

Harbours Amendment Act (No 4) 1988

Public Act 1988 No 132
Date of assent 30 July 1988

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An Act to amend the Harbours Act 1950

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

1 Short Title

This Act may be cited as the Harbours Amendment Act (No. 4) 1988, and shall be read together with and deemed part of the Harbours Act 1950 (hereinafter referred to as the principal Act).

2 Removal, etc., of unauthorised works

Section 177 of the principal Act (as substituted by section 40(1) of the Harbours Amendment Act 1977) is hereby amended by inserting, after subsection (1), the following subsections:

“(1a) The Secretary may require any person to whom a notice under subsection (1) of this section has been duly given to pay to the Secretary all or any part the Secretary thinks fit of the direct and indirect costs to the Ministry of Transport or, as the case requires, to the Department of Conservation of considering whether or not to give the notice and of giving it; and in that case—

“(a) The person shall, within 28 days of receiving from the Secretary a written demand in that behalf, pay those costs or that part to the Secretary; and

“(b) The Secretary may, on behalf of the Minister, recover those costs or that part as a debt due to the Crown by the person.

“(1b) Any amount recoverable under subsection (1a) of this section is in addition to any amount recoverable under subsection (2) of this section.

“(1c) Where, in accordance with section 2(1a) of this Act, any amount is recovered under this section by the Director-General, it shall be deemed to have been paid under the Conservation Act 1987.”

This Act is administered in the Ministry of Transport.