

corporation of the Napier City Council, subject to all existing encumbrances.

### 65 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 Napier City Council by clause 64 of this order shall, unless the context otherwise requires, be read as a reference to "the Napier City Council".

### 66 TRANSITIONAL COMMITTEE

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

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

- (a) the Napier City Council; and
- (b) the Hawke's Bay County Council.

### 67 MEMBERSHIP OF TRANSITIONAL COMMITTEE

The transitional committee for the Napier City shall consist of:

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

(b) Two members appointed by the Hawke's Bay County Council; and

(c) One officer to be appointed by each local authority named in clause 66(2) of this clause who shall be non-voting members of the transitional committee; and

(d) The Chief Executive designate, when appointed in accordance with clause 70 if this order, who shall be a non-voting member of the transitional committee; and

(e) One member appointed by the New Zealand Council of Trade Unions, being an employee of a local authority named in clause 66(2) of this order, who shall be a non-voting member of the transitional committee.

### 68 NO CASTING VOTE

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

### 69 EXCLUSION OF NON-VOTING MEMBERS

The transitional committee for the Napier City 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.

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

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

### 71 PRINCIPAL LOCAL AUTHORITY

The principal local authority for the transitional committee for the Napier City shall be the Napier City Council.

### 72 COSTS OF TRANSITIONAL COMMITTEE

The costs of the transitional committee for the Napier City (including the costs of providing administrative services to it) shall be borne and paid by the local authorities named in clause 66(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 that 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 Napier City,

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

### 73 CONSULTATION WITH PETANE DOMAIN BOARD

(1) The transitional committee for the Napier City shall consult with the Petane Domain Board.

(2) The consultation shall be for the purpose of discussing the possible establishment of a committee of management for the Petane Domain.

(3) Where, following that consultation, the transitional committee for the Napier City considers it desirable that a committee of management be established, the transitional committee shall recommend to the Napier City Council that it establish such a committee of management.

## PART V

### *Hastings District*

### 74 CONSTITUTION OF HASTINGS DISTRICT

There is hereby constituted a district, to be known as "The Hastings District", which shall comprise the area delineated on S.O. Plan No. 9822 deposited with the Chief Surveyor of the Hawke's Bay Land District.

### 75 HASTINGS DISTRICT COUNCIL

A territorial authority, to be known as "The Hastings District Council", is hereby constituted for the Hastings District.

### 76 INTERPRETATION

In this Part of this order, "the former authorities" means:

- (a) The Hastings City Council; and
- (b) The Hawke's Bay County Council; and
- (c) The Havelock North Borough Council; and
- (d) The Taupo District Council; and
- (e) The Rangitikei County Council; and
- (f) The Hawke's Bay Crematorium Board; and
- (g) The Clifton No. 2 Domain Board; and
- (h) The Farndon Park Domain Board; and
- (i) The Hutchinson Domain Board; and
- (j) The Putorino Domain Board; and
- (k) The Te Pohue-Upper Mohaka Domain Board,

and any reference to "former authority" shall be a reference to any of the former authorities named in this clause.

### 77 WARDS

(1) The Hastings District is hereby divided into 7 wards:

(2) Those 7 wards are:

(a) The Kaweka Ward, comprising the area delineated on S.O. Plan No. 9823 deposited with the Chief Surveyor of the Hawke's Bay Land District:

(b) The Maraekakaho Ward, comprising the area delineated on S.O. Plan No. 9829 deposited with the Chief Surveyor of the Hawke's Bay Land District:

(c) The Flaxmere Ward, comprising the area delineated on S.O. Plan No. 9825 deposited with the Chief Surveyor of the Hawke's Bay Land District:

(d) The Clive Ward, comprising the area delineated on S.O. Plan No. 9824 deposited with the Chief Surveyor of the Hawke's Bay Land District:

(e) The Hastings Ward, comprising the area delineated on