



ANALYSIS

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1967, No. 4—*Local*

An Act to amend the Hawke's Bay Crematorium Act 1944
 [7 July 1967]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1. Short Title—This Act may be cited as the Hawke's Bay Crematorium Amendment Act 1967, and shall be read together with and deemed part of the Hawke's Bay Crematorium Act 1944 (hereinafter referred to as the principal Act).

2. Interpretation—The definition of the term "contributing bodies" in section 2 of the principal Act is hereby amended by adding the words "but does not include those local authorities which may have ceased to be parties to the agreement in the Second Schedule to the principal Act pursuant to the provisions of section 3A hereof".

3. Constitution of Board—The principal Act is hereby amended by inserting, after section 3, the following section:
 "3A. (1) Notwithstanding the provisions hereof it shall be lawful for the contributing bodies for the time being by unanimous agreement in writing made between them to agree that any one or more of them shall, as from a date to be fixed by such agreement, cease to be a contributing body and as from the said date any such body shall cease to be a contributing body accordingly.

“(2) The terms and conditions upon which any contributing body may cease to be such in accordance with subsection (1) of this section shall be agreed upon between all the contributing bodies and shall be embodied in writing which shall be executed by all the contributing bodies.

“(3) Subject to the provisions of any agreement entered into between the contributing bodies pursuant to this section, the remaining contributing bodies shall indemnify any contributing body, which shall have ceased its membership in accordance with this section, against all claims and demands made and enforceable against it in respect of matters in connection with the crematorium arising while that body was a contributing body under this Act.”

4. Membership of Board—Subsection (1) of section 6 of the principal Act is hereby amended by omitting the word “nine” in each case where it occurs in that subsection.

5. Quorum—Subsection (1) of section 17 of the principal Act is hereby amended by omitting the word “five” therefrom and by replacing it with the words “not less than half of the”.
