

(3) Notwithstanding subclause (2) of this clause, the Invercargill City Council may at any time before the 1st day of November 1996, with the approval of the Local Government Commission, resolve to vary the use of any special funds.

(4) All funds held by the administering authorities of reserves under the Reserves Act 1977 are hereby deemed to be special funds for the purposes of this clause.

22. Loans—Any rate made and levied to meet the annual charges in respect of any loan secured over the district of a former authority within the Invercargill City shall continue to be made and levied on the same basis as applied before the 2nd day of July 1990:

Provided that the Invercargill City Council may at any time before the 1st day of November 1996 review the basis upon which any such rate is made and levied and may, with the approval of the Local Government Commission, resolve to vary such basis.

23. Assets and liabilities—All the assets and liabilities of the former authorities hereby vest in the Invercargill City Council.

24. Loan liabilities—All loan liabilities existing immediately before the 2nd day of July 1990 shall continue to be secured against the area over which they were secured at that date.

MARIE SHROFF, Clerk of the Executive Council.

**Gazette*, 1989, page 2430

Amendments: *Gazette*, 1989, page 4980;

Gazette, 1990, page 2335

go7093

Local Government Act 1974 Acts Interpretation Act 1924

The Local Government (Auckland Region) Reorganisation Order (No. 2) 1990

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 25th day of June 1990

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

Pursuant to section 36 of the Local Government Act 1974 and section 20G of the Acts Interpretation Act 1924, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following order.

Order

1. Title and commencement—(1) This order may be cited as the Local Government (Auckland Region) Reorganisation Order (No. 2) 1990 and shall be read together with and deemed part of the Local Government (Auckland Region) Reorganisation 1989* (hereinafter referred to as “the principal order”).

(2) This order shall come into force on the 1st day of July 1990.

2. Vesting of property—(1) Clause 201 (9) of the principal order is hereby amended by revoking paragraph (h) and substituting the following paragraphs:

“(h) The land described in Part I of the Eleventh Schedule to this order shall vest without cost in the Auckland Regional Council and the Auckland City Council as tenants in common, with each respective interest in the land being—

(i) Auckland Regional Council seventy-two and one-half percent; and

(ii) Auckland City Council twenty-seven and one-half percent.

“(i) That part of the Lynfield Estate, described in Part II of

the Eleventh Schedule to this order, and known to the Auckland Regional Council and the Auckland City Council as ‘Strathnaver’, shall vest in the Auckland Regional Council and the Auckland City Council, as tenants in common, with each respective interest in the land being—

(i) Auckland Regional Council thirty percent; and

(ii) Auckland City Council seventy percent.

“(j) The balance of the Lynfield Estate, described in Part II of the Eleventh Schedule to this order, other than the area referred to in paragraph (i) of this subclause as ‘Strathnaver’ shall vest without cost in the Auckland Regional Council and the Auckland City Council, as tenants in common in equal shares:

“(k) The land described in Schedule 11A to this order shall vest without cost in the Auckland Regional Council and the North Shore City Council, as tenants in common in equal shares:

“(l) The land described in Part I of Schedule 11B to this order shall vest without cost in either, the Auckland Regional Council, where such land is below the mean high-water mark; or, in the appropriate adjoining territorial authority, where such land is above the mean high-water mark:

“(m) The land described in Part II of Schedule 11B of this order will vest without cost in the Auckland Regional Council, where such land is below the mean high-water mark or is land in and around the Mangere Sewage Purification Works or, in the appropriate adjoining territorial authority, where such land is other than land below the mean high-water mark or in and around the Mangere Sewage Purification Works.”

(2) Clause 201 of the principal order is hereby amended by adding the following subclause—

“(12) The Manukau City Council shall be paid—

(a) By the North Shore City Council, as soon as is practicable, the sum of \$500,000; and

(b) By the Auckland City Council, no later than the 1st day of July 1992, the sum of \$3,000,000,

and such amounts shall be appropriated by the Manukau City Council for the provision and maintenance of harbour related recreational facilities.”

3. Schedules—The principal order is hereby amended by omitting the Fourth to the Eleventh Schedules and substituting the following Schedules:

“Fourth Schedule

Land To Be Vested In The North Shore City Council

PART I

Description	Certificate of Title (North Auckland Registry)
Lot 1, D.P. 58580	12A/785, 2D/86
Lots 1 and 2, D.P. 77578	33D/1198 and 1199
Part Allotment 163 and Allotment 164, Parish of Takapuna	211/85, Part 250/ 149
Lot 2, D.P. 22936	616/105

PART II

Reserves

All those areas within the North Shore City, as constituted by clause 53 of the principal order, described in the Auckland Harbour Board Property Register as being a “reserve”, whether or not it is used for that purpose.