

**Reprint  
as at 1 November 2010**



**Auckland Harbour Board (Reclamations) Empowering  
Act 1967**

Local Act      1967 No 8  
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**Note**

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

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**An Act to authorise the Auckland Harbour Board to reclaim from the sea certain tidal lands in the Waitemata and Manukau Harbours and to develop such reclaimed land and other lands for industrial, commercial, and other purposes**

**1 Short Title**

This Act may be cited as the Auckland Harbour Board (Reclamations) Empowering Act 1967.

**2 Interpretation**

In this Act, unless the context otherwise requires,—

**Auckland Council** means the local authority established by section 6(1) of the Local Government (Auckland Council) Act 2009

**Board** means the Auckland Harbour Board

**local authority** means a local authority within the meaning of that term in the Public Works Act 1928.

Section 2 **Auckland Council**: inserted, on 1 November 2010, by section 113(1) of the Local Government (Auckland Transitional Provisions) Act 2010 (2010 No 37).

Section 2 **Auckland Regional Authority**: repealed, on 1 November 2010, by section 113(1) of the Local Government (Auckland Transitional Provisions) Act 2010 (2010 No 37).

**3 Special Act**

This Act shall be deemed to be a special Act within the meaning of the Harbours Act 1950.

**4 Authority to reclaim**

- (1) Subject to the provisions of the Harbours Act 1950, and of this Act, but notwithstanding anything contained in subsection (3) of section 175 of the Harbours Act 1950, the Board may from time to time reclaim from the sea the areas described in Schedule 1 or any part or parts thereof save and except the area described in section B of Part 4 of that schedule.
- (2) The Board may in respect of the reclamation of any such area or part thereof grant licences to, or enter into contracts with, any person or with the Crown, the Auckland Council, and any local authority having jurisdiction in the district adjoining any such area, for the construction of such reclamation and for the execution of all or any necessary works in connection therewith and upon such terms and conditions as the Board may think fit.

Section 4(2): amended, on 1 November 2010, by section 113(1) of the Local Government (Auckland Transitional Provisions) Act 2010 (2010 No 37).

Section 4(2): amended, on 11 December 1976, by section 4 of the Auckland Harbour Board (Reclamations) Empowering Amendment Act 1976 (1976 No 10 (L)).

#### **4A Authority for Board to subdivide bed of harbour**

The Board is hereby authorised, for the purposes of this Act, to divide and separate from its existing title and subdivide the whole or any part or parts of the land described in Schedule 1 (whether reclaimed or not) in such manner as it thinks fit, and may do all such things as may be necessary for that purpose.

Section 4A: inserted, on 11 December 1976, by section 5 of the Auckland Harbour Board (Reclamations) Empowering Amendment Act 1976 (1976 No 10 (L)).

### **5 Authority to develop**

- (1) The Board is hereby empowered to develop from time to time for such industrial, commercial, or other purposes whatsoever as the Board may think fit, the areas described in Schedule 2 or any part or parts thereof and for such purposes may—
  - (a) subdivide and resubdivide the same into allotments suitable for the purposes for which the same are to be developed subject however to the provisions of the Public Works Act 1928, the Municipal Corporations Act 1954 or Part 2 of the Counties Amendment Act 1961 applicable thereto:
  - (b) construct or provide thereon such public works and amenities as may be deemed necessary or desirable for the use, convenience, and enjoyment of such land for such purposes, including—
    - (i) the vesting, creation, or provision of streets, service lanes, accessways, rights of way, and other means of communication or access;
    - (ii) services for water supply, drainage, sewerage, electric lighting, power, gas, and all other amenities;
    - (iii) all works necessary to comply with any lawful requirements of any local or public authority:

provided that any such development shall make provision for a public reserve on the land first described in Part 5A of Schedule 1 so as to provide public access to the Waiuku River.
- (2) The Board may by licence or contract permit any local authority having jurisdiction in the district adjoining any land to be reclaimed or developed pursuant to this Act, to develop the same in lieu of or in conjunction with the Board whereupon without further or other authority than this subsection such local authority shall have and may exercise, in addition to any other powers vested in it under any other Act, all the powers of development vested in the Board by this Act and such licence or contract may also provide for—

- (a) the Board and the local authority to exchange land and to pay and receive such sums of money or other consideration as may be agreed to for equality of exchange and any moneys so received shall form part of the general funds of the Board or the local authority as the case may be:
- provided that neither the Board nor any local authority shall enter into a licence or contract to exchange land as aforesaid except in pursuance of a special order or special resolution in that behalf:
- (b) the local authority to make such provision as may be agreed for access to the foreshore, the provision of boating facilities or other aquatic amenities and the maintenance and control thereof, liability for the termination of riparian rights, and such other matters as the Board and the local authority may think fit.

Section 5(1) proviso: inserted, on 29 July 1972, by section 3 of the Auckland Harbour Board (Reclamations) Empowering Amendment Act 1972 (1972 No 2 (L)).

#### **5A Authority for Board to transfer land to local authorities**

- (1) Notwithstanding anything to the contrary in the Harbours Act 1950 or in any other Act, the Board may sell, exchange (and in respect of any such exchange may give or receive any money or other consideration for equality of exchange), transfer, or otherwise dispose of the whole or any part or parts of the area described in Schedule 2 (other than the areas described in Parts 6, 7, and 8 of that schedule) to the Crown or the Auckland Council or to the local authority having jurisdiction in the district adjoining any such land or, if such land has been reclaimed under the authority of this Act or any other Act, to the local authority in whose district the reclaimed land has been included pursuant to section 9, for such industrial, commercial, or other purposes whatsoever as the Board may think fit, with or without consideration, and on such terms and conditions as may be agreed upon by the Board and the Crown, the Auckland Council, or such local authority, as the case may be.
- (2) Any consideration, or money for equality of exchange, paid by, the Crown, or the Auckland Council or a local authority to the Board for the sale or exchange of any land under subsection (1) may be payable as an annual sum in perpetuity or may otherwise be for such amount or amounts payable at such time or times and in such manner as may be agreed upon by the Board and the Crown, the Auckland Council, or the local authority, as the case may be.
- (3) The consideration for any such sale, exchange, transfer, or other disposition, and all or any of the terms or conditions thereof agreed to may be evidenced by deed executed by the Board and the Crown, the Auckland Council, or the local authority, as the case may be which shall bind both parties accordingly.
- (4) Any money received by the Board pursuant to the sale or exchange of any land under subsection (1) shall form part of the general funds of the Board.
- (5) The fee simple of any land vested in the Auckland Council or in a local authority under the authority of this section shall not be sold or otherwise transferred

by the Auckland Council or the local authority, except to the Board, without the prior written consent of the Board and the Minister of Internal Affairs.

Section 5A: inserted, on 29 July 1972, by section 6 of the Auckland Harbour Board (Reclamations) Empowering Amendment Act 1972 (1972 No 2 (L)).

Section 5A(1): amended, on 1 November 2010, by section 113(1) of the Local Government (Auckland Transitional Provisions) Act 2010 (2010 No 37).

Section 5A(1): amended, on 11 December 1976, by section 6(a) of the Auckland Harbour Board (Reclamations) Empowering Amendment Act 1976 (1976 No 10 (L)).

Section 5A(1): amended, on 11 December 1976, by section 6(b) of the Auckland Harbour Board (Reclamations) Empowering Amendment Act 1976 (1976 No 10 (L)).

Section 5A(2): amended, on 1 November 2010, by section 113(1) of the Local Government (Auckland Transitional Provisions) Act 2010 (2010 No 37).

Section 5A(2): amended, on 11 December 1976, by section 6(c) of the Auckland Harbour Board (Reclamations) Empowering Amendment Act 1976 (1976 No 10 (L)).

Section 5A(2): amended, on 11 December 1976, by section 6(d) of the Auckland Harbour Board (Reclamations) Empowering Amendment Act 1976 (1976 No 10 (L)).

Section 5A(3): amended, on 1 November 2010, by section 113(1) of the Local Government (Auckland Transitional Provisions) Act 2010 (2010 No 37).

Section 5A(3): amended, on 11 December 1976, by section 6(e) of the Auckland Harbour Board (Reclamations) Empowering Amendment Act 1976 (1976 No 10 (L)).

Section 5A(5): amended, on 1 November 2010, by section 113(1) of the Local Government (Auckland Transitional Provisions) Act 2010 (2010 No 37).

Section 5A(5): amended, on 11 December 1976, by section 6(f) of the Auckland Harbour Board (Reclamations) Empowering Amendment Act 1976 (1976 No 10 (L)).

Section 5A(5): amended, on 11 December 1976, by section 6(g) of the Auckland Harbour Board (Reclamations) Empowering Amendment Act 1976 (1976 No 10 (L)).

## **6 Reclamation or development not to prejudice other powers and rights**

- (1) Nothing in this Act shall be construed as limiting—
  - (a) the powers of the Director-General of Health or other proper officer of the Department of Health to make and issue directions and requisitions relating to materials to be used in any reclamation under the authority of this Act and method of construction, covering, protection, and maintenance of such reclamation, or in respect of any other matter authorised in the Health Act 1956 or in any other Act;
  - (b) the application of the provisions of the Town and Country Planning Act 1953;
  - (c) the functions and powers of the Auckland Regional Water Board under the Water and Soil Conservation Act 1967 or any other Act.
- (2) Nothing in this Act shall entitle the Board, or any local authority, or other person to create a nuisance or shall deprive any person of any right or remedy he would otherwise have against the Board, local authority, or other person as the case may be, in respect of any such nuisance, or shall deprive any person of any right or remedy he would otherwise have in respect of any loss, detriment, damage, or injury, caused by any reclamation or development carried out under

the authority of this Act whether to property or person and whether in respect of riparian rights, rights of access to or by water, or otherwise howsoever.

- (3) The provisions of subsections (1) and (2) shall not limit or prejudice any indemnity entered into by or between the Board, a local authority, or any other person in respect of the rights and liabilities set out therein.

Section 6(1)(c): inserted, on 11 December 1976, by section 7 of the Auckland Harbour Board (Reclamations) Empowering Amendment Act 1976 (1976 No 10 (L)).

## **7 Authority to lease or license**

- (1) The Board may during the reclamation or development of all or any part of the areas described in Schedule 2 grant licences in respect of the same to such persons and upon such terms and conditions as the Board may think fit.
- (2) Upon the development of all or any of such areas the Board may lease the same for any term and upon such rent and conditions and with such rights of renewal as the Board may think fit.
- (3) The Board may from time to time accept the surrender of, or vary the terms and conditions of any lease or licence granted pursuant to this section and upon such terms and conditions as the Board may think fit.
- (4) Sections 5, 8, 9, and 10 of the Public Bodies Leases Act 1908 shall not apply to any leases granted by the Board pursuant to this section and any other provisions of that Act or of any other Act which are inconsistent with the provisions of this section shall be deemed modified to the extent of that inconsistency.
- (5) Any local authority may take and execute any lease or licence granted by the Board pursuant to this section or any variation or surrender thereof without further or other authority than this subsection.

## **8 Validation and empowering of certain reclamation by the Onehunga Borough Council**

Subject always to compliance with the provisions of the Harbours Act 1950, the reclamation by the Onehunga Borough Council of the area described in section B of Part 4 of Schedule 1 is hereby declared to be and to have always been lawful, and the Council is hereby empowered to reclaim or complete the reclamation of such area.

## **9 Local authority boundaries**

- (1) Upon the completion of the reclamation of any area within the land described in Schedule 2 or any part or parts thereof, and whether such areas are reclaimed under the authority of this Act or under any other authority, such reclaimed land shall without further or other authority than this section be included within the district of the adjoining local authority and any such alteration of boundaries shall be deemed to have been effected pursuant to the Municipal Corporations Act 1954, or the Counties Act 1956, as the case may be.

- (2) Without in any way limiting the effect of subsection (1), such altered boundary or boundaries shall from time to time on written application on behalf of the local authority affected and without further authority or procedure be formally recorded by notice in the *Gazette* under the hand of the Secretary for Internal Affairs.

**10 Cancellation of trusts and reservations**

All trusts, reservations, and restrictions upon or affecting any area or part thereof described in Schedules 1 or 2 and whether pursuant to any Act, or any deed, trust, or conveyance or otherwise howsoever, are hereby deemed to be cancelled.

**11 Powers of District Land Registrar**

The District Land Registrar for the North Auckland Land Registration District is hereby authorised and directed to deposit all such plans, issue all such certificates of title, accept all such documents for registration, make all such entries in the register, and do all such other things as may be necessary to give effect to the provisions of this Act.

## Schedule 1

### Areas to be reclaimed

#### Part 1

##### Devonport—Ngataringa Bay

All that area containing by admeasurement 31 acres 2 roods 16 perches, more or less, being land situated below mean high-water mark in the harbour of Auckland bounded by a line commencing at a point being the south-eastern corner of Wesley Street where it meets mean high-water mark; thence proceeding in a south-easterly direction on a bearing of  $136^{\circ}08'20''$  for a distance of 2 119.37 links, more or less, to a point where it meets the western end of the northern boundary of the area shown on a plan marked and numbered MD 11953 and deposited in the office of the Marine Department, Wellington; thence following the northern boundary of the area on a bearing of  $59^{\circ}43'05''$  for a distance of 1 278.85 links, more or less, to a point where it meets Lake Road; thence following the western boundary of Lake Road in a north-westerly direction to a point where it meets mean high-water mark; thence following mean high-water mark in a westerly direction to the point of commencement and being part of the land situated below mean high-water mark in the harbour of Auckland and part of the land in certificate of title, Volume 355, folio 147 (limited as to parcels), North Auckland Registry, and being an area shown edged red on the plan marked and numbered MD 12569 and deposited in the office of the Marine Department, Wellington.

#### Part 2

##### Takapuna—Barry's Point area

All that area containing by admeasurement 101 acres 2 roods 33 perches, more or less, being land situated below mean high-water mark in the harbour of Auckland and being, firstly, an area containing 56 acres 2 roods 35 perches, more or less, being land situated below mean high-water mark in the harbour of Auckland and bounded by a line commencing at the intersection of the Auckland-Albany Motorway with the Northcote-Albany Motorway and proceeding in a north-easterly direction, firstly, on a bearing of  $55^{\circ}49'40''$  for a distance of 1 689.45 links, and secondly, on a bearing of  $23^{\circ}44'$  for a distance of 610.25 links being on the northern boundary of the Northcote-Albany Motorway and a public road to a point where it intersects mean high-water mark on the western boundary of part Lot 36, DP 8038; thence following mean high-water mark generally northwards to a point where it meets the eastern end of the southern boundary of the area shown on a plan marked and numbered MD 11912 and deposited in the office of the Marine Department, Wellington; thence following the southern boundary of the area on a bearing of  $304^{\circ}00'$  for a distance of 1 660 links, more or less, to a point on mean high-water mark; thence following mean high-water mark generally southwards and westwards to a point where it meets the eastern boundary of the Auckland-Albany Motorway; thence following the south-western and the north-eastern boundaries of the Auckland-Albany Motorway in a generally north-



westerly and south-easterly direction to the point of commencement: and secondly, all that area containing by admeasurement 34 acres 3 roods 2 perches, more or less, being land situated below mean high-water mark in the harbour of Auckland and bounded by a line commencing at the south-eastern corner of part Lot 2, DP 48604, and being a point on the north boundary of the Northcote-Albany Motorway and a point on mean high-water mark; thence following mean high-water mark generally northwards to a point where it meets the western end of the southern boundary of the area shown on a plan marked and numbered MD 12059 and deposited in the office of the Marine Department, Wellington; thence following the southern boundary of the area on a bearing of  $75^{\circ}28'$  for a distance of 112 links; thence following the eastern boundary of the area in a northerly direction; thence following the northern boundary of the area on a bearing of  $262^{\circ}23'$  for a distance of 112 links to a point where it meets mean high-water mark; thence following mean high-water mark generally northwards to a point where it meets the western end of the southern boundary of the area shown on a plan marked and numbered MD 11884 and deposited in the office of the Marine Department, Wellington; thence following the southern boundary of the area on a bearing of  $75^{\circ}25'$  for a distance of 115 links; thence following the eastern boundary of the area in a northerly direction for a distance of 76 links; thence following part of the northern boundary of the area in a westerly direction for a distance of 68 links to a point where it meets the eastern end of the southern boundary of the area shown on a plan marked and numbered MD 11773 and deposited in the office of the Marine Department, Wellington; thence proceeding in a northerly direction on the eastern boundary of the area for a distance of 76 links; thence following the northern boundary of the area on a bearing of  $255^{\circ}24'40''$  for a distance of 92 links to meet mean high-water mark; thence following mean high-water mark in a westerly and northerly direction to a point where it meets the southernmost extremity of part Lot 80, DP 2510; thence proceeding on a bearing of  $3^{\circ}35'$  for a distance of 137.6 links, more or less; thence proceeding on a bearing of  $342^{\circ}49'$  for a distance of 191.3 links, more or less; thence proceeding on a bearing of  $322^{\circ}20'$  for a distance of 80.3 links, more or less, to a point on mean high-water mark; thence proceeding in an easterly and south-easterly direction following mean high-water mark to a point where it meets the northern end of the western boundary of the area shown on a plan marked and numbered MD 11604 and deposited in the office of the Marine Department, Wellington; thence following the western boundary of the area on a bearing of  $147^{\circ}13'$  for a distance of 207.98 links to meet mean high-water mark; thence following mean high-water mark generally southwards and westwards to a point where it meets a line on a bearing of  $260^{\circ}04'40''$  and distance of 653.86 links from the south-east corner of Lot 2, DP 48604; thence along that line to the point of commencement; and thirdly, all that area containing by admeasurement 10 acres and 36 perches being land situated below mean high-water mark in the harbour of Auckland and bounded by a line commencing at the south-western corner of Lot 2, DP 53361 and being a point on mean high-water mark; thence following mean high-water mark in a westerly and southerly direction to a point where it meets the western end of the southern boundary of Francis Street; thence proceeding in a north-westerly direction on a bearing of  $302^{\circ}20'30''$  for

a distance of 80 links, more or less; thence proceeding in a northerly direction on a bearing of  $349^{\circ}00'$  to a point where it meets mean high-water mark; thence following mean high-water mark in a northerly and easterly direction to a point where it meets the northernmost extremity of the area shown on a plan marked and numbered MD 11604 and deposited in the office of the Marine Department, Wellington; thence following the northern boundary of the area in a westerly direction on a bearing of  $236^{\circ}46'$  for a distance of 25 links; thence following the western boundary of the area in a southerly direction, firstly, on a bearing of  $154^{\circ}17'$  for a distance of 272.3 links, secondly, on a bearing of  $123^{\circ}46'$  for a distance of 60.46 links, and thirdly, on a bearing of  $147^{\circ}21'$  for a distance of 112 links to the point of commencement: all the said parcels being part of the land situated below mean high-water mark in the harbour of Auckland and part of the land in certificate of title, Volume 355, folio 147 (limited as to parcels) North Auckland Registry and being areas shown edged red on the plan marked and numbered MD 12571 and deposited in the office of the Marine Department, Wellington.

### Part 3

#### Onehunga—Area east of Mangere Bridge

All that area containing by admeasurement 8 acres 1 rood 11 perches, more or less, being land situated below mean high-water mark, spring tides, in the harbour of Manukau bounded by a line commencing at the south-west corner of part Lot 1, DP 25356, and proceeding on a bearing of  $272^{\circ}30'$  to a point where it meets the eastern boundary of the land being the Onehunga Branch Line; thence proceeding in a north-easterly direction on a bearing of  $36^{\circ}16'40''$  on the boundary of the Onehunga Branch Line to an angle in the boundary shown on SO Plan 3636; thence following the eastern boundary of the Onehunga Branch Line, firstly, by proceeding on a bearing of  $27^{\circ}16'22''$  for a distance of 311.77 links, more or less; secondly, by proceeding on a bearing of  $13^{\circ}52'14''$  for a distance of 322.51 links, more or less; thirdly, proceeding on a bearing of  $357^{\circ}58'$  for a distance of 297.98 links, more or less; fourthly, following a curved line of arc distance of 320 links, more or less; fifthly, by proceeding on a bearing of  $337^{\circ}29'$  for a distance of 1 250 links, more or less; sixthly, by following a line generally in a north-westerly direction to a point where it meets mean high water springs; thence following mean high water springs in an easterly direction until it meets the western boundary of Galway Street; thence following the southwestern and southern boundaries of Galway Street until it meets the north-western corner of part Lot 1, DP 25356; thence proceeding on a bearing of  $173^{\circ}59'$  for a distance of 2 488.5 links, more or less; to the point of commencement and being part of the land situated below mean high water, spring tides, in the harbour of Manukau and being part of the land vested in the Auckland Harbour Board under Manukau Harbour Control Act 1911, and being an area shown edged red on the plan marked and numbered MD 12553 and deposited in the office of the Marine Department, Wellington; part of the land being comprised in Deeds Index 13A/231.

## Part 4

### Onehunga—Angle Street and Miami Parade Inlet

#### Section A

All that area containing by admeasurement 65 acres 2 roods 17 perches, more or less, being land situated below mean high-water mark, spring tides, in the harbour of Manukau bounded by a line commencing at the easternmost point of the northern boundary of Lot 44, DP 19678, where this boundary meets mean high water springs; and proceeding on a bearing of 170°00' for a distance of 1 030 links, more or less; thence proceeding on a bearing 260°00' for a distance of 1 950 links, more or less; thence proceeding on a bearing of 265°00' for a distance of 3 730 links, more or less; thence proceeding on a right line which meets mark XIV, DP 26531, to a point on mean high water springs; thence following mean high water springs generally eastwards to a point on a bearing of 87°20' for a distance of 43.2 links, more or less, from mark XIV, DP 26531; thence following the Onehunga Borough Boundary generally in a north-easterly direction, firstly, on a bearing of 87°20' for a distance of 199.82 links, more or less, to mark XVC, DP 26531; secondly, along a curved line on a radius of 151.44 links for an arc distance of 136.09 links, more or less, to mark XVE, DP 26531; thirdly, on a bearing of 35°51'37" for a distance of 665.48 links, more or less, to mark XVIE, DP 26531; fourthly, along a curved line on a radius of 1 228.05 links for an arc distance of 779.06 links, more or less, to mark XVIA, DP 26531; fifthly, along a curved line on a radius of 63.05 links for an arc distance of 35.49 links, more or less, to mark XVIIY, DP 26531; sixthly, on a bearing of 39°57'14" for a distance of 549.4 links, more or less, to mark XVIIIA, DP 26531; and seventhly, on a bearing of 54°12' for a distance of 906.53 links, more or less, to a point on mean high water springs, this line produced for a distance of 20 links, more or less, would meet mark XIX, SO Plan 17225; thence following mean high water springs generally in an easterly direction until it meets the western boundary of Angle Street; thence following mean high water springs generally in a southerly direction along the western boundary of Angle Street until it meets the northern end of the western boundary of Miami Parade; thence proceeding on a bearing of 153°32' for a distance of 979.05 links, more or less; thence proceeding on a bearing of 146°55'30" for a distance of 320.6 links, more or less; thence proceeding on a bearing of 89°04'30" for a distance of 358.10 links, more or less; thence proceeding on a bearing of 93°31' for a distance of 406.21 links, more or less; thence proceeding on a bearing of 94°06' for a distance of 214.34 links, more or less; thence proceeding on a bearing of 25°10' for a distance of 207.42 links, more or less; thence proceeding on a bearing of 351°31'30" for a distance of 89.07 links, more or less, to a point where it meets the southern end of the western boundary of the area shown on a plan marked and numbered MD 12178 and deposited in the office of the Marine Department, Wellington; thence following the southern, eastern, and northern boundaries of the land shown on MD 12178 to the north-western corner of the area; thence proceeding on a bearing of 351°31'30" for a distance of 22.53 links, more or less; thence proceeding on a bearing of 3°40' for a distance of 173.34 links, more or less; thence proceeding on a bearing of 16°14' for a distance of 150.53

links, more or less, to the point of commencement and being part of the land situated below mean high-water mark, spring tides, in the harbour of Manukau and being part of the land vested in the Auckland Harbour Board under Manukau Harbour Control Act 1911, and being an area shown edged red on the plan marked and numbered MD 12572 and deposited in the office of the Marine Department, Wellington.

### **Section B**

All that area containing by admeasurement 8 acres 1 rood 23 perches, more or less, being land situated below mean high-water mark, spring tides, in the harbour of Manukau bounded by a line commencing at a point located on a bearing of  $87^{\circ}20'$  at a distance of 43.2 links, more or less, from mark XIV, DP 26531; thence following the Onehunga Borough Boundary generally in a north-easterly direction, firstly, on a bearing of  $87^{\circ}20'$  for a distance of 199.82 links, more or less, to mark XVC, DP 26531; secondly, by a curved line on a radius of 151.44 links for an arc distance of 136.09 links, more or less, to mark XVE, DP 26531; thirdly, on a bearing of  $35^{\circ}51'37''$  for a distance of 665.48 links, more or less, to mark XVIE, DP 26531; fourthly, by a curved line on a radius of 1 228.05 links for an arc distance of 779.06 links, more or less, to mark XVIA, DP 26531; fifthly, by a curved line on a radius of 63.05 links for an arc distance of 35.49 links, more or less, to mark XVIY, DP 26531; sixthly, on a bearing of  $39^{\circ}57'14''$  for a distance of 549.4 links, more or less, to mark XVIIA, DP 26531; and seventhly, on a bearing of  $54^{\circ}12'$  for a distance of 906.53 links, more or less, to a point on mean high water springs, this line produced for a distance of 20 links, more or less, would meet mark XIX, SO Plan 17225; thence following mean high water springs generally in a northerly, westerly, and south-westerly direction to the point of commencement and being part of the land situated below mean high water springs in the harbour of Manukau and being land vested in the Mayor, Councillors, and Citizens of the Borough of Onehunga and being the land comprised in certificates of title, Volume 5A, folio 1004, and Volume 684, folio 102, and being an area shown edged red on the plan marked and numbered MD 12572 and deposited in the office of the Marine Department, Wellington.

## **Part 4A**

### **Onehunga—Pikes Point East**

Schedule 1 Part 4A: inserted, on 11 December 1976, by section 8 of the Auckland Harbour Board (Reclamations) Empowering Amendment Act 1976 (1976 No 10 (L)).

All those areas situated in the North Auckland Land District containing 7.8100 hectares, more or less, being part tidal lands of the Manukau Harbour, certificate of title, Volume 12D, folio 604 (Limited as to Parcels), Auckland Registry, situated in Block V, Otahuhu Survey District; as more particularly shown marked B, C, D, and E on SO Plan 51332 lodged in the office of the Chief Surveyor at Auckland.

## Part 5

### Manukau City—Kiwi Esplanade extension

All that area containing by admeasurement 6 acres 2 roods 33 perches, more or less, being all the parcels edged red on a plan marked and numbered MD 12560 and deposited in the office of the Marine Department, Wellington; all the said parcels being land situated below mean high-water mark, spring tides, in the harbour of Manukau and being part of the land vested in the Auckland Harbour Board under Manukau Harbour Control Act 1911.

## Part 5A

### Waiuku—Parts Waiuku River

Schedule 1 Part 5A: inserted, on 29 July 1972, by section 4 of the Auckland Harbour Board (Reclamations) Empowering Amendment Act 1972 (1972 No 2 (L)).

All those areas in the North Auckland Land District, being part of the tidal lands of the Manukau Harbour, situated in Block III, Maioro Survey District, containing a total of 8 acres 3 roods 39 perches, more or less, comprised in part certificate of title, Volume 9B, folio 1172, and comprising—

*First:* All that area containing 4 acres 2 roods 9 perches, more or less, as shown edged red on the plan numbered SO 47282 (MD 14485) lodged in the office of the Chief Surveyor at Auckland.

*Secondly:* All that area containing 3 acres 2 roods 7 perches, more or less, as shown edged red on the plan numbered SO 46940 (MD 14486) lodged in the office of the Chief Surveyor at Auckland.

*Thirdly:* All that area containing 2 roods 20 perches, more or less, as shown edged red on the plan numbered SO 47282 (MD 14485) lodged in the office of the Chief Surveyor at Auckland.

*Fourthly:* All that area containing 1 rood 3 perches, more or less, as shown edged red on the plan numbered SO 47282 (MD 14485) lodged in the office of the Chief Surveyor at Auckland.

## Part 6

### Waiuku—Area adjoining Kentish Hotel

All that area containing by admeasurement 1 rood 35 perches, more or less, being land situated below mean high-water mark, spring tides, in the harbour of Manukau bounded by a line commencing at the westernmost corner of Lot 10, DP 11645, and proceeding in a north-westerly direction on a bearing of 314°44' to meet mean high water springs; thence following mean high water springs in a north-easterly direction to meet the south-easterly extremity of King Street; thence proceeding on a bearing of 107°30' for a distance of 94 links, more or less; thence proceeding on a bearing of 131°30' for a distance of 24 links, more or less; thence proceeding on a bearing of 180°30' to mean high-water mark on the western boundary of Lot 10, DP 11645;

thence following the western boundary of Lot 10 in a southerly direction to the point of commencement and being part of the land situated below mean high-water mark, spring tides, in the harbour of Manukau and being part of the land vested in the Auckland Harbour Board under Manukau Harbour Control Act 1911, and being an area shown coloured yellow on a plan marked and numbered MD 12509 and deposited in the office of the Marine Department, Wellington.

### **Part 7**

#### **Auckland—Bastion Point, Tamaki Drive**

All that area containing by admeasurement 1 acre 1 rood 5 perches, more or less, being land situated below mean high-water mark in the harbour of Auckland bounded by a line commencing on the northern boundary of Tamaki Drive located on a bearing of  $333^{\circ}25'$  for a distance of 36.86 links from Iron Tube LXXXIII, SO Plan 25685; thence proceeding on a bearing of  $235^{\circ}28'$  for a distance of 110.38 links, more or less; thence proceeding on a bearing of  $218^{\circ}23'$  for a distance of 108.83 links, more or less; thence proceeding on a bearing of  $208^{\circ}45'30''$  for a distance of 160.66 links, more or less; thence proceeding on a bearing of  $220^{\circ}24'$  for a distance of 65.16 links, more or less; thence proceeding on a bearing of  $236^{\circ}29'30''$  for a distance of 65.02 links, more or less; thence proceeding on a bearing of  $249^{\circ}28'$  for a distance of 167.0 links, more or less, all being on the northern boundary of Tamaki Drive; thence proceeding in a northerly direction on a bearing of  $352^{\circ}00'$  for a distance of 224 links, more or less; thence proceeding in a north-easterly direction on a bearing of  $51^{\circ}30'$  to a point where it meets the western boundary of Section 7, Block IX, Rangitoto SD; thence following the western boundary of Section 7 in a southerly direction to a point where it meets the northern boundary of Tamaki Drive; thence proceeding on a bearing of  $218^{\circ}20'$  for a distance of 22.12 links on the north boundary of Tamaki Drive to the point of commencement and being part of the land situated below mean high-water mark in the harbour of Auckland and part of the land in certificate of title, Volume 55, folio 236, and being an area shown edged red on the plan marked and numbered MD 12570 and deposited in the office of the Marine Department, Wellington.

### **Part 8**

#### **Auckland—Whau Creek**

All that area containing by admeasurement 4 acres 3 roods 36 perches, more or less, being land situated below mean high-water mark in the harbour of Auckland and being an area inside a line drawn in a south-westerly direction on a bearing of  $247^{\circ}26'20''$  for a distance of 1 160 links, more or less, from the extreme easterly point where the aforesaid line intersects the mean high-water mark at the intersection of the boundary line between Lot 4, DP 49405, and part Lot 2, DP 4254, with the said mean high-water mark; thence following a line in a generally southerly direction on a bearing of  $191^{\circ}04'40''$  for a distance of 750 links, more or less; thence following a line in a generally north-easterly direction on a bearing of  $50^{\circ}$  for a distance of 320 links, more or less; thence following a line in a generally south-easterly direction on a bear-

ing of 140° for a distance of 45.45 links, more or less; thence following a line in a generally south-westerly direction on a bearing of 230° for a distance of 376.3 links, more or less; thence following a right line in a generally southerly direction to a point where this line intersects the mean high-water mark at the intersection of the boundary between part Lot 2, DP 4254, and Lot 3, DP 4254, with the said mean high-water mark; thence following the mean high-water mark in a generally north-easterly direction to meet the point of commencement, and being part of the land below mean high-water mark, Auckland Harbour vested in the Auckland Harbour Board by the Auckland Harbour Development Act 1949, and being the area shown edged red on the plan marked and numbered MD 12529 and deposited in the office of the Marine Department, Wellington.

## **Part 9**

### **Mangere—Harania Inlet**

All that area containing by admeasurement 71 acres and 08 perches, more or less, being land situated below mean high-water mark, spring tides, in the harbour of Manukau and being an area south of a line drawn in a south-easterly direction following the north face of the existing causeway across Harania Creek from a point where the western end of the north face of the said causeway intersects the mean high-water mark, spring tides, at Favona Road to a point where the eastern end of the north face of the said causeway intersects the mean high-water mark, spring tides, at Favona Road; thence following the mean high-water mark, spring tides, in a generally south-easterly direction and then north-westerly generally around the Harania Inlet to meet the commencing point, excluding, however, the area shown edged mauve and cross hatched on a plan marked and numbered MD 11079 and deposited in the office of the Marine Department, Wellington, and being part of the land vested in the Auckland Harbour Board under Manukau Harbour Control Act 1911, and being the area shown edged red on the plan marked and numbered MD 12568 and deposited in the office of the Marine Department, Wellington.

## Schedule 2

### Areas to be developed

#### Part 1

#### Devonport—Ngataringa Bay

All that area containing by admeasurement 38 acres 1 rood 22 perches, more or less, and being all that area containing by admeasurement 31 acres 2 roods 16 perches, edged red, shown on a plan marked and numbered MD 12569 and deposited in the office of the Marine Department, Wellington; together with all that area containing by admeasurement 4 acres 3 roods 36 perches, edged red, shown on a plan marked and numbered 11953 and deposited in the office of the Marine Department, Wellington; together with all that area containing by admeasurement 1 acre 1 rood 16 perches, more or less, edged red, and shown on SO Plan 45482, all the said parcels being part of the bed of the Auckland Harbour and part of the land in certificate of title, Volume 355, folio 147 (limited as to parcels), together with all that area containing by admeasurement 1 rood 10 perches, more or less, comprised in certificate of title, Volume 565, folio 268 (limited as to parcels and title); together with all that area containing by admeasurement 24 perches, more or less, comprised in certificate of title, Volume 136, folio 50, all the certificates of title being in the North Auckland Land Registry Office.

#### Part 2

#### Takapuna—Barry's Point area

All that area containing by admeasurement 111 acres 3 roods 26.8 perches, more or less, being land situated below mean high-water mark in the harbour of Auckland and being, firstly, an area containing by admeasurement 56 acres 2 roods 35 perches, more or less, described in Part 2 of Schedule 1; together with the area shown on a plan marked and numbered MD 11912 and deposited in the office of the Marine Department, Wellington, containing 4 acres 3 roods 35 perches, more or less, edged orange; together with the area shown on a plan marked and numbered MD 10129 deposited in the office of the Marine Department, Wellington, containing 4 acres 1 rood 08 perches, more or less, edged red; and secondly, all that area containing by admeasurement 34 acres 3 roods 02 perches, more or less, described in Part 2 of Schedule 1; together with the area on a plan marked and numbered MD 12059 and deposited in the office of the Marine Department, Wellington, containing 26 perches, more or less, and coloured yellow; together with the area shown on a plan marked and numbered MD 11884 and deposited in the office of the Marine Department, Wellington, containing 14 perches, more or less, coloured pink; together with the area on a plan marked and numbered MD 11773 and deposited in the office of the Marine Department, Wellington, containing 7 perches, more or less, coloured pink; together with the northern area shown on a plan marked and numbered MD 11604 and deposited in the office of the Marine Department, Wellington, containing an area of 1 rood 4 perches,



more or less, edged red; and thirdly, an area containing 10 acres and 36 perches, more or less, described in Part 2 of Schedule 1; together with the southern area shown on a plan marked and numbered MD 11604 and deposited in the office of the Marine Department, Wellington, containing 1 rood 19.8 perches, more or less, edged red: all the said parcels being part of the land situated below mean high-water mark in the harbour of Auckland and part of the land in certificate of title, Volume 355, folio 147 (limited as to parcels), North Auckland Registry, and being areas shown edged red and shaded red on the plan marked and numbered MD 12571 and deposited in the office of the Marine Department, Wellington.

### **Part 3**

#### **Onehunga—Area east of Mangere Bridge**

All that area containing by admeasurement 8 acres 1 rood 11 perches, more or less, being land situated below mean high-water mark, spring tides, in the harbour of Manukau bounded by a line commencing at the south-west corner of part Lot 1, DP 25356, and proceeding on a bearing of  $272^{\circ}30'$  to a point where it meets the eastern boundary of the land being the Onehunga Branch Line; thence proceeding in a north-easterly direction on a bearing of  $36^{\circ}16'40''$  on the boundary of the Onehunga Branch Line to an angle in the boundary shown on SO Plan 3636; thence following the eastern boundary of the Onehunga Branch Line, firstly, by proceeding on a bearing of  $27^{\circ}16'22''$  for a distance of 311.77 links, more or less; secondly, by proceeding on a bearing of  $13^{\circ}52'14''$  for a distance of 322.51 links, more or less; thirdly, proceeding on a bearing of  $357^{\circ}58'$  for a distance of 297.98 links, more or less; fourthly, following a curved line of arc distance 320 links, more or less; fifthly, by proceeding on a bearing of  $337^{\circ}29'$  for a distance of 1 250 links, more or less; sixthly, by following a line generally in a north-westerly direction to a point where it meets mean high water springs; thence following mean high water springs in an easterly direction until it meets the western boundary of Galway Street; thence following the south-western and southern boundaries of Galway Street until it meets the north-western corner of part Lot 1, DP 25356; thence proceeding on a bearing of  $173^{\circ}59'$  for a distance of 2 488.5 links, more or less; to the point of commencement and being part of the land situated below mean high water, spring tides, in the harbour of Manukau and being part of the land vested in the Auckland Harbour Board under Manukau Harbour Control Act 1911, and being an area shown edged red on the plan marked and numbered MD 12553 and deposited in the office of the Marine Department, Wellington; part of the land being comprised in Deeds Index 13A/231.

### **Part 4**

#### **Onehunga—Angle Street and Miami Parade Inlet**

All that area containing by admeasurement 74 acres and 8 perches, more or less, being land situated below mean high-water mark, spring tides, in the harbour of Manukau and being, firstly, the land described in Section A of Part 4 of Schedule 1 containing an area of 65 acres 2 roods 17 perches, more or less; and secondly, the area of 8

perches, more or less, coloured green on a plan marked and numbered MD 12178 and deposited in the office of the Marine Department, Wellington; commencing at a point being the south-eastern corner of Lot 72, DP 19678; thence following the southern boundary of the area in an easterly direction for a distance of 25.93 links, more or less; thence following the eastern boundary in a northerly direction to the north-eastern corner of the area; thence following the northern boundary of the area in a westerly direction for a distance of 29 links, more or less, to meet the north-easterly corner of Lot 72, DP 19678; thence proceeding in a southerly direction on a bearing of 171°31'30" for a distance of 181.86 links, more or less, to the point of commencement and being part of the land situated below mean high-water mark, spring tides, in the harbour of Manukau and being part of the land vested in the Auckland Harbour Board under Manukau Harbour Control Act 1911, and being areas respectively shown edged red and shaded red on the plan marked and numbered MD 12572 and deposited in the office of the Marine Department, Wellington; and thirdly, the land described in Section B of Part 4 of Schedule 1 containing an area of 8 acres 1 rood 23 perches, more or less, and being part of the land situated below mean high water springs in the harbour of Manukau and being land vested in the Mayor, Councillors, and Citizens of the Borough of Onehunga and being the land comprised in certificates of title, Volume 5A, folio 1004, and Volume 684, folio 102, and being an area shown edged red on the plan marked and numbered MD 12572 and deposited in the office of the Marine Department, Wellington.

#### **Part 4A**

#### **Onehunga—Pikes Point East**

Schedule 2 Part 4A: inserted, on 11 December 1976, by section 9 of the Auckland Harbour Board (Reclamations) Empowering Amendment Act 1976 (1976 No 10 (L)).

All those areas situated in the North Auckland Land District containing 27.5550 hectares, more or less, being part tidal lands of the Manukau Harbour, certificate of title, Volume 12D, folio 604 (Limited as to Parcels), Auckland Registry, situated in Block V, Otahuhu Survey District; as more particularly shown marked A on SO Plan 51331 and shown marked B, C, D, and E on SO Plan 51332 lodged in the office of the Chief Surveyor at Auckland.

#### **Part 5**

#### **Manukau City—Kiwi Esplanade extension**

All that area containing by admeasurement 14 acres 1 rood 37 perches, more or less, and being, firstly, an area containing by admeasurement 6 acres 2 roods 33 perches, more or less, described in Part 5 of Schedule 1; and secondly, the area on a plan marked and numbered MD 10533 and deposited in the office of the Marine Department, Wellington, containing 1 rood 38 perches, more or less, hatched red; all the said parcels being land situated below mean high-water mark, spring tides, in the harbour of Manukau and being part of the land vested in the Auckland Harbour Board under Manukau Harbour Control Act 1911; and thirdly, all that area containing by admeas-

urement 7 acres 1 rood 06 perches, more or less, edged red, being part of Allotment 86, Parish of Manurewa shown on SO Plan 45488, and being part of the land in certificate of title, Volume 1820, folio 80 (limited as to parcels), North Auckland Registry.

## **Part 5A**

### **Waiuku—Parts Waiuku River and land adjoining**

Schedule 2 Part 5A: inserted, on 29 July 1972, by section 5 of the Auckland Harbour Board (Reclamations) Empowering Amendment Act 1972 (1972 No 2 (L)).

All those areas in the North Auckland Land District, being part of the tidal lands of the Manukau Harbour, situated in Block III, Maioro Survey District, containing a total of 11 acres 3 roods 5.17 perches, more or less, comprised in part certificate of title, Volume 9B, folio 1172, comprising—

*First:* All those areas containing a total of 8 acres 3 roods 39 perches as described in Schedule 1.

*Secondly:* All those areas containing a total of 2 acres 3 roods 6 perches, more or less, as shown coloured green on the plan numbered SO 47282 (MD 14485) lodged in the office of the Chief Surveyor at Auckland.

*Thirdly:* All that area containing 0.17 perches, more or less, as shown coloured green on the plan numbered SO 47282 (MD 14485) lodged in the office of the Chief Surveyor at Auckland.

*Fourthly:* All that area in the North Auckland Land District being part Allotment 70A, Village of Waiuku, and reclaimed land, as shown on DP 21325, situated in Block III, Maioro Survey District, containing 1 rood 17 perches, more or less, comprised in certificate of title, Volume 475, folio 20, and more particularly shown on the plan numbered SO 47282 (MD 14485) lodged in the office of the Chief Surveyor at Auckland and thereon coloured yellow.

## **Part 6**

### **Waiuku—Area adjoining Kentish Hotel**

All that area containing by admeasurement 1 rood 35 perches, more or less, being land situated below mean high-water mark, spring tides, in the harbour of Manukau bounded by a line commencing at the westernmost corner of Lot 10, DP 11645, and proceeding in a north-westerly direction on a bearing of 314°44' to meet mean high water springs; thence following mean high water springs in a north-easterly direction to meet the south-easterly extremity of King Street; thence proceeding on a bearing of 107°30' for a distance of 94 links, more or less; thence proceeding on a bearing of 131°30' for a distance of 24 links, more or less; thence proceeding on a bearing of 180°30' to meet mean high-water mark on the western boundary of Lot 10, DP 11645; thence following the western boundary of Lot 10 in a southerly direction to the point of commencement and being part of the land situated below mean high-water mark, spring tides, in the harbour of Manukau and being part of the land vested in the Auckland Harbour Board under Manukau Harbour Control Act 1911, and being an area

shown coloured yellow on a plan marked and numbered MD 12509 and deposited in the office of the Marine Department, Wellington.

### **Part 7**

#### **Auckland—Bastion Point, Tamaki Drive**

All that area containing by admeasurement 1 acre 1 rood 5 perches, in a north-westerly direction on a bearing of  $314^{\circ}44'$  to meet the harbour of Auckland bounded by a line commencing on the northern boundary of Tamaki Drive located on a bearing of  $333^{\circ}25'$  for a distance of 36.86 links from Iron Tube LXXXIII, SO Plan 25685; thence proceeding on a bearing of  $235^{\circ}28'$  for a distance of 110.38 links, more or less; thence proceeding on a bearing of  $218^{\circ}23'$  for a distance of 108.83 links, more or less; thence proceeding on a bearing of  $208^{\circ}45'30''$  for a distance of 160.66 links, more or less; thence proceeding on a bearing of  $220^{\circ}24'$  for a distance of 65.16 links, more or less; thence proceeding on a bearing of  $236^{\circ}29'30''$  for a distance of 65.02 links, more or less; thence proceeding on a bearing of  $249^{\circ}28'$  for a distance of 167.0 links, more or less, all being on the northern boundary of Tamaki Drive; thence proceeding in a northerly direction on a bearing of  $352^{\circ}00'$  for a distance of 224 links, more or less; thence proceeding in a north-easterly direction on a bearing of  $51^{\circ}30'$  to a point where it meets the western boundary of Section 7, Block IX, Rangitoto SD; thence following the western boundary of Section 7 in a southerly direction to a point where it meets the northern boundary of Tamaki Drive; thence proceeding on a bearing of  $218^{\circ}20'$  for a distance of 22.12 links on the north boundary of Tamaki Drive to the point of commencement and being part of the land situated below mean high-water mark in the harbour of Auckland and part of the land in certificate of title, Volume 55, folio 236, and being an area shown edged red on the plan marked and numbered MD 12570 and deposited in the office of the Marine Department, Wellington.

### **Part 8**

#### **Auckland—Whau Creek**

All that area containing by admeasurement 4 acres 3 roods 36 perches, more or less, being land situated below mean high-water mark in the harbour of Auckland and being an area inside a line drawn in a south-westerly direction on a bearing of  $247^{\circ}26'20''$  for a distance of 1 160 links, more or less, from the extreme easterly point where the aforesaid line intersects the mean high-water mark at the intersection of the boundary line between Lot 4, DP 49405, and part Lot 2, DP 4254, with the said mean high-water mark; thence following a line in a generally southerly direction on a bearing of  $191^{\circ}04'40''$  for a distance of 750 links, more or less; thence following a line in a generally north-easterly direction on a bearing of  $50^{\circ}$  for a distance of 320 links, more or less; thence following a line in a generally south-easterly direction on a bearing of  $140^{\circ}$  for a distance of 45.45 links, more or less; thence following a line in a generally south-westerly direction on a bearing of  $230^{\circ}$  for a distance of 376.3 links, more or less; thence following a right line in a generally southerly direction to a point where this line intersects the mean high-water mark at the intersection of the boun-

dary between part Lot 2, DP 4254, and Lot 3, DP 4254, with the said mean high-water mark; thence following the mean high-water mark in a generally north-easterly direction to meet the point of commencement, and being part of the land below mean high-water mark, Auckland Harbour vested in the Auckland Harbour Board by the Auckland Harbour Development Act 1949, and being the area shown edged red on the plan marked and numbered MD 12529 and deposited in the office of the Marine Department, Wellington.

### **Part 9**

#### **Mangere—Harania Inlet**

All that area containing by admeasurement 76 acres, more or less, being land situated below mean high-water mark, spring tides, in the harbour of Manukau and being an area south of a line drawn in a south-easterly direction following the north face of the existing causeway across Harania Creek from a point where the western end of the north face of the said causeway intersects the mean high-water mark, spring tides, at Favona Road to a point where the eastern end of the north face of the said causeway intersects the mean high-water mark, spring tides, at Favona Road, thence following the mean high-water mark, spring tides, in a generally south-easterly direction and then north-westerly generally around the Harania Inlet to meet the commencing point, and being part of the land vested in the Auckland Harbour Board under Manukau Harbour Control Act 1911, and being the areas shown edged red on the plan marked and numbered MD 12568 and edged mauve and cross hatched on a plan marked and numbered MD 11079, the said plans being deposited in the office of the Marine Department, Wellington.

**Contents**

- 1 General
- 2 Status of reprints
- 3 How reprints are prepared
- 4 Changes made under section 17C of the Acts and Regulations Publication Act 1989
- 5 List of amendments incorporated in this reprint (most recent first)

**Notes****1 General**

This is a reprint of the Auckland Harbour Board (Reclamations) Empowering Act 1967. The reprint incorporates all the amendments to the Act as at 1 November 2010, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that contain transitional, savings, or application provisions that cannot be compiled in the reprint are also included, after the principal enactment, in chronological order. For more information, see <http://www.pco.parliament.govt.nz/reprints/>.

**2 Status of reprints**

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

**3 How reprints are prepared**

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not included in Acts, and provisions that are repealed or revoked are omitted. For a detailed list of the editorial conventions, see <http://www.pco.parliament.govt.nz/editorial-conventions/> or Part 8 of the *Tables of New Zealand Acts and Ordinances and Statutory Regulations and Deemed Regulations in Force*.

**4 Changes made under section 17C of the Acts and Regulations Publication Act 1989**

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted

enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted.

A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
  - indentation
  - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)
- position of the date of assent (it now appears on the front page of each Act)
- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
  - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
  - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)

- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

**5** *List of amendments incorporated in this reprint  
(most recent first)*

Local Government (Auckland Transitional Provisions) Act 2010 (2010 No 37): section 113(1)

Auckland Harbour Board (Reclamations) Empowering Amendment Act 1976 (1976 No 10 (L))

Auckland Harbour Board (Reclamations) Empowering Amendment Act 1972 (1972 No 2 (L))