

(e) The Otaio Ward, comprising the area delineated on S.O. Plan No. 18111 deposited with the Chief Surveyor of the Canterbury Land District:

(f) The Makikihi Ward, comprising the area delineated on S.O. Plan No. 18112 deposited with the Chief Surveyor of the Canterbury Land District:

(g) The Waimate Ward, comprising the area delineated on S.O. Plan No. 18113 deposited with the Chief Surveyor of the Canterbury Land District:

(h) The Deep Creek Ward, comprising the area delineated on S.O. Plan No. 18114 deposited with the Chief Surveyor of the Canterbury Land District:

(i) The Lower Waihao Ward, comprising the area delineated on S.O. Plan No. 18115 deposited with the Chief Surveyor of the Canterbury Land District:

233 MEMBERSHIP

(1) The Waimate District Council shall consist of a Mayor and 13 members.

(2) Subject to the provisions of the Local Elections and Polls Act 1976, and the Local Government Act 1974, the Mayor, and those members of the Waimate District Council who were first elected on the 29th day of March 1989 to represent:

- (a) The Hakataramea Ward; and
- (b) The Upper Pareora Ward; and
- (c) The Upper Waihao Ward; and
- (d) The Lower Pareora Ward; and
- (e) The Otaio Ward; and
- (f) The Makikihi Ward; and
- (g) The Waimate Ward; and
- (h) The Deep Creek Ward; and
- (i) The Lower Waihao Ward,

shall continue in office until the triennial general election of members of local authorities to be conducted in October 1992.

234 FIRST MEETING

The first meeting of the Waimate 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.

235 CHIEF EXECUTIVE

(1) The Chief Executive of the Waimate District shall be the person holding the position of Chief Executive of the former Waimate District Council immediately before the coming into force of this clause.

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

236 FUNCTIONS, DUTIES, AND POWERS

The functions, duties, and powers of the Waimate 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 Waimate District Council or any of the former authorities; and
- (iii) Any local Act relating to the Waimate District Council or any of the former authorities; and

(b) The functions, duties, and powers of the Elephant Hill River Board pursuant to the River Boards Act 1908; and

(c) The functions, duties, and powers of the Wainono Drainage Board pursuant to the Land Drainage Act 1908; and

(d) The functions, duties, and powers of an administering body under the Reserves Act 1977 in respect of the reserves

being administered by the former authority immediately before the coming into force of this clause.

237 WAINONO DRAINAGE AREA

The area of the former Wainono Drainage District is hereby deemed to be a drainage area constituted under section 504 of the Local Government Act 1974.

238 ADMINISTRATION HEADQUARTERS

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

239 RATING

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

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

240 FINANCIAL DIVISIONS AND FINANCE

Notwithstanding anything in this order, the provisions of clause 10 of the Waimate Borough-Waimate County Union Order 1988 relating to financial divisions, loan liabilities, and the special funds of the former Waimate District, shall continue to apply within the Waimate District until the 30th day of June 1993.

241 TOWN AND COUNTRY PLANNING

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

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

(3) Where the 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 Waimate District Council to the contrary, all such preparation shall be deemed to have been done by, or on behalf of, the Waimate 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 the 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 thereof had begun of such application or any objection thereto, the application shall be deemed to have been made to the Waimate 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 Waimate District Council; or

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

242 CIVIL DEFENCE

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