

# Appendix 5.6:

## Reserve Bylaws

SCHEDULE

NORTH AUCKLAND LAND DISTRICT - WHANGAREI COUNTY

22.7376 hectares, more or less, being Lot 3, D.P. 25340,  
Lots 1 and 16, D.P. 40483, and Allotments 503 and 528, Waipu  
Parish, all situated in Block VII, Waipu Survey District.  
Balance certificate of title 1120/254, and all New Zealand  
Gazette 1980 page 93. (Doc. G.N. 760495.1). S.O. plans  
26315 and 27485.



567

# Department of Lands & Survey Res 2/2/271

TELEGRAPHIC ADDRESS: "HEADLANDS" TELEPHONE 44 435

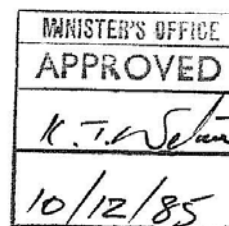
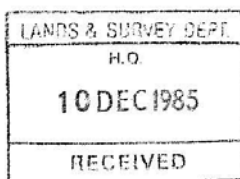
HEAD OFFICE,  
P.O. BOX 8003,  
GOVERNMENT BUILDINGS,  
WELLINGTON 1.

OUR REFERENCE: D.O. RES 2/2/271  
YOUR REFERENCE: H.O. 8/3/41  
PERSON TO CONTACT:

*B*

9 DEC 1985

The Minister of Lands



BYLAWS : WAIPU COVE RESERVE

## PROPOSAL

To approve bylaws made by the Waipu Cove Reserve Board which is responsible for the day to day management of the Waipu Cove Reserve.

## BACKGROUND

The Board is a statutory body established in terms of Section 30 of the Reserves Act 1977 and its functions as defined by the Act, are to control and manage the Waipu Cove Recreation Reserve in accordance with the provisions of the Reserves Act 1977. The present Board was appointed for a term of three years from 1 April 1984 expiring on 31 March 1987.

The Reserves Act has provision for a Board to make and pass bylaws as prescribed in the model bylaws gazetted by the Minister of Lands. This particular reserve is developed in part as a camping ground receiving considerable patronage over the statutory holiday periods which necessitates the appointment of a full time caretaker to manage the day to day administration of the reserve. The Board recently considered appointments for a new caretaker and at the same time has sought appropriate authority under the Reserves Act 1977 which would allow the caretaker to enforce any action taken in those functions relating to the daily running of the reserve. It was felt that the model gazetted bylaws adequately cover this aspect and these have been adopted accordingly by the Board. The Board is naturally anxious that these bylaws be approved as soon as possible prior to the Christmas holiday period.

The attached bylaws have been prepared in the form of the model bylaws gazetted pursuant to Section 106(1) and were passed and adopted by the Board at its meeting held on 25 May 1985.

## PUBLIC NOTICE

Advertisements appeared in the Northern Advocate on 11 May and 18 May, 1985. No objections were received.

## RECOMMENDATION

That the bylaws made by the Waipu Cove Reserve Board on 25 May, 1985 be approved pursuant to Section 108 of the Reserves Act 1977.

The above recommendation is submitted for your approval please and if you concur, three copies of the bylaws are attached for your signature.

*[Signature]*  
Director-General

## SCHEDULE

NORTH AUCKLAND LAND DISTRICT—FRANKLIN COUNTY  
404 s. e. metres, more or less, being Allotment 354,  
Waiuku East Parish, situated in Block III, Maoro Survey  
District. S.O. Plan 52373.

Dated at Wellington this 9th day of October 1978.

VENN YOUNG, Minister of Lands.

(L. and S. H.O. 16/3232; D.O. S/587)

*Declaration that Part of the Hauraki Gulf Maritime Park  
shall Cease to Form Part of the Park*

PURSUANT to the Hauraki Gulf Maritime Park Act 1967, the  
Minister of Lands hereby declares that the recreation reserve  
described in the Schedule hereto shall, on and after the 21st  
day of June 1978, cease to form part of the Hauraki Gulf  
Maritime Park and cease to be administered by the Hauraki  
Gulf Maritime Park Board.

## SCHEDULE

SOUTH AUCKLAND LAND DISTRICT—THAMES-COROMANDEL  
DISTRICT

21,3000 hectares, more or less, being Section 34, Block XII,  
Otama Survey District. S.O. Plan 48378.

Dated at Wellington this 5th day of October 1978.

VENN YOUNG, Minister of Lands.

(L. and S. H.O. Res. 2/8/2/2; D.O. 8/3/281)

*Notice of Acquisition of Public Reserve by the Crown and  
Addition to the Hauraki Gulf Maritime Park*

PURSUANT to the Reserves Act 1977, the Minister of Lands  
hereby gives notice that the land, described in the Schedule  
hereto, has been acquired as a reserve for recreation pur-  
poses, subject to the provisions of Part III of the said Act,  
and further, pursuant to the Hauraki Gulf Maritime Park  
Act 1967, declares that the land shall, on and after the 25th  
day of September 1978, be added to and form part of the  
Hauraki Gulf Maritime Park, to be administered by the  
Hauraki Gulf Maritime Park Board.

## SCHEDULE

NORTH AUCKLAND LAND DISTRICT—GREAT BARRIER  
ISLAND COUNTY

7,3804 hectares, more or less, being Lot 2, D.P. 76703,  
situated in Block II, Tryphena Survey District. C.T. 32D/  
1419.

Dated at Wellington this 9th day of October 1978.

VENN YOUNG, Minister of Lands.

(L. and S. H.O. Res. 2/2/46; D.O. NP 36/3)

## Reserves Act 1977

PURSUANT to section 106, Reserves Act 1977, the Minister of  
Lands prescribes the following model bylaws for the control  
of reserves.

## SCHEDULE

PURSUANT to the Reserves Act 1977, the (Name) Reserve  
Board hereby makes the following bylaws for the control  
and administration of the reserve.

## Interpretation

1. In these bylaws—  
"Board" means the (Name) Reserve Board appointed  
under the Reserves Act 1977;

"Reserve" means the (Name) Reserve comprising—

- (a) The land described in the Schedule hereto;
- (b) All other lands that may hereafter become a  
public reserve under the Reserves Act 1977 and  
under the control of the board.

## Reserve Open to the Public

2. (1) Subject to the provisions of these bylaws, the reserve  
shall be open to the public at all times, except during such  
hours as the board determines that the reserve shall be  
closed to the public.

(2) No person shall enter the reserve or remain therein  
during the hours when the reserve is closed to the public.

## Gates

3. No person shall leave any gate in a different position  
from that in which he finds it; gates found open shall be  
left open and gates found closed shall be left closed.

## Misbehaviour

4. (1) Within the said reserve no person shall wilfully  
obstruct, disturb, or interfere with any other person in the  
use or enjoyment of the said reserve or use foul, abusive,  
indecent or obscene language, or be intoxicated, noisy or  
riotous, or in any way misbehave.

(2) Where any person commits an offence against the  
foregoing bylaw he shall commit a further offence if he  
does not leave the said reserve when so requested by and  
officer of the Board.

## Planting

5. Except with the prior written consent of the Board no  
person shall plant any tree, shrub, or plant of any kind, or  
sow or scatter the seed of any tree, shrub, or plant of any  
kind, or introduce any substance injurious to plant life on  
the said reserve.

## Dangerous Weapons

6. Except with the prior written permission of the board, no  
person shall within the reserve carry or use any weapon or  
instrument of a dangerous character (including, but without  
limiting the generality of the foregoing provisions, any bow  
and arrow, catapult, or shanghai).

## Throwing Stones, etc.

7. No person shall throw any stick, stone, or other missile  
within the reserve.

## Tents, Booths, and other Structures

8. No person shall put up or erect any stall, booth, tent,  
swing, or structure of any kind within the reserves, except  
with the prior written permission of the board and then  
only at such place, for such time or term, of such dimensions,  
and subject to such conditions as are specified in the permit.  
Any fee charged by the board in respect of the permit shall  
be payable in advance.

## Selling Food and Drink

9. (1) No person shall within the reserve sell or offer  
or expose for sale or have in his possession for the purposes  
of sale any article of food or merchandise or any drink  
(whether intoxicating or otherwise), or carry on any trade,  
pursuit, or calling, except with the prior permission in writing  
of the Board and then only in compliance with every  
condition specified in the permit.

Provided that no such permit shall be deemed to authorise  
the sale or offering or exposing for sale or the having in  
possession for the purpose of sale of any intoxicating liquor  
in contravention of any provision of the Licensing Act 1908.

## Water

10. (1) No person shall within the reserve permit or cause  
wastage of water or permit any water tap to flow for a  
longer period than is reasonably required to obtain water  
for drinking or cooking or other lawful purposes within the  
reserve.

(2) No person shall in any manner pollute or otherwise  
render unfit for use for any purpose (whether for human  
consumption or not), any water supply within the reserve.

## Aircraft

11. No person shall make use of any part of the said  
reserve for the purpose of the landing or alighting thereon  
or the flying therefrom of aircraft of any kind (including  
aeroplanes, helicopters, gliders and balloons) except in accord-  
ance with written permission previously obtained from the  
board, but this bylaw shall not apply in cases of emergency.

No person shall land on the said reserve by parachute  
except in cases of emergency.

No person within the said reserve shall use or operate or  
attempt to use or operate a hang-glider.

Further, no person, operator or pilot-in-command of an  
aircraft of any description shall make use of any part of  
the said reserve for the purpose of setting down, picking up  
or recovery from within the said reserve of any person,  
livestock, carcass or article of any description except in  
accordance with the written permission of the board pre-  
viously obtained.

This bylaw does not absolve persons from compliance  
with any requirement that the Director of Civil Aviation  
may stipulate.

## Fires

12. No person shall light any fire, except at picnic places  
in fireplaces provided by the board, without the express  
permission of the board or officer of the board.

No person shall light a fire in any position where it is likely to present a fire hazard.

Once a fire is lit, the person lighting the fire, or such other person as is detailed by him, shall remain in attendance of the fire until it is completely extinguished.

No match, lighted or not lighted, cigarette, or other lighted matter shall be dropped, thrown or otherwise placed in any grass or other inflammable material.

Nothing in this bylaw shall exempt an offender from liability under any other Act, with respect to the lighting of fires.

#### Litter

13. No person shall deposit or throw on any part of the said reserve any litter, rubbish, or any substance or article of a dangerous or offensive nature or likely to be a dangerous or offensive nature except in a place or receptacle approved or provided by an officer of the Board for the purpose.

#### Dogs

14. (1) No person shall bring any dog into the reserve, or allow any dog in his custody or charge or under his control to be within the reserve, unless in either case the dog is led on a leash or is otherwise properly secured to the satisfaction of some person authorised by the board.

(2) Any person authorised by the board (either generally or in any particular case) may seize and detain any dog found within the reserve not secured as aforesaid. If the owner of the dog is not known to the board or cannot reasonably be ascertained, it shall be committed to the local pound or to the Society for the Prevention of Cruelty to Animals.

#### Sports and Games

15. (1) No person shall play at or engage in any sport or game in the reserve or any specified part of the reserve if he is expressly forbidden to do so by any person authorised by the board.

(2) No person (not being a competitor or official taking part in the sport or game) shall, if forbidden to do so by a person authorised by the board (either generally or in any particular case) or by any constable, enter in or remain on any portion of the reserve marked out as the playing area for any sport or game while that sport or game is in progress.

#### Vehicle and Other Traffic

16. (1) No person shall drive or ride any animal or any vehicle (whether propelled by mechanical power or not) within the reserve in a manner which, having regard to all the circumstances of the case, is or might be dangerous to the public or to any person.

(2) No person shall take, ride, or drive any animal or any vehicle (whether propelled by mechanical power or not) into or in the reserve except upon such parts as are laid off for vehicular traffic.

#### Parking

17. (1) No person shall park any vehicle (not being a bicycle) within the reserve except in place set aside by the board for the parking of vehicles.

(2) No person shall stop or stand any vehicle within the reserve in such a place that it causes or is likely to cause an obstruction to any entrance, thoroughfare (path, or walk) in the reserve.

(3) In this bylaw the term "park", in relation to any vehicle means to stand the vehicle in the reserve for a period exceeding five minutes.

#### Assemblage of Persons

18. (1) No person shall attend or take part in any organised meeting or assemblage of persons or sport or games or any other purposes whatsoever or any organised picnic within the reserve, unless the holding of the meeting or assemblage or picnic in the reserve has been permitted in writing by the board.

(2) For the purposes of this bylaw an organised meeting or assemblage or picnic is one that is attended by the employees or members of any Government department, trade union, club, company, firm, incorporated body, religious organisation, or other body of person, or any group of several of such organisations.

#### Notices and Bills

19. Except with the prior permission in writing of the board, no person shall post any placard, bill, poster, or notice within the reserve or interfere with any placard, bill, poster, or notice lawfully erected in the reserve, or, if called upon to desist by any person authorised by the board (either generally or in any particular case), distribute any handbill or notice within or at any entrance to the reserve.

#### Grass Plots and Flower Beds

20. (1) No person shall walk on any grass plot or other place within the reserve where the same is prohibited by a notice to that effect.

(2) No person shall walk on any flower bed or shrubbery within the reserve.

#### Damage to Property

21. No person shall remove, disturb, break, destroy, paint or carve or write names or letters or words or figures or devices on, or deface any building, object of art, natural object, erection, tool, instrument, seat, gate, bridge, fence, or tree within the reserve.

#### Musical Instruments

22. No person shall, if forbidden to do so by any person authorised by the board (either generally or in any particular case), use or play any instrument (musical or otherwise), any type of public address system or any type of amplified sound system in the reserve, or cause in any way any sound or noise that disturbs or annoys or is likely to disturb or annoy other occupiers or users of the reserve.

#### Camping

23. No person shall camp in the reserve except in a place set aside by the board for camping purposes, and then only upon payment of such fee as the board prescribes.

#### General

24. Nothing in these bylaws shall be deemed to limit or prevent the taking of proceedings under any Act in respect of any offence committed within the said reserve.

#### Penalty

25. Every person who commits a breach of these bylaws commits an offence and is liable accordingly to the penalty prescribed in section 104 of the Reserves Act 1977.

#### SCHEDULE

*(Here set out description of Reserve)*  
PASSED and adopted by resolution of the *Waipukurau* Reserve Board at a meeting held at *Waipukurau* this *25th* day of *May* 1985  
Signed for and on behalf of the *(Name)* Reserve Board this *25th* day of *August* 1985

*Chairman.*

*Secretary.*

PURSUANT to section 108 of the Reserves Act 1977, the foregoing bylaws for the *(Name)* Reserve hereby approved this *16th* day of *December* 1985 *16.12.1985*  
*Minister of Lands.*

Dated at Wellington this *12th* day of *October* 1978.

*VENN YOUNG, Minister of Lands.*

(L. and S. H.O. 16/105/13)

#### The Traffic (Waipukurau District) Notice No. 1, 1978

PURSUANT to the Transport Act 1962, the Minister of Transport hereby gives the following notice.

#### NOTICE

1. This notice may be cited as the Traffic (Waipukurau District) Notice No. 1, 1978.

2. The roads specified in the First Schedule hereto are hereby declared to be closely populated localities pursuant to section 52 of the Transport Act 1962.

3. The roads specified in the Second Schedule hereto are hereby declared to be 70 kilometres an hour speed limit areas pursuant to regulation 21 (2) of the Traffic Regulations 1976.

4. The roads specified in the Third Schedule hereto are hereby declared to be limited speed zones pursuant to regulation 21 (2) of the Traffic Regulations 1976.

5. The Traffic (Waipukurau District and Waipawa County) Notice 1977 dated the 14th day of October 1977, issued pursuant to section 52 of the Transport Act 1962 and regulation 27 of the Traffic Regulations 1976, which relates to roads situated within Waipukurau District at Kairakau Beach, Otane, Porangahau, Te Paerahi Beach (Porangahau Beach) and Waipukurau, and within Waipawa County adjacent to Waipukurau, is hereby revoked.

#### FIRST SCHEDULE

SITUATED within Waipukurau District at Kairakau Beach:  
Kairakau Beach Road: from its north-eastern end to Te Aipiti Road.