



ANALYSIS

Title
Preamble
1. Short Title

2. Interpretation
3. Validation of rates
Schedule

1995, No. 1—*Local*

**An Act to validate certain rates levied by or on behalf of
the Bay of Plenty Regional Council** [16 March 1995]

WHEREAS—

- (a) Public notice of the Council's intention to make, at its meeting on the 1st day of July 1993, the rates described in the Schedule to this Act for the year ending with the 30th day of June 1994 was given in the *Opotiki News* on the 15th day of June 1993 and in the *Whakatane Beacon*, *Rotorua Daily Post*, and *Bay of Plenty Times* on the 16th day of June 1993:
- (b) There is no record that the Council resolved at its meeting on the 1st day of July 1993 to make the said rates and there is doubt whether the said rates were made:
- (c) It is desirable that the rates levied and collected by and on behalf of the Council for the year ended with the 30th day of June 1994 be validated:

BE IT THEREFORE ENACTED by the Parliament of New Zealand as follows:

1. Short Title—This Act may be cited as the Bay of Plenty Regional Council (Rates Validation) Act 1995.

2. Interpretation—In this Act, unless the context otherwise requires,—

“Council” means the Bay of Plenty Regional Council as constituted by clause 9 of the Local Government (Bay of Plenty Region) Reorganisation Order 1989:

“District councils” means the Tauranga District Council as constituted by clause 37 of the Local Government (Bay of Plenty Region) Reorganisation Order 1989, the Rotorua District Council as constituted by clause 85 of the Local Government (Bay of Plenty Region) Reorganisation Order 1989, the Whakatane District Council as constituted by clause 101 of the Local Government (Bay of Plenty Region) Reorganisation Order 1989, the Kawerau District Council as constituted by clause 126 of the Local Government (Bay of Plenty Region) Reorganisation Order 1989, the Opotiki District Council as constituted by clause 140 of the Local Government (Bay of Plenty Region) Reorganisation Order 1989, the Taupo District Council as constituted by clause 229 of the Local Government (Waikato Region) Reorganisation Order 1989, and the Western Bay of Plenty District Council as constituted by clause 61 of the Local Government (Bay of Plenty Region) Reorganisation Order 1989.

3. Validation of rates—(1) Notwithstanding anything in the Rating Powers Act 1988, the rates set out in the Schedule to this Act are hereby validated and deemed to have been lawfully made.

(2) All actions of the Council and each of the district councils in levying and collecting the said rates are hereby declared to be as valid and lawful as they would have been if the rates had been lawfully made on the 1st day of July 1993.

(3) All money received by the Council and each of the district councils in payment of the said rates is hereby declared to have been lawfully paid to and received by the council, or district council, as the case may be.

(4) Such part of the said rates as has not yet been paid to the Council or to any of the district councils is hereby declared to be lawfully payable and capable of being collected as if it had always been lawfully payable.

SCHEDULE—*continued*BAY OF PLENTY REGIONAL COUNCIL RATES FOR YEAR ENDED 30 JUNE
1994—*continued*

Class	Rate per \$ of land value (cents)
Kawerau Constituent District	
U3	0.0266

4. A consolidated rate made in accordance with the classification list of the Whakatane River Major Scheme Rating Area, as follows:

Class	Rate per \$ of land value (cents)
A	0.6908
B	0.3886
C	0.2159
D	0.1727
E	0.0691
F	0.0345
U1	0.1382
U2	0.0950
U3	0.0561
U4	0.0216

5. A consolidated rate made in accordance with the classification list for the Waioeoka/Otara Rivers Scheme Rating Area as follows:

Class	Rate per \$ of capital value (cents)
A	1.0649
B	0.7987
C	0.4260
D	0.2343
E	0.1278
F	0.0639
U1	0.2662
U2	0.0319

6. A rate made in accordance with the classification list of the Rangitaiki Drainage District as follows:

Class	Rate per \$ of land value (cents)
A	0.2235
B	0.1490
C	0.0745
D	0.0248
