or committees of management.

## PART VIII

### *Otago Harbour Board*

### 164 VESTING OF PROPERTY

(1) This clause shall apply to that property, real and personal, vested in the Otago Harbour Board as at the 31st day of October 1989.

(2) Subject to subclauses (6), (8), (9) and (10) of this clause, all property:

(a) Which is vested in the Otago Harbour Board as at the 31st day of October 1989; and

(b) Which is situated within the area of the Dunedin City constituted by this order; and

(c) Which—

- (i) Is a reserve under the Reserves Act 1977; or
- (ii) Is principally used for recreational purposes, whether or not it is a reserve under the Reserves Act 1977; or
- (iii) Is a marina, wharf, jetty, boat ramp or other harbour facility used principally for recreational purposes; or
- (iv) Is an item of plant or equipment used principally in association with the maintenance, use or operation of the facilities referred to in subparagraphs (i), or (ii) or (iii) of this paragraph,

is hereby vested in the Dunedin City Council for the purpose for which it is so reserved, or, where there is no such purpose, for the purposes of any function transferred by this order to the Dunedin City Council.

(3) Subject to subclauses (6), (8), (9) and (10) of this clause, all that property which is vested in the Otago Harbour Board as at the 31st day of October 1989 which is situated in the Dunedin City as constituted by this order, and which is adjacent to any harbour or the sea is hereby vested in the Dunedin City Council.