



ANALYSIS

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1974, No. 13—*Local*

An Act to amend the Summit Road (Canterbury) Protection Act 1963 [8 November 1974]

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 Summit Road (Canterbury) Protection Amendment Act 1974, and shall be read together with and deemed part of the Summit Road (Canterbury) Protection Act 1963.

2. Interpretation—Section 2 of the principal Act is hereby amended by omitting from the definition of the term “Authority” the word “Christchurch”, and substituting the word “Canterbury”.

3. Area to which Act applies—Section 4 (1) of the principal Act is hereby amended by omitting the word “Halswell”, and substituting the word “Paparua”.

4. Land may be declared protected land—Section 6 of the principal Act is hereby amended by adding the following subsections:

“(5) Where the doing of any act referred to in subsection (1) of this section requires the permission or approval of any contributory local body, application shall in the first instance be made to that body. Where the doing of any such act does not require such permission or approval, application may be made directly to the Authority. The approval, or approval subject to conditions, or disapproval of the Authority shall not contravene the provisions of any bylaw or any district or regional planning scheme, whether operative or not.

“(6) Any person adversely affected by any decision of the Authority on an application made directly to it under this section may appeal against that decision to the Appeal Board.”

5. Notice to remedy breach—Section 8 (1) of the principal Act (as substituted by section 4 of the Summit Road (Canterbury) Protection Amendment Act 1968) is hereby amended—

(a) By inserting, after the words “If any structure is erected or placed”, the words “or repaired or modified”:

(b) By inserting, before the words “section 10”, the words “section 6 or”.

6. Contributory local bodies—The First Schedule to the principal Act is hereby amended by omitting the words “Halswell County Council”.

7. Districts of contributory local bodies subject to levy—The Second Schedule to the principal Act is hereby amended by omitting the words “The whole of the County of Halswell”.
