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An Act to amend the Rarotonga Waterworks Ordinance 1960.

(21 December 2015)

The Parliament of the Cook Islands enacts as follows—

1. **Title**
This Act is the Rarotonga Waterworks Ordinance Amendment Act 2015.
2. **Commencement**
This Act comes into force on the day after the date on which it is assented to by the Queen's Representative.
3. **Principal Act amended**
This Act amends the Rarotonga Waterworks Ordinance 1960.
4. **Interpretation**
In this Ordinance, unless the context otherwise requires,—
Minister means the Minister of the Crown who, with the authority of the Prime Minister, is responsible for the administration of infrastructure or waterworks or both
Ministry means Infrastructure Cook Islands or any subsequent Ministry responsible for Waterworks on Rarotonga.

5. Section 2 amended

The definition of **Waterworks** is amended by inserting the words “sediment ponds, settlement tanks, and water storage tanks” after the words “Rarotonga water supply”.

6. Section 3 amended

Section 3(4) is amended by inserting the words “the Ministry’s servants, workmen, contractors, or agents” after the word “Minister”.

7. Section 4 amended

Section 4(1) is amended by inserting the words “or the Ministry’s servants, workmen, contractors or agents” after the second appearance in the paragraph of the word “Minister”.

Section 4(2) is amended by inserting the words “or the Ministry’s servants, workmen, contractors or agents” after the word “Minister”.

Section 4(3) is amended by the following—

inserting the words “the Ministry’s servants, workmen, contractors, or agents” after the word “workmen”:

inserting the words “or put on or under that land additional pipe within close proximity to an already existing pipe when required with or without removing the existing pipe” after the words “when required”.

8. Section 9 amended

Section 9 is repealed and the following is substituted—

“9 Delegation of Powers of Minister

Subject to subsection (2) the Minister may from time to time delegate to any servant, workman, contractor, or agent, of the Ministry, or any wholly owned state owned enterprise deemed to be a subsidiary of the Cook Islands Government Property Corporation, as he thinks fit all or any of the other powers exercisable by him under this Ordinance and a person, natural or corporate, purporting to act pursuant to any delegation under this section shall be presumed to be acting in accordance with the terms of the delegation in the absence of proof to the contrary.

Despite subsection (1) the Minister may not delegate any powers provided in section 3(1).”

9. Amendments to other enactments

The Cook Islands Ordinance Amendment Act 1966 is amended by deleting the words “Minister of Public Works” in the Schedule and substituting the words “the Minister of the Crown who, with the authority of the Prime Minister, is responsible for the administration of infrastructure or waterworks or both.”

This Act is administered by Infrastructure Cook Islands.
Printed under the authority of the Cook Islands Parliament—2015.
