

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

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

(b) The functions, duties, and powers of a harbour board in respect of the provision and maintenance of those marinas, wharves, jetties, boat ramps and other harbour facilities formerly the responsibility of the Auckland Harbour Board and transferred to it by Part X of this order; and

(c) 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.

### **162 ADMINISTRATION HEADQUARTERS**

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

### **163 RATING**

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

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

### **164 TOWN AND COUNTRY PLANNING**

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

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

(4) Where before the coming into force of this clause 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:

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

(b) Such application had been heard or otherwise disposed of by that 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 Papakura District Council; or

(c) Such application had been either partly or fully heard or considered by that former authority but no decision hereon had been given the application shall be heard or considered again by the Papakura District Council or, as the case may require, a committee or delegate thereof.

### **165 CIVIL DEFENCE**

The operative local civil defence plans for the districts of the former authorities shall continue in force in the respective parts of the Papakura District until a new plan is approved for the Papakura District, in accordance with the Civil Defence Act 1983.

### **166 VESTING OF PROPERTY**

(1) Subject to clause 144(3) of this order, all property, real and personal, vested in the corporation of any former authority and situated in the Papakura District is hereby vested in the corporation of the Papakura District Council, subject to all existing encumbrances.

(2) All property, real and personal, vested in the corporation of any former authority, other than the Manukau City Council and the Franklin County Council, and situated in a district in which that former authority is not also a former authority, is hereby vested in the corporation of the Papakura District Council, subject to all existing encumbrances.

### **167 TITLE TO PROPERTY**

Any reference, express or implied, to any former authority in any instrument or other document, or in any entry or record made in any register in relation to any property vested in the Papakura District Council by clause 166 of this order shall, unless the context otherwise requires, be read as a reference to "The Papakura District Council".

### **168 TRANSITIONAL COMMITTEE**

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

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

(a) The Papakura City Council; and

(b) The Manukau City Council; and

(c) The Franklin County Council.

### **169 MEMBERSHIP OF TRANSITIONAL COMMITTEE**

The transitional committee for the Papakura District shall consist of:

(a) Three members appointed by the Papakura City Council; and

(b) One member appointed by the Manukau City Council; and

(c) One member appointed by the Franklin County Council; and

(d) One officer appointed by each local authority named in clause 168(2) of this order, who shall be non-voting members of the transitional committee; and

(e) The Chief Executive designate, when appointed in accordance with clause 172 of this order, who shall be a non-voting member of the transitional committee; and

(f) One member appointed by the New Zealand Council of Trade Unions, being an employee of a local authority named in clause 168(2) of this order, who shall be a non-voting member of the transitional committee.

### **170 NO CASTING VOTE**

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

### **171 EXCLUSION OF NON-VOTING MEMBERS**

The transitional committee for the Papakura 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.

### **172 OBLIGATION OF TRANSITIONAL COMMITTEE TO APPOINT CHIEF EXECUTIVE**

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