

**Reprint
as at 1 July 2003**



Harbour Boards Dry Land Endowment Revesting Act 1991

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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.

This Act is administered by the Department of Conservation.

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An Act to provide for certain endowments of dry harbour land to be revested in the Crown or reserved for certain purposes, and to amend certain enactments

1 Short Title

This Act may be cited as the Harbour Boards Dry Land Endowment Revesting Act 1991.

2 Interpretation

In this Act, unless the context otherwise requires,—

Chief Surveyor has the same meaning as in the Survey Act 1986

controlling authority means,—

- (a) in relation to any land specified in Part A of the Schedule, the Minister:
- (b) in relation to any land specified in Part B of the Schedule, the Minister of Lands:
- (c) in relation to any land specified in Part C of the Schedule, the local authority in which the land is for the time being vested

Harbour Board means any Harbour Board constituted under the Harbours Act 1950 or any other enactment

local authority means a local authority within the meaning of the Local Government Act 2002

Minister means the Minister of Conservation

successor means the regional council or other local authority that is, by virtue of Part 2B of the Local Government Act 1974, the owner of land described in the Schedule

Treaty of Waitangi has the same meaning as the word **Treaty** as defined in section 2 of the Treaty of Waitangi Act 1975.

Section 2 **local authority**: substituted, on 1 July 2003, by section 262 of the Local Government Act 2002 (2002 No 84).

3 Treaty of Waitangi

All persons exercising functions and powers under this Act shall have regard to the principles of the Treaty of Waitangi (Te Tiriti o Waitangi).

- 4 Land to be revested in the Crown or held by local authority as reserve**
- (1) Notwithstanding anything in the Local Government Act 1974 or the Local Government Act 2002 or in any other enactment, but subject to subsections (2) to (8), the Governor-General may from time to time, by Order in Council,—
- (a) declare any area of land specified in Part A of the Schedule that is for the time being vested in a local authority, or any part of any such land,—
- (i) to be revested in the Crown and held for conservation purposes and such other purpose or purposes under the Conservation Act 1987 as may be specified in the order; or
- (ii) to be a reserve and to be classified for such purposes under the Reserves Act 1977 as may be specified in the order:
- (b) *[Repealed]*
- (c) declare any area of land specified in Part C of the Schedule that is for the time being vested in a local authority, or any part of any such land, to be a reserve and to be classified for such purposes under the Reserves Act 1977 as may be specified in the order.
- (2) Any strip of land not exceeding 20 metres in width that is revested in the Crown by an Order in Council made under subsection (1)(a) may be declared by the order to be held as a marginal strip for the purposes of the Conservation Act 1987.
- (3) Where any land is declared under subsection (1) or subsection (2) to be held for any purpose under the Conservation Act 1987, the provisions of that Act, with any necessary modifications, shall thereafter apply to that land,—
- (a) in the case of land declared to be held for conservation purposes, as if the declaration had been notified under section 7 of that Act; and
- (b) in the case of land declared to be held for any other specified purpose or purposes under that Act, as if the declaration had been notified under section 18 of that Act; and
- (c) in the case of land declared to be held as a marginal strip, as if the land were reserved as a marginal strip by section 24 of that Act.
- (4) *[Repealed]*
- (5) Where any land is declared under paragraph (a) or paragraph (c) of subsection (1) to be a reserve and to be classified for any purpose under the Reserves Act 1977, the provisions of that Act, with any necessary modifications, shall thereafter apply to that land as if the classification had been notified under section 16 of that Act.
- (6) No Order in Council shall be made under subsection (1) in respect of—
- (a) any land that has been transferred to a port company pursuant to the Port Companies Act 1988; or

- (b) any land identified at the commencement of this Act on a port company plan under that Act; or
 - (c) any land included in a proposed transfer of land to a port company pursuant to that Act, being a transfer that was commenced before the commencement of this Act but has not been completed.
- (7) Upon the revesting of any land in the Crown under this section,—
- (a) the former vesting of that land in a local authority, whether pursuant to the Local Government Act 1974 or the Local Government Act 2002 or otherwise, shall be deemed to have been revoked; and
 - (b) that land shall be deemed to be revested in the Crown as if it had never been alienated from the Crown and free from all subsequent trusts, reservations, restrictions, and conditions.
- (8) No Order in Council shall be made under subsection (1) in respect of any specified land unless the land has been identified for the purposes of this section on a plan that is lodged in the office of the Chief Surveyor and is certified as correct for the purposes of this section by the Chief Surveyor.

Section 4(1): amended, on 1 July 2003, by section 262 of the Local Government Act 2002 (2002 No 84).

Section 4(1)(b): repealed, on 12 March 1993, by section 12(3)(a) of the Reserves and Other Lands Disposal Act 1993 (1993 No 1).

Section 4(4): repealed, on 12 March 1993, by section 12(3)(a) of the Reserves and Other Lands Disposal Act 1993 (1993 No 1).

Section 4(7)(a): amended, on 1 July 2003, by section 262 of the Local Government Act 2002 (2002 No 84).

5 Endowments of dry harbour land not to be sold without approval of Minister

- (1) Any land that may be made subject to an Order in Council made under section 4, but is not for the time being subject to an Order in Council made under that section, may be sold or otherwise disposed of only with the approval in writing of the Minister.
- (2) The approval of the Minister under subsection (1)—
- (a) may be given subject to such exceptions, restrictions, and conditions as the Minister thinks fit, including any condition or restriction requiring the vendor to deal with money received by the vendor from the sale or exchange of land in a manner specified by the Minister, or requiring the vendor to obtain the consent of the Minister to the terms of any agreement or of any specified kind of agreement proposed to be entered into by the vendor in the exercise of the powers to which the approval relates; and
 - (b) shall be notified in the *Gazette*; and

- (c) shall take effect on the date of publication of such notice or such other date as the Minister may specify in the notice.
- (3) Every agreement to sell or otherwise dispose of any such land, that is entered into without the approval of the Minister under this section, shall be unlawful and shall have no effect.
- (4) Nothing in this Act shall apply to any land sold or otherwise disposed of in accordance with this section.

6 Protection of endowments of dry harbour land

- (1) Except with the approval in writing of the Minister, no person shall destroy, damage, or modify, or cause to be destroyed, damaged, or modified—
 - (a) the whole or any part of any area of land specified in the Schedule that has not been sold or otherwise disposed of under section 5; or
 - (b) any of the natural resources or historic resources of any such area.
- (2) The Minister may grant an approval under subsection (1) subject to such conditions as he or she thinks fit, or may decline to grant an approval.
- (3) Every person commits an offence against this Act who—
 - (a) contravenes subsection (1); or
 - (b) is in breach of any condition imposed by the Minister under subsection (2).
- (4) In this section, **natural resources** and **historic resources** have the same meanings as in the Conservation Act 1987.

7 Saving of existing authorities, agreements, and rights

- (1) Subject to this section, where an Order in Council is made under section 4,—
 - (a) every lease, licence, permit, consent, or other authority granted by a Harbour Board or a local authority (whether as a successor or otherwise); and
 - (b) every agreement in writing by such a Board or local authority to grant a lease, licence, permit, consent, or other authority; and
 - (c) every right within the meaning of the word **rights** as defined in section 2 of the Port Companies Act 1988 that has been transferred to a port company within the meaning of that Act, in accordance with a port company plan under that Act,—

that is, immediately before the commencement of that order, in effect in respect of any land specified in that order shall, to the extent to which it is lawful, continue to have effect in respect of that land according to its tenor.

- (2) The Minister is hereby authorised to execute on behalf of the Crown any instrument or other document that is required to be executed by the Crown in respect of any land specified in the Schedule.

- (3) The controlling authority may take all such proceedings as may be necessary to enforce any condition in any such lease, licence, permit, consent, or other authority as if the controlling authority had granted that authority.
- (4) Where an Order in Council is made under section 4, property that is fixed to, or under or over, any land to which that order applies (being property that was, immediately before the commencement of that order, owned by any person other than a local authority or the Crown) shall remain owned by the person who owned it immediately before the commencement of that order, and the owner—
 - (a) shall have reasonable access to the property; and
 - (b) may, after giving reasonable notice to the controlling authority, remove the property.
- (5) Nothing in subsection (4) shall limit or affect any lease, licence, permit, consent, other authority, agreement, or right continued in force by subsection (1).

8 Provisions relating to existing certificates of title

- (1) Every existing certificate of title in respect of any land revested in the Crown by an Order in Council made under section 4 that is not subject to any current registered lease or registered licence shall, on the request in writing of the Minister and without further authority than this subsection, be cancelled by the appropriate District Land Registrar.
- (2) Where the certificate of title for any such land is subject to such a lease or licence, the appropriate District Land Registrar shall, on the request in writing of the Minister and without further authority than this subsection, make any necessary endorsements on the certificate of title, and the certificate of title shall thereafter enure the name of Her Majesty the Queen in right of New Zealand for the purposes of this Act until the expiration or sooner determination of the lease or licence, and shall then be cancelled by the District Land Registrar.
- (3) Where the Minister makes any request under subsection (1) or subsection (2), the Minister shall also—
 - (a) produce the duplicate of the certificate of title concerned to the District Land Registrar for cancellation or endorsement, as the case may require; or
 - (b) certify that the duplicate is unavailable by reason of loss or damage.

9 Minister may apply for new certificates of title

- (1) The Minister may cause a plan of survey of any land revested in the Crown by an Order in Council made under section 4 to be made by a licensed cadastral surveyor and approved by the Chief Surveyor, and lodge it for deposit at the office of the appropriate District Land Registrar.
- (2) On or after the deposit of a plan of survey approved by the Chief Surveyor, the District Land Registrar shall, notwithstanding anything in the Land Transfer

Act 1952, issue to Her Majesty the Queen in right of New Zealand for the purposes of this Act a certificate of title under that Act in respect of the area to which the plan relates.

- (3) Where a new certificate of title is issued for the purposes of this Act, the District Land Registrar shall cancel any other certificate of title in respect of the land concerned or partially cancel that other certificate of title, as the case may require.
- (4) The District Land Registrar shall record against every such new certificate of title the order of priority of any registered leases or registered licences in respect of the land to which the certificate of title relates.
- (5) Nothing in this section shall prevent the Minister applying in accordance with the provisions of the Land Transfer Act 1952 for the issue of a new certificate of title in respect of any area revested in the Crown by any Order in Council made under section 4(1).

Section 9(1): amended, on 1 June 2002, by section 68(1) of the Cadastral Survey Act 2002 (2002 No 12).

10 Other Acts affected

The provisions of this Act shall have effect notwithstanding the provisions of the Land Transfer Act 1952 or any other enactment or rule of law relating to land.

11 Act not to render Crown liable for civil wrong

Nothing effected or authorised by or under this Act—

- (a) shall be regarded as making the Crown guilty of a civil wrong; or
- (b) shall be regarded as—
 - (i) placing the Crown in breach of any contract, deed, agreement, or other instrument having effect in respect of any land specified in the Schedule; or
 - (ii) assigning to the Crown any liability of any local authority under any such contract, deed, agreement, or instrument; or
- (c) shall be regarded as placing the Crown or any other person in breach of any enactment or rule of law or contractual provision prohibiting, restricting, or regulating the assignment or transfer of any land or any other property.

12 Penalties

Every person who commits an offence against this Act is liable,—

- (a) in the case of a natural person, to imprisonment for a term not exceeding 1 year or to a fine not exceeding \$10,000, and, where the offence is a continuing one, to a further fine not exceeding \$1,000 for every day on which the offence has continued:

- (b) in the case of a body corporate, to a fine not exceeding \$80,000, and, where the offence is a continuing one, to a further fine not exceeding \$10,000 for every day on which the offence has continued.

13 Offenders liable for loss or damage

- (1) Every person convicted of an offence against this Act shall be liable for any loss or damage or expenses arising from or caused by the act constituting the offence in addition to the penalty for the offence; and the amount payable in respect of the loss or damage or expense may be awarded by the court in fixing the penalty and may be recovered as a fine.
- (2) In assessing any amount payable under subsection (1), the court may take into account salaries, wages, and incidental expenses incurred in the investigation of the act constituting the offence or in remedying the loss or damage caused by the act, and shall take into account all other relevant factors.

14 Amendment to Conservation Act 1987

Amendment(s) incorporated in the Act(s).

15 Repeals

Amendment(s) incorporated in the Act(s).

Schedule

ss 4(1)(a), (b), (c)

Part A

Description of land that may be revested in the Crown for conservation purposes or declared to be reserve

Blacksmith Creek Sandspit: All that land containing 2.6911 hectares, more or less, and being all the land comprised and described in certificate of title No 46C/105, North Auckland Registry.

Busby Head: All that land described in section 5(2) of the Reserves and Other Lands Disposal Act 1942.

Havelock Harbour lands: All that land described in section 7 of the Havelock Harbour Board Act 1905, except—

- (a) Part Block A and Section 34 Block XII, Wakamarina Survey District, as shown on SO Plan 6186; and
- (b) the approaches to the Port of Havelock.

Jess Road Saltmarsh: All that land containing 10.9430 hectares, more or less, and being all the land comprised and described in certificate of title No 21D/1031, South Auckland Registry.

Kerikeri Wharf: All that land described in the Schedule of the Proclamation published in the *Gazette*, 1941, No 80, at p 3189.

Manawatu River coastal strip: All that land comprising Part 3, Block II, Moutere Survey District.

Motueka Harbour lands: All that land—

- (a) described in relation to the Port of Motueka in the *Gazette*, 1882, No 74, at p 1225;
- (b) referred to in section 5(b) of the Motueka Harbour Board Act 1905.

Napier Harbour lands: All that land described in Schedule 2 of the Napier Harbour Board Amendment and Endowment Improvement Act 1887, and known as Ahuriri Lagoon.

Nelson Harbour lands: All those portions of the land referred to in section 4(a) of the Nelson Harbour Act 1905 and described in Schedule 1 of that Act, known as the Boulder Bank, No-Mans Island, and Wakapuaka Sandflat (the last-mentioned land being all the land comprised and described in certificate of title No 8B/1147, Nelson Registry).

New Plymouth Harbour lands: All that land—

- (a) comprised and described in certificate of title, Volume 144, folio 101, Taranaki Registry;

- (b) being all the dry land comprised and described in certificate of title, Volume 102, folio 148, Taranaki Registry.

Northland Harbour lands, Reotahi: All that land containing 21.0465 hectares, more or less, and being all the land comprised and described in certificate of title No 26C/701, North Auckland Registry.

Otago Harbour lands: All that land—

- (a) described in the Schedule of the Otago Harbour Board Indemnity and Lands Vesting Act 1888:
- (b) described in Schedules 1 and 2 of the Otago Harbour Board Lands Vesting Act 1910.

Patea Harbour lands: All that land—

- (a) comprised and described in certificate of title, Volume 141, folio 232, Wellington Registry:
- (b) vested in the Corporation of the County of Patea by section 12 of the Taranaki Harbours Act 1965, being land for the time being vested in the South Taranaki District Council.

Tauranga Harbour lands: All that land containing 1.6 hectares, more or less, and being all the land comprised and described in certificate of title No 21D/1033, South Auckland Registry.

Wairoa Harbour lands: All that land—

- (a) containing 136.9427 hectares, more or less, and being all the land comprised and described in certificate of title No M3/248, Hawke's Bay Registry:
- (b) containing 2.3478 hectares, more or less, and being all the land comprised and described in certificate of title No M3/249, Hawke's Bay Registry:

Walker Island: All that land containing 7.1831 hectares, more or less, and being all the land comprised and described in certificate of title, Volume 975, folio 107, Auckland Registry.

Whakatane Harbour lands: All that land containing 8.1300 hectares, more or less, and being all the land comprised and described in certificate of title No 18B/587, South Auckland Registry.

Whangarei Harbour lands: All that land—

- (a) containing 38.4451 hectares, more or less, and being all the land comprised and described in certificate of title, Volume 80, folio 128, Auckland Registry:
- (b) containing 40.9053 hectares, more or less, and being all the land comprised and described in certificate of title, Volume 117, folio 222, Auckland Registry:
- (c) containing 18.6155 hectares, more or less, and being all the land comprised and described in certificate of title, Volume 80, folio 132, Auckland Registry:
- (d) containing 5 513 square metres, more or less, and being all the land comprised and described in certificate of title No 43B/945, North Auckland Registry:

- (e) described in Schedule 3 of the Whangarei Harbour Board Vesting and Empowering Act 1962:
- (f) described in Schedule 2 of the Whangarei Harbour Act 1907:
- (g) all that land known as Pirate Island and Knight Island, situated in Whangarei Harbour, and being all the land comprised and described in the Schedule of the Whangarei Harbour Board Vesting and Empowering Act 1919.

Whangaruru Harbour lands: All that land—

- (a) described in Schedule 2 of the Whangarei Harbour Board Vesting Act 1928, as shown on SO Plan 24847:
- (b) described in section 3(3) of the Reserves and Other Lands Disposal Act 1944, as shown on SO Plan 30999:

Part B

Description of land that may be revested in the Crown for any purposes

[Repealed]

Schedule 1 Part B: repealed, on 12 March 1993, by section 12(3)(b) of the Reserves and Other Lands Disposal Act 1993 (1993 No 1).

Part C

Description of land that may be declared to be reserve

Chapel Street lands, Tauranga: A strip of land of 20 metres in width along the mark of mean high water springs of the sea situated within any of that land—

- (a) containing 3 253 square metres, more or less, and being all the land comprised and described in certificate of title No 19A/358, South Auckland Registry:
- (b) containing 2 480 square metres, more or less, and being all the land comprised and described in certificate of title No 19A/359, South Auckland Registry:
- (c) containing 1 087 square metres, more or less, and being all the land comprised and described in certificate of title No 17B/894, South Auckland Registry:
- (d) containing 657 square metres, more or less, and being all the land comprised and described in certificate of title No 17B/977, South Auckland Registry:
- (e) containing 354 square metres, more or less, and being all the land comprised and described in certificate of title No 12A/179, South Auckland Registry:
- (f) containing 2.2637 hectares, more or less, and being all the land comprised and described in certificate of title, Volume 1224, folio 47, South Auckland Registry.

Greymouth Harbour lands: All that land described in section 13(16) of the Reserves and Other Lands Disposal Act 1982.

Grey River Mouth land: All that land—

- (a) containing 2 acres and 8.1 perches, more or less, and being all the land comprised and described in certificate of title No 2A/817, Westland Registry:
- (b) containing 3.9580 hectares, more or less, and being all the land comprised and described in certificate of title No 5C/707, Westland Registry.

Invercargill Harbour lands: All that land containing 14.2730 hectares, more or less, and being all the land comprised and described in certificate of title No 7C/868, Southland Registry.

Lyttelton Harbour lands: All that land described in the Schedule of the Lyttelton Harbour Board Reclamation and Empowering Act 1910.

Manukau Harbour lands: All that land described in item 4 of Schedule 1 of the Manukau Harbour Control Act 1911.

Mount Drury Signal Station Reserve: All that land containing 7 acres, 3 roods, and 24 perches, more or less, being Section 1, Block VII, Tauranga Survey District, and being Part of the land described in the *Gazette*, 1941, at page 2620.

Napier Foreshore lands: All that land containing 221.5766 hectares, more or less, and being all the land comprised and described in certificate of title No M2/729, Hawke's Bay Registry.

Tauranga City Marginal Strips: All that land—

- (a) containing 1 011 square metres, more or less, and being all the land comprised and described in certificates of title Nos 13B/964 and 13B/965, South Auckland Registry:
- (b) containing 3 135 square metres, more or less, and being all the land comprised and described in certificate of title No 13B/967, South Auckland Registry:
- (c) containing 775 square metres, more or less, and being all the land comprised and described in certificate of title No 27D/136, South Auckland Registry:
- (d) containing 582 square metres, more or less, and being all the land comprised and described in certificate of title No 13B/966, South Auckland Registry.

Tauranga Harbour lands: All that land—

- (a) containing 3.83 hectares, more or less, and being all the land comprised and described in certificate of title No 37A/439, South Auckland Registry:
- (b) being Allotment 108, Tawhai Parish, situated in Block II, Katikati Survey District (SO Plan 24628):
- (c) being Section 10A, Tawhai Parish, situated in Block IX, Katikati Survey District (SO Plan 414):
- (d) containing 1 012 square metres, more or less, and being all the land comprised and described in certificate of title, Volume 375, folio 41, Auckland Registry:
- (e) being Allotment 31A, Te Mania Parish, situated in Block II, Aongatete Survey District (SO Plan 18315):

- (f) containing 19.9307 hectares, more or less, and being all the land comprised and described in certificate of title No 7A/904, South Auckland Registry:
- (g) containing 1.2949 hectares, more or less, being all the land comprised and described in certificate of title No 29A/262, South Auckland Registry:
- (h) containing 708 square metres, more or less, and being all the land comprised and described in certificate of title, Volume 149, folio 270:
- (i) being Allotment 133, Apata Parish, situated in Block VI, Aongatete Survey District (SO Plan 18315):
- (j) being Allotment 216, Apata Parish, situated in Block III, Aongatete Survey District (SO Plan 18315):
- (k) containing 18.98 hectares, more or less, and being all the land comprised and described in certificates of title Nos 14A/15 and 23B/280, South Auckland Registry:
- (l) containing 2.8353 hectares, more or less, and being all the land comprised and described in certificate of title No 14C/983, South Auckland Registry:
- (m) being Allotment 237, Te Puna Parish, situated in Block VIII, Tauranga Survey District:
- (n) containing 13.0196 hectares, more or less, and being all the land comprised and described in certificate of title No 37C/668, South Auckland Registry:
- (o) containing 0.4047 hectares, more or less, and being all the land comprised and described in certificate of title, Volume 575, folio 24, Auckland Registry:
- (p) all that land being landing reserve (*Gazette*, 1902, at page 1909) and Part Allotment 181, Te Puna Parish, situated in Block II, Tauranga Survey District.

Waimakariri Harbour lands: All that land described in Schedule 1 of the Waimakariri Harbour Act 1946.

Wairoa Harbour lands: All that land—

- (a) containing 18.24 hectares, more or less, and being all the lands comprised and described in certificate of title, Volume 30, folio 168, Hawke's Bay Registry:
- (b) containing 23 acres 1 rood 37 perches, being river margins, and being Part Section 9, Block II, Clyde Survey District:
- (c) being Section 1, Block V, Clyde Survey District:
- (d) being Section 831, Borough of Wairoa, Township of Clyde:
- (e) being Lot 2, Deposited Plan 3350, Part Rural Section 17, Block V, Clyde Survey District.

Wanganui Harbour lands: All that land—

- (a) containing 7.7 hectares, more or less, and being all the land comprised and described in certificate of title No 5D/124, Wellington Registry:
- (b) described in section 53 of the Wanganui Harbour and River Conservators Board Act 1876, and in the Schedule of that Act.

Whakatane Harbour lands: All that land containing 4 055 square metres, more or less, and being part of the land comprised and described in certificate of title No 47B/472, South Auckland Registry.

Whatipu Endowment: All that land containing 384.4513 hectares, more or less, and being all the land comprised and described in certificate of title, Volume 945, folio 245, Auckland Registry.

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Notes

1 General

This is a reprint of the Harbour Boards Dry Land Endowment Revesting Act 1991. The reprint incorporates all the amendments to the Act as at 1 July 2003, 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 Act 2002 (2002 No 84): section 262

Cadastral Survey Act 2002 (2002 No 12): section 68(1)

Reserves and Other Lands Disposal Act 1993 (1993 No 1): section 12(3)(a), (b)