

## Attachment C

### Sections 138 and 81 of the Local Government Act 2002

#### Subpart 3—Restrictions on disposal of parks, reserves, and endowment properties

##### *Parks and reserves*

#### **138 Restriction on disposal of parks (by sale or otherwise)**

- (1) A local authority proposing to sell or otherwise dispose of a park or part of a park must consult on the proposal before it sells or disposes of, or agrees to sell or dispose of, the park or part of the park.
- (2) In this section,—  
**dispose of**, in relation to a park, includes the granting of a lease for more than 6 months that has the effect of excluding or substantially interfering with the public's access to the park  
**park**—
  - (a) means land acquired or used principally for community, recreational, environmental, cultural, or spiritual purposes; but
  - (b) does not include land that is held as a reserve, or part of a reserve, under the [Reserves Act 1977](#).

#### **81 Contributions to decision-making processes by Māori**

- (1) A local authority must—
  - (a) establish and maintain processes to provide opportunities for Māori to contribute to the decision-making processes of the local authority; and
  - (b) consider ways in which it may foster the development of Māori capacity to contribute to the decision-making processes of the local authority; and
  - (c) provide relevant information to Māori for the purposes of paragraphs (a) and (b).
- (2) A local authority, in exercising its responsibility to make judgments about the manner in which subsection (1) is to be complied with, must have regard to—
  - (a) the role of the local authority, as set out in [section 11](#); and
  - (b) such other matters as the local authority considers on reasonable grounds to be relevant to those judgments.