

## STATUTES AMENDMENT BILL

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### EXPLANATORY NOTE

*Clause 1* relates to the Short Title.

#### *Animals Protection*

*Clause 3* makes it an offence for any person, being the owner or person in charge of any animal, to wilfully or wantonly neglect the animal so that it suffers unreasonable or unnecessary pain, suffering, or distress.

*Clause 4* provides that where proceedings for an offence of cruelty to an animal are instituted by a person acting on behalf of a society established for the prevention of cruelty to animals, the amount of any fine recovered, less 5 per cent, shall be paid to the society.

#### *Apprentices*

*Clause 6: Subclause (1)* amends the powers of the Court of Arbitration in making apprenticeship orders to enable it to order apprentices to enrol for, continue, and complete a course of instruction with the New Zealand Technical Correspondence Institute.

*Subclause (2)* amends the section dealing with the delegation of powers of the Court to apprenticeship committees so that the power conferred on the Court by *subclause (1)* of this clause may be delegated to any such committee.

#### *Auctioneers*

*Clause 8* amends section 8 of the Auctioneers Act 1928 so that money recovered under an auctioneer's fidelity bond will be paid into the Public Account to the credit of the Trust Account and not into the Consolidated Revenue Account. This clause also changes the person who approves the application of that money after costs and expenses have been deducted. That person is at present the Governor-General but in future it will be the Minister of Finance.

#### *Births and Deaths Registration*

*Clause 10* amends sections 30-32 of the Births and Deaths Registration Act 1951. These sections require particulars concerning the death of any person to be registered within three days. The sections are amended so that the period will now be three "working" days.

No. 117—1

Price 2s. 6d.

*Child Welfare*

*Clause 12* amends section 45A of the Child Welfare Act 1925 which authorises the making of regulations dealing with the registration, licensing, and control of child care centres. The rights of appeal which can be conferred against decisions made under these regulations are too narrow and this clause amends section 45A retrospectively so that the giving of more extensive rights of appeal by the Child Care Centre Regulations 1960 is validated.

*Civil List*

*Clause 14* provides for the payment of an annuity to a person who has held the office of Prime Minister for at least two years and also of an annuity to the widow of such a person. The annuity is to be payable for life while the person concerned holds no office for which a salary is payable under the principal Act (other than that of an ordinary member of the House of Representatives). Where payable, the annuity for the former Prime Minister is to be at the yearly rate of £200 for each year of office or £1,000, whichever yearly rate is the less. The widow's annuity is to be at half that rate.

*Coroners*

*Clause 16:* This clause inserts a new provision requiring a Coroner to hold an inquest where a death occurs during an operation or within seven days thereafter. Existing provisions of the principal Act authorise the Coroner to discontinue or not to hold an inquest if there are proper grounds for doing so.

*Dangerous Goods*

*Clause 18:* By the Dangerous Goods Act 1957, regulations may be made prescribing the quantities of dangerous goods that may be stored or used on premises without a licence. This clause will authorise the making of regulations requiring a permit to be obtained for the installation of equipment for the storage or use of dangerous goods in cases where their storage or use does not require a licence.

*Department of Agriculture*

*Clause 20* declares that the Director-General of Agriculture shall have full power and authority to exercise and perform any power or function which is conferred on the Director of any Division of the Department of Agriculture by any enactment of which that Department or Director-General is charged with the administration by the principal Act or any other enactment.

*Earthquake and War Damage*

*Clause 22* authorises the making of regulations which will enable the Earthquake and War Damage Commission to provide, on a voluntary basis, insurance against damage arising from geothermal activity.

*Electric Power Boards*

*Clause 24:* This clause applies the Fees and Travelling Allowances Act 1951 to travelling allowances of members of Electric Power Boards.

*Electricity*

*Clause 26:* This clause empowers the Minister of Electricity to delegate his powers under the principal Act to the General Manager of the Electricity Department and the General Manager to delegate his powers to officers of the Department.

*Clause 27:* Section 18 of the principal Act limits the amount of subsidy payable to an Electrical Supply Authority to half the amount which the Rural Electrical Reticulation Council considers is the annual cost of supplying electricity to consumers served by an electric line. This clause authorises the subsidy to exceed half that cost if the subsidy, together with any contribution by the Authority and the revenue from consumers does not exceed twenty per cent of the capital cost of the line.

*Farm Forestry*

*Clause 29:* Section 7 (2) of the principal Act gives a Conservator power to waive the priority which would otherwise be accorded to the charge in respect of amounts payable under a farm forestry agreement in respect of which a certificate has been registered. The clause gives a Conservator authority to waive the priority at the time when he signs the certificate or at any earlier or later time. The amendment is designed to facilitate normal transactions in connection with mortgages securing further advances.

*Friendly Societies*

*Clause 31* increases the maximum interest that a member may have in a loan fund of a friendly society from £750 to £1,000.

*Clause 32* increases from £200 to £500 the maximum amount that a member of a friendly society can nominate as payable to any person on the death of the member.

*Government Life Insurance*

*Clause 34* changes the name of the Government Insurance Account to the Government Life Insurance Account to avoid confusion with the State Insurance Account.

*Historic Places*

*Clause 36* provides for one member of the Historic Places Trust to be appointed on the nomination of the Vice-Chancellors' Committee. This member was formerly appointed by the Senate of the University of New Zealand.

*Hospitals*

*Clause 38:* Section 52A of the Hospitals Act 1957 authorises Hospital Boards to pay gratuities based on total length of service to any officer or employee who on his retirement has had in the aggregate not less than 10 years' service with one or more Hospital Boards. This clause provides for service in the Public Service, the Post Office, and the New Zealand Government Railways Department to be aggregated with service with Hospital Boards for the purposes of that section.

*Clause 39* substitutes a new provision for the existing provision dealing with the issue by Hospital Boards of cheques bearing facsimile signatures.

*Industrial and Provident Societies*

*Clause 41* increases from £200 to £300 the maximum amount of the interest of a member that may be transferred on his death either on his nomination or otherwise without production of probate or letters of administration.

*Judicature*

*Clause 43* increases the salaries of the Judges of the Court of Appeal and of the Supreme Court, as from 1 April 1964, from £4,750 to £5,450 a year in the case of the Chief Justice, from £4,500 to £5,200 a year in the case of the President of the Court of Appeal, and from £4,250 to £4,950 a year in the case of the other Judges.

*Land*

*Clause 45* repeals and re-enacts with changes the second proviso to subsection (5) of section 63 of the principal Act. Under the existing proviso where a lease held by a serviceman or ex-serviceman with rehabilitation finance is transferred to a civilian or a non-eligible ex-serviceman the rental is adjusted so that it becomes based on the current value of the land at the date of the registration of the transfer. This means that the lessee does not receive any benefit from any increase in the value of the land which may have occurred between the date of the commencement of the lease and the date of transfer. The clause provides that in future the rental to be paid by such a new lessee will be based on the current value of the land at the date of the commencement of the lease.

*Clause 46* omits from section 181 of the principal Act the provisions making it necessary to include in the annual report to Parliament details of the expenditure on each area under development incurred during the period from the end of the farming year (30 June) to the end of the financial year (31 March).

The amendment will enable the annual report to be laid before Parliament earlier, as the additional information required at present involves some delay in the preparation of the report.

*Land Drainage*

*Clause 48:* By section 50 (2) of the Land Drainage Act 1908 a bylaw made by a Drainage Board may impose a fine not exceeding £10 for a breach of the bylaw. This clause increases the maximum fine to £50, and enables a fine to be prescribed for continuing breaches not exceeding £5 a day or part of a day during which the breach has continued.

*Land Valuation Court*

*Clause 50* increases, as from 1 April 1964, the salary of the Judge of the Land Valuation Court from £3,500 to £4,100 a year, and the salary of the present holder of that office from £4,250 to £4,950 a year.

*Clause 51:* Section 26 of the principal Act fixes the period within which a person may appeal to the Land Valuation Court against a final order of a Land Valuation Committee. The period is generally within 14 days after the making of the order. This clause reduces that period to seven days in the case of an order under Part II of the Land Settlement Promotion Act 1952 granting unconditionally an application for consent to any transaction where there is no objection from the Crown representative appointed under section 36 of the principal Act. This will also mean that where there is no appeal in such a case the order of the Committee may be sealed on an earlier date as the order cannot be sealed until the time for lodging an appeal has expired.

*Law Practitioners*

*Clause 53:* Section 107 of the Law Practitioners Act 1955 provides that any District Law Society, if authorised by its rules to do so, may by resolution impose on members of the Society who are engaged in practice on their own account an annual levy, not exceeding in any year the sum of £5 5s. for each member. The clause provides that the limit of the levy is in future to be such sum as the District Law Society may from time to time determine in accordance with its rules.



### *Life Insurance*

*Clause 55* amends the Twenty-third Schedule to the Act to correct an omission therein.

### *Magistrates' Courts*

*Clause 57* increases the salaries of Magistrates from £3,000 to £3,500 a year as from 1 April 1964.

*Clause 58*: Section 10 (2) of the principal Act provides that a person who has attained the age of 68 years and who is otherwise qualified to be appointed as a Magistrate may be appointed as an acting Magistrate for a period not exceeding 12 months, or for two or more periods not exceeding two years in the aggregate. This clause extends the aggregate period to four years.

### *Margarine*

*Clause 60*: This clause omits the word "mineral" from the definition of the term "margarine". The Food and Drug Regulations 1946 prohibit the preparation of any substance containing mineral oil and therefore conflict with the Margarine Act 1908. The amendments remove the anomaly.

### *Marlborough Colleges*

*Clause 62* amends the Marlborough College Act 1899 and its amendments so as to refer to the Marlborough Colleges instead of to Marlborough College.

*Clause 63* makes provision for a Board of Governors of the Marlborough Colleges.

### *National Parks*

*Clause 65* empowers National Park Boards, with the prior consent of the National Parks Authority, to grant leases or licences for residential sites to persons engaged in any trade, business, or occupation in Parks. The clause is retrospective to the commencement of the principal Act to validate any leases or licences already granted.

*Clause 66* provides that Boards, with the prior consent of the Authority, may permit huts to be erected in wilderness areas, for the control of noxious animals and introduced flora. The existing legislation does not permit the erection of any structure in a wilderness area.

### *Patriotic and Canteen Funds*

*Clauses 68 and 69* make provision for the appointment of deputies to attend meetings of the New Zealand Patriotic Fund Board and the Canteen Fund Board on behalf of members of those boards nominated by ex-servicemen's organisations.

### *Penal Institutions*

*Clause 71*: At present the Minister may grant to any person serving a sentence of imprisonment, not being a sentence of life imprisonment, remission of up to one-fourth of the term of his sentence on the ground of his good conduct and industry.

This clause enables the Minister to grant an additional remission of up to one-twelfth of the term of the sentence for an outstanding act of service or exemplary conduct. The Secretary for Justice or the Prisons Parole Board must recommend such a grant before it can be made.

*Post Office*

*Clause 73:* This clause repeals a provision requiring profits of the Post Office, other than profits from the Post Office Savings Bank, to be paid into the Consolidated Revenue Account.

*Public Revenues*

*Clause 75* increases the salary of the Controller and Auditor-General from £3,500 a year to £4,100 a year as from 1 April 1964.

*Public Works*

*Clause 77:* Under section 104 of the Public Works Act 1928, as enacted in section 6 of the Public Works Amendment Act 1962, the Maori Trustee becomes, in circumstances where the land is owned otherwise than by a single owner, the agent of the Maori owners of the land affected to pursue any claim for compensation. Doubts have been raised about the power and authority of the Maori Trustee to enter into an agreement for settlement of the amount of the compensation. This clause removes the doubt.

*Reserves and Domains*

*Clause 79:* The principal Act provides that the administering body of a recreation reserve and a Domain Board may not do certain things or exercise certain powers in connection with the reserve or domain under their control without the consent, authority, or approval of the Minister of Lands. This clause provides that where the administering body or the Domain Board is a local authority it may do those things and exercise those powers without that consent, authority, or approval.

*Clause 80:* This section empowers the Minister to direct that money held in respect of a public reserve, the control and management of which has been conferred on an administering body, may, with the consent of that administering body, be applied for the purposes of other public reserves or the acquisition of land as a public reserve. The existing legislation restricts these powers to money held in respect of public domains.

*Royal Society of New Zealand*

*Clause 82* provides that the President of the Society shall be eligible for reappointment to office for a further term of two years.

*Secondhand Dealers*

*Clause 84:* This clause exempts secondhand motor vehicles bought for wrecking or dismantling from the provisions of the principal Act requiring the entry in a register of transactions relating to the parts of the article subsequently sold. One entry only, relating to the acquisition of the motor vehicle, will be required. The amendment will not apply where the dealer acquires parts only of a secondhand motor vehicle in the course of his business.

*State Advances Corporation*

*Section 86:* Section 24 of the State Advances Corporation Act 1934–35 at present requires that money lent by the Corporation shall, subject to certain exceptions, be secured by way of first mortgage of land in New Zealand. This clause abolishes, as from 15 October 1963, the requirement that the security must be a first mortgage.

*Clause 87:* Section 37 of the State Advances Corporation Act 1936 provides that a mortgagor under a mortgage to the Corporation may not give a further mortgage or other charge over the land subject to the mortgage except with the written authority of the Board unless the further mortgage or other charge is in favour of the Corporation. This clause removes that restriction by repealing that section.

*State Supply of Electrical Energy*

*Clause 89:* This clause authorises the Minister of Electricity to charge reduced rates to supply authorities if he is satisfied that the electricity supplied will be resold at reduced rates to a person wishing to establish a new industry or expand an existing industry, that the establishment or expansion is in the national interest, and that an adequate supply of electricity at the reduced rate is necessary for the establishment or expansion.

The total amount of charges made to all supply authorities will not be affected by the amendment.

*Tariff and Development Board*

*Clause 91:* This clause provides that where a vacancy occurs in the membership of the Board, the person appointed to fill the vacancy shall be appointed for the residue of the term of the vacating member. The clause also provides that where both the Chairman and Deputy Chairman are unable to act, an Acting Chairman may be appointed. If the appointment relates to a particular inquiry he will continue to act as Chairman at any meeting of the Board relating to the inquiry.

*Clause 92:* Section 8 of the principal Act provides that delegation to a committee does not include power to make reports or recommendations to any Minister. This clause amends that section and authorises the making of any such reports and recommendations in special circumstances.

*Termites*

*Clause 94* amends section 14A of the Termites Act 1940 which deals with the demolition and removal of buildings in termite areas. This clause provides a specific penalty, namely, a fine not exceeding £20, for the offences of demolishing or removing a building in contravention of that section and of failing to comply with certain directions that a local authority is entitled to give where termites are discovered in a building being demolished or removed.

*Trade Practices*

*Clause 96:* The effect of the amendment proposed by this clause is that the Chairman of the Trade Practices Commission will be appointed independently and will not necessarily be the President of the Price Tribunal.

*Valuation of Land*

*Clause 98* authorises the Valuer-General to delegate his powers under any enactment to officers of the Valuation Department specified by him.

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*Hon. Mr Hanan*

## STATUTES AMENDMENT

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*Electricity*

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A BILL INTITULED

An Act to amend certain enactments of the General Assembly

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same,  
5 as follows:

1. **Short Title**—This Act may be cited as the Statutes Amendment Act 1964.

*Animals Protection*

**2. Sections to be read with Animals Protection Act 1960—**  
 This section and the next two succeeding sections shall be  
 read together with and deemed part of the Animals Protec- 5  
 tion Act 1960\* (in those sections referred to as the principal  
 Act).

\*1960, No. 30  
 Amendment: 1962, No. 55

**3. Wilful or wanton neglect of animals—**Section 3 of the  
 principal Act is hereby amended by inserting, after para-  
 graph (b), the following paragraph:

“(bb) Being the owner or person in charge of any animal, 10  
 wilfully or wantonly neglects the animal so that  
 it suffers unreasonable or unnecessary pain, suffer-  
 ing, or distress:”.

**4. Application of fines recovered in respect of offences of  
 cruelty to animals—**The principal Act is hereby amended by 15  
 inserting, after section 15, the following section:

“15A. Where proceedings for an offence against any of the  
 provisions of section 3 or section 4 of this Act are instituted  
 by any person acting on behalf of a society established for the  
 prevention of cruelty to animals, there shall be deducted 20  
 from any fine recovered in respect of that offence and credited  
 to the Consolidated Revenue Account an amount equal to  
 five per cent of the amount of the fine, and the residue thereof  
 after that deduction has been made shall be paid to the 25  
 society.”

*Apprentices*

**5. Sections to be read with Apprentices Act 1948—**This  
 section and the next succeeding section shall be read together  
 with and deemed part of the Apprentices Act 1948\* (in that  
 section referred to as the principal Act). 30

\*1957 Reprint, Vol. 1, p. 269  
 Amendment: 1961, No. 34

**6. Court may make orders governing apprenticeships—**  
 (1) Section 13 of the principal Act is hereby amended by  
 inserting in subsection (4), after paragraph (g), the follow-  
 ing paragraph:

“(gg) To order any apprentice or apprentices to enrol for, continue, and complete a course of instruction with the New Zealand Technical Correspondence Institute:”.

- 5 (2) Section 14 of the principal Act is hereby amended by omitting from subsection (1) the words “paragraphs (a), (f), (g), (h), (k), and (l)”, and substituting the words “paragraphs (a), (f), (g), (gg), (h), (k), and (l)”.

*Auctioneers*

- 10 **7. Sections to be read with Auctioneers Act 1928**—This section and the next succeeding section shall be read together with and deemed part of the Auctioneers Act 1928\* (in that section referred to as the principal Act).

\*1957 Reprint, Vol. 1, p. 389

**8. Application of money recovered under fidelity bond—**

- 15 Section 8 of the principal Act is hereby amended—  
(a) By omitting from subsection (6) the words “Consolidated Revenue Account”, and substituting the words “Public Account to the credit of the Trust Account”:  
20 (b) By omitting from subsection (6) the word “Governor-General”, and substituting the words “Minister of Finance”.

*Births and Deaths Registration*

- 9. Sections to be read with Births and Deaths Registration Act 1951**—This section and the next succeeding section shall be read together with and deemed part of the Births and Deaths Registration Act 1951\* (in that section referred to as the principal Act).

\*1957 Reprint, Vol. 1, p. 591

Amendments: 1959, No. 25; 1961, No. 23; 1963, No. 76

- 10. Computation of time within which particulars of death to be given**—The principal Act is hereby amended by adding to section 30, and also to section 31, and also to section 32. the following proviso:

30 “Provided that no day on which the office of the Registrar is not open shall be included in the computation of the said  
35 period of three days.”

*Child Welfare***11. Sections to be read with Child Welfare Act 1925—**

(1) This section and the next succeeding section shall be read together with and deemed part of the Child Welfare Act 1925\* (in that section referred to as the principal Act). 5

(2) This section and the next succeeding section shall be deemed to have come into force on the twenty-sixth day of September, nineteen hundred and fifty-eight.

\*1957 Reprint, Vol. 2, p. 1  
Amendments: 1958, No. 52; 1960, No. 39; 1961, No. 26

**12. Child care centres—**(1) Section 45A of the principal Act (as inserted by section 2 of the Child Welfare Amendment Act 1958) is hereby amended by repealing paragraph (f) of subsection (2), and substituting the following paragraph: 10

“(f) Confer rights of appeal against any decision or determination made or any requirement or condition imposed under regulations made pursuant to this section:” 15

(2) Nothing in this section shall affect the rights of any parties under any order made by any Court before the passing of this Act. 20

*Civil List*

**13. Sections to be read with Civil List Act 1950—**This section and the next succeeding section shall be read together with and deemed part of the Civil List Act 1950\* (in that section referred to as the principal Act). 25

\*1957 Reprint, Vol. 2, p. 119  
Amendment: 1961, No. 42

**14. Annuity for former Prime Minister and widow of former Prime Minister—**The principal Act is hereby amended by inserting, after section 7, the following section:

“7A. (1) Where a person has held the office of Prime Minister for a period or periods amounting in all to not less than two years, whether before or after the commencement of this section, there shall be paid, on and after the first day of October, nineteen hundred and sixty-four,— 30

5 “(a) To that person during his lifetime, while he holds no office for which a salary is payable under this Act (other than that of a member of the House of Representatives to whom section 22 of this Act applies), an annuity at the yearly rate of two hundred pounds for each year during which he held the office of Prime Minister, or of one thousand pounds, whichever yearly rate is the less:

10 “(b) To the widow of that person during her lifetime, while she holds no office for which a salary is payable under this Act (other than that of a member of the House of Representatives to whom section 22 of this Act applies), an annuity at the yearly rate of one hundred pounds for each year during which that person held the office of Prime Minister, or of five hundred pounds, whichever yearly rate is the less.

15 “(2) Every such annuity shall be paid by equal monthly instalments on the last day of each month, with a proportionate payment for any fraction of a month.”

*Coroners*

25 **15. Sections to be read with Coroners Act 1951**—This section and the next succeeding section shall be read together with and deemed part of the Coroners Act 1951\* (in that section referred to as the principal Act).

\*1957 Reprint, Vol. 2, p. 885  
Amendment: 1959, No. 57

**16. When Coroner to hold inquest**—(1) Section 5 of the principal Act is hereby amended by repealing subsection (2), and substituting the following subsection:

30 “(2) A Coroner shall hold an inquest where he is informed that any person has died and the cause of death is unknown or that any person has died while undergoing an operation or within seven days after undergoing an operation:

35 “Provided that in any such case the Coroner may decide, in accordance with section 6 of this Act, not to hold an inquest.”

(2) Section 6 of the principal Act is hereby amended by omitting from subsection (1) the words “any sudden death of which the cause is unknown”, and substituting the words “any death of which the cause is unknown or which occurred while the deceased was undergoing an operation or within seven days after undergoing an operation.”

*Dangerous Goods*

**17. Sections to be read with Dangerous Goods Act 1957—**  
This section and the next succeeding section shall be read together with and deemed part of the Dangerous Goods Act 1957\* (in that section referred to as the principal Act). 5

\*1957 Reprint, Vol. 3, p. 821  
Amendment: 1963, No. 84

**18. Regulations as to permits for installation of equipment—**Section 38 of the principal Act is hereby amended by inserting in subsection (2), after paragraph (a), the following paragraph:

“(aa) Requiring permits to be obtained for the installation 10  
of equipment for the storage or use of dangerous  
goods on premises on which those dangerous  
goods may be stored or used without a licence,  
regulating the issue of such permits, and pre-  
scribing the fees payable for such permits.” 15

*Department of Agriculture*

**19. Sections to be read with Department of Agriculture Act 1953—**This section and the next succeeding section shall be read together with and deemed part of the Department of Agriculture Act 1953\* (in that section referred to as the principal Act). 20

\*1957 Reprint, Vol. 3, p. 901  
Amendment: 1962, No. 63

**20. Powers of Director-General—**Section 8 of the principal Act is hereby amended by adding, as subsection (2), the following subsection:

“(2) The Director-General shall have full power and 25  
authority to exercise and perform any power or function  
which is conferred on the Director of any Division of the  
Department by any enactment of which the Department or  
the Director-General is charged with the administration by  
this Act or any other enactment.” 30

*Earthquake and War Damage*

**21. Sections to be read with Earthquake and War Damage Act 1944—**This section and the next succeeding section shall be read together with and deemed part of the Earthquake and War Damage Act 1944\* (in that section referred to as the principal Act). 35

\*1957 Reprint, Vol. 4, p. 283

**22. Regulations**—Section 26 of the principal Act is hereby amended by adding to paragraph (bb) of subsection (2) (as inserted by section 4 of the Finance Act (No. 2) 1948) the words “or from geothermal activity”.

5 *Electric Power Boards*

**23. Sections to be read with Electric Power Boards Act 1925**—This section and the next succeeding section shall be read together with and deemed part of the Electric Power Boards Act 1925\* (in that section referred to as the principal  
10 Act).

\*1957 Reprint, Vol. 4, p. 441  
Amendments: 1958, No. 25; 1960, No. 58; 1961, No. 30; 1963, No. 40

**24. Travelling allowances**—The principal Act is hereby amended by repealing section 44, and substituting the following section:

15 “44. There shall be paid to the Chairman and other members of the Board travelling allowances and expenses in accordance with the Fees and Travelling Allowances Act 1951, and the provisions of that Act shall apply accordingly as if the members were members of a statutory Board within the meaning of that Act.”

20 *Electricity*

**25. Sections to be read with Electricity Act 1945**—This section and the next two succeeding sections shall be read together with and deemed part of the Electricity Act 1945\* (in those sections referred to as the principal Act).

\*1957 Reprint, Vol. 4, p. 573  
Amendments: 1958, No. 31; 1959, No. 63; 1961, No. 80

25 **26. Delegation of powers by Minister and General Manager**—The principal Act is hereby amended by inserting, after section 4, the following section:

30 “4A. (1) The Minister may from time to time, by writing under his hand, either generally or particularly, delegate to the General Manager all or any of the powers which are conferred on him by this Act, but not including the power to delegate under this section or the power to consent to a delegation under subsection (6) of this section.



“(2) Subject to any general or special directions given or conditions attached by the Minister, the General Manager may exercise any powers delegated to him as aforesaid in the same manner and with the same effect as if they had been conferred on him directly by this section and not by delegation. 5

“(3) Where the General Manager purports to act pursuant to any delegation under this section, he shall be presumed to be acting in accordance with the terms of the delegation in the absence of proof to the contrary. 10

“(4) Every such delegation shall be revocable at will, and no such delegation shall prevent the exercise of any power by the Minister.

“(5) Unless and until any such delegation is revoked it shall continue in force according to its tenor. In the event of the Minister by whom any such delegation has been made ceasing to hold office, it shall continue to have effect as if made by the person for the time being holding office as Minister and, in the event of the General Manager to whom any such delegation has been made ceasing to hold office, it shall continue to have effect as if made to the person for the time being holding office as General Manager or, if there is no General Manager in office or if the General Manager is absent from duty, to the person for the time being directed under the State Services Act 1962 to act in the place of the General Manager. 15 20 25

“(6) The General Manager may from time to time, by writing under his hand, either generally or particularly, delegate to such officer or officers or employee or employees of the Department as he thinks fit all or any of the powers exercisable by him under this Act including any powers delegated to him under this Act, but not including this present power of delegation: 30

“Provided that the General Manager shall not delegate any power delegated to him by the Minister without the written consent of the Minister, or any power delegated to him under the State Services Act 1962 without the written consent of the State Services Commission. 35

“(7) Subject to any general or special directions given or conditions attached by the General Manager, the officer or employee to whom any powers are delegated under subsection (6) of this section may exercise those powers in the same manner and with the same effect as if they had been conferred on him directly by this section and not by delegation. 40 45

“(8) Every person purporting to act pursuant to any delegation under subsection (6) of this section shall be presumed to be acting in accordance with the terms of the delegation in the absence of proof to the contrary.

5 “(9) Any delegation under subsection (6) of this section may be made to a specified officer or employee or to officers or employees of a specified class, or may be made to the holder or holders for the time being of a specified office or class of offices.

10 “(10) Every delegation under subsection (6) of this section shall be revocable at will, and no such delegation shall prevent the exercise of any power by the General Manager.

15 “(11) Any such delegation shall, until revoked, continue in force according to its tenor, notwithstanding the fact that the General Manager by whom it was made may have ceased to hold office, and shall continue to have effect as if made by the successor in office of that General Manager.”

20 **27. Subsidies**—Section 18 of the principal Act is hereby amended by inserting, after subsection (2) (as substituted by section 2 (1) of the Electricity Amendment Act 1959), the following subsection:

25 “(2A) Notwithstanding the provisions of subsection (2) of this section, the subsidy, at the discretion of the Council, may exceed half the annual cost, as so determined, if the subsidy, together with any contribution from the Electrical Supply Authority and the revenue from consumers does not exceed twenty per cent of the capital cost of the electric line.”

*Farm Forestry*

30 **28. Sections to be read with Farm Forestry Act 1962**—This section and the next succeeding section shall be read together with and deemed part of the Farm Forestry Act 1962\* (in that section referred to as the principal Act).

\*1962, No. 20

35 **29. Money payable under registered farm forestry agreement as a charge on the land**—Section 7 of the principal Act is hereby amended by inserting in subsection (2), after the words “in any case”, the words “at the time when he signs the certificate or at any earlier or later time”.

*Friendly Societies*

**30. Sections to be read with Friendly Societies Act 1909—**  
 This section and the next two succeeding sections shall be read  
 together with and deemed part of the Friendly Societies Act  
 1909\* (in those sections referred to as the principal Act). 5

\*1957 Reprint, Vol. 5, p. 431

Amendments: 1959, No. 64; 1961, No. 112; 1962, No. 70; 1963, No. 89

**31. Increasing maximum interest of a member in loan  
 fund—**(1) Section 55 of the principal Act (as amended by  
 section 3 of the Friendly Societies Amendment Act 1953) is  
 hereby further amended by omitting from paragraph (b) of  
 subsection (1) the words “seven hundred and fifty pounds” 10  
 wherever they occur, and substituting in each case the words  
 “one thousand pounds”.

(2) Section 3 of the Friendly Societies Amendment Act  
 1953 is hereby repealed.

**32. Increasing amount that may be nominated without pro- 15  
 bate—**(1) Section 57 of the principal Act (as amended by  
 section 5 (1) of the Friendly Societies Amendment Act 1953  
 and by section 2 of the Friendly Societies Amendment Act  
 1959) is hereby further amended by omitting the words “two  
 hundred pounds” wherever they occur, and substituting in 20  
 each case the words “five hundred pounds”.

(2) The following enactments are hereby repealed,  
 namely:

(a) Subsection (1) of section 57 of the Friendly Societies  
 Amendment Act 1953: 25

(b) Section 2 of the Friendly Societies Amendment Act  
 1959.

*Government Life Insurance*

**33. Sections to be read with Government Life Insurance  
 Act 1953—**This section and the next succeeding section shall 30  
 be read together with and deemed part of the Government  
 Life Insurance Act 1953\* (in that section referred to as the  
 principal Act).

\*1957 Reprint, Vol. 5, p. 669

Amendments: 1959, No. 9; 1962, No. 72

**34. Government Life Insurance Account**—(1) Section 22 of the principal Act is hereby amended by omitting from subsection (1) the words “Government Insurance Account”, and substituting the words “Government Life Insurance Account”.

(2) The principal Act is hereby amended by omitting the words “Government Insurance Account”, in each place where they occur in sections 17, 20 to 31, 37, 39, and 40, and substituting in each case the words “Government Life Insurance Account”.

(3) Every reference to the Government Insurance Account in any enactment or in any agreement, deed, instrument, application, notice, or other document whatsoever shall, unless the context otherwise requires, be read as a reference to the Government Life Insurance Account.

*Historic Places*

**35. Sections to be read with Historic Places Act 1954**—This section and the next succeeding section shall be read together with and deemed part of the Historic Places Act 1954\* (in that section referred to as the principal Act).

\*1957 Reprint, Vol. 6, p. 103  
Amendment: 1963, No. 55

**36. Membership of Trust**—Section 5 of the principal Act is hereby amended by repealing paragraph (e) of subsection (1), and substituting the following paragraph:

“(e) One member to be appointed on the nomination of the Vice-Chancellors’ Committee constituted under section 46 of the Universities Act 1961.”

*Hospitals*

**37. Sections to be read with Hospitals Act 1957**—This section and the next two succeeding sections shall be read together with and deemed part of the Hospitals Act 1957\* (in those sections referred to as the principal Act).

\*1957 Reprint, Vol. 6, p. 119  
Amendments: 1961, No. 84; 1962, No. 43

**38. Grants on retirement or death of officers or employees—**  
Section 52A of the principal Act (as inserted by section 2 (1) of the Hospitals Amendment Act 1962) is hereby amended—

- (a) By inserting in subsection (1), after the word “Boards”,  
the words “or with one or more Boards and with  
one or more of the following services, namely, the  
Public Service as defined in section 2 of the State  
Services Act 1962, the Post Office, or the New  
Zealand Government Railways Department”:
- (b) By inserting in paragraph (a) of subsection (4), after  
the words “other Board”, the words “or of the  
Public Service as defined in section 2 of the State  
Services Act 1962 or of the Post Office or of the  
New Zealand Government Railways Department”:

**39. Facsimile signatures on cheques—**(1) Section 91 of  
the principal Act is hereby amended by repealing subsection  
(2) (as added by section 2 of the Hospitals Amendment Act  
1961), and substituting the following subsection:

“(2) Notwithstanding anything in subsection (1) of this  
section, it shall be lawful for any Board, with the prior  
consent in writing of the Audit Office and subject to such  
conditions as the Audit Office prescribes, to pay any money  
by cheque bearing a facsimile of the signature of the Treasurer  
or of the signatures of the Treasurer and of any member  
authorised pursuant to the provisions of this section to coun-  
tersign cheques, and every cheque bearing such a facsimile  
shall be deemed to have been duly signed and countersigned  
in accordance with the provisions of this section.”

(2) Section 2 of the Hospitals Amendment Act 1961 is  
hereby repealed.

*Industrial and Provident Societies*

**40. Sections to be read with Industrial and Provident Soci-  
eties Act 1908—**This section and the next succeeding section  
shall be read together with and deemed part of the Industrial  
and Provident Societies Act 1908\* (in that section referred  
to as the principal Act).

\*1957 Reprint, Vol. 6, p. 389

**41. Increasing amount that may be nominated or transferred without probate**—(1) Section 9 of the principal Act is hereby amended—

5 (a) By omitting from the proviso to paragraph (e) (as amended by section 5 (a) of the Industrial and Provident Societies Amendment Act 1952) the words “two hundred pounds”, and substituting the words “three hundred pounds”:

10 (b) By omitting from paragraph (f) (as amended by section 5 (b) of the Industrial and Provident Societies Amendment Act 1952 and by section 4 (3) of the Administration Amendment Act 1964) the words “two hundred pounds”, and substituting the words “three hundred pounds”.

15 (2) The Industrial and Provident Societies Amendment Act 1952 is hereby amended by repealing paragraphs (a) and (b) of section 5.

#### *Judicature*

20 **42. Sections to be read with Judicature Act 1908**—(1) This section and the next succeeding section shall be read together with and deemed part of the Judicature Act 1908.\*

(2) This section and the next succeeding section shall be deemed to have come into force on the first day of April, nineteen hundred and sixty-four.

\*1957 Reprint, Vol. 6, p. 699

Amendments: 1958, No. 40; 1959, No. 20; 1960, No. 109; 1961, No. 11; 1963, No. 133

25 **43. Salaries of Judges**—(1) There shall be paid to the Judges of the Court of Appeal and to the Judges of the Supreme Court out of the Consolidated Revenue Account, without further appropriation than this Act, salaries at the following rates:

30 (a) To the Chief Justice of New Zealand, at the rate of five thousand four hundred and fifty pounds a year:

(b) To the President of the Court of Appeal, at the rate of five thousand two hundred pounds a year:

35 (c) To each of the other Judges of the Court of Appeal or of the Supreme Court, at the rate of four thousand nine hundred and fifty pounds a year.

(2) Section 5 of the Judicature Amendment Act 1961 is hereby repealed.

*Land*

**44. Sections to be read with Land Act 1948**—This section and the next two succeeding sections shall be read together with and deemed part of the Land Act 1948\* (in those sections referred to as the principal Act).

5

\*1957 Reprint, Vol. 7, p. 1

Amendments: 1958, No. 72; 1959, No. 70; 1960, No. 68; 1961, No. 86; 1962, No. 78; 1963, No. 93

**45. Renewable lease**—Section 63 of the principal Act is hereby amended by repealing the second proviso to subsection (5) (as added by section 10 of the Land Amendment Act 1950), and substituting the following proviso:

“Provided further that, unless in any case the Board otherwise determines,—

10

“(a) Where the lessee transfers, subleases, or otherwise disposes of his interest to any person (not being a serviceman or a discharged serviceman who has been granted a loan by the Rehabilitation Board to facilitate his settlement on the land), the rental value and yearly rent as provided in the lease shall cease and determine on the date of the registration of the transfer, sublease, or other instrument of disposition, and a new rental value and yearly rent based on the current value of the land as at the commencement of the lease shall be determined by the Board, and shall take effect accordingly:

15

20

“(b) Where the lessee has entered into an agreement to transfer, sublease, or otherwise dispose of his interest to any person (not being such a serviceman or discharged serviceman) at a future date, the rental value and yearly rent as provided in the lease shall cease and determine on the date when that person enters into possession of the land pursuant to the agreement, and a new rental value and yearly rent based upon the current value of the land as at the commencement of the lease shall be determined by the Board, and shall take effect accordingly:”.

25

30

35

**46. Report to Parliament**—Section 181 of the principal Act is hereby amended by omitting from paragraph (b) of subsection (2) the words “and of the expenditure from the end of that farming year to the following thirty-first day of March”.

40

*Land Drainage*

47. Sections to be read with Land Drainage Act 1908—  
This section and the next succeeding section shall be read  
together with and deemed part of the Land Drainage Act  
5 1908\* (in that section referred to as the principal Act).

\*1957 Reprint, Vol. 7, p. 471  
Amendment: 1958, No. 73

48. Penalty for breach of bylaws—The principal Act is  
hereby amended by inserting, after section 50, the following  
section:

“50A. Bylaws made pursuant to section 50 of this Act or  
10 section 8 or section 9 of the Land Drainage Amendment Act  
1913 or section 5 of the Land Drainage Amendment Act 1920  
may prescribe a fine not exceeding fifty pounds for any breach  
thereof and, where the breach is a continuing one, a further  
fine not exceeding five pounds for every day or part of a day  
15 during which the breach has continued.”

(2) Section 50 of the principal Act is hereby amended by  
repealing subsection (2).

*Land Valuation Court*

49. Sections to be read with Land Valuation Court Act  
20 1948—This section and the next two succeeding sections  
shall be read together with and deemed part of the Land  
Valuation Court Act 1948\* (in those sections referred to as  
the principal Act).

\*1957 Reprint, Vol. 7, p. 727  
Amendments: 1960, No. 113; 1961, No. 87

50. Salary and allowances of Judge of Land Valuation  
25 Court—(1) Section 6 of the principal Act is hereby amended  
by repealing subsection (1) (as substituted by section 2 (1)  
of the Land Valuation Court Amendment Act 1961), and  
substituting the following subsection:

“(1) There shall be paid to the Judge of the Court out of  
30 the Consolidated Revenue Account, without further appro-  
priation than this section, a salary at the rate of four thou-  
sand one hundred pounds a year, together with such travel-  
ling allowances as shall be fixed from time to time by Order  
in Council:



“Provided that, while the person holding office as the Judge of the Court on the first day of April, nineteen hundred and sixty-four, continues to hold that office his salary shall be at the rate of four thousand nine hundred and fifty pounds a year.”

5

(2) The Land Valuation Court Amendment Act 1961 is hereby repealed.

(3) This section shall be deemed to have come into force on the first day of April, nineteen hundred and sixty-four.

**51. Appeals to Land Valuation Court**—Section 26 of the principal Act is hereby amended by inserting, in subsection (2), after paragraph (b), the following paragraph:

10

“(bb) Seven days in the case of an order under Part II of the Land Settlement Promotion Act 1952 granting unconditionally an application for consent to any transaction where there is no objection from the Crown representative appointed under section 36 of this Act.”

15

#### *Law Practitioners*

**52. Sections to be read with Law Practitioners Act 1955**—This section and the next succeeding section shall be read together with and deemed part of the Law Practitioners Act 1955\* (in that section referred to as the principal Act).

20

\*1957 Reprint, Vol. 7, p. 749  
Amendments: 1961, No. 47; 1962, No. 121; 1963, No. 95

**53. Annual levy on members**—Section 107 of the principal Act is hereby amended by omitting from subsection (1) the words “the sum of five pounds five shillings”, and substituting the words “such sum as it may from time to time determine in accordance with its rules”.

25

#### *Life Insurance*

**54. Sections to be read with Life Insurance Act 1908**—This section and the next succeeding section shall be read together with and deemed part of the Life Insurance Act 1908\* (in that section referred to as the principal Act).

30

\*1957 Reprint, Vol. 8, p. 333  
Amendments: 1958, No. 77; 1962, No. 79

55. **Twenty-third Schedule amended**—The Twenty-third Schedule to the principal Act (as added by section 3 (4) of the Life Insurance Amendment Act 1962) is hereby amended by inserting in the heading, after the words  
 5 “Memorandum of Discharge”, the words “of Mortgage”.

*Magistrates’ Courts*

56. **Sections to be read with Magistrates’ Courts Act 1947**—This section and the next two succeeding sections shall be read together with and deemed part of the Magistrates’  
 10 Courts Act 1947\* (in those sections referred to as the principal Act).

\*1957 Reprint, Vol. 8, p. 647

Amendments: 1959, No. 73; 1960, No. 112; 1961, No. 20; 1963, No. 100

57. **Salaries of Magistrates**—(1) Section 6 of the principal Act is hereby amended by repealing subsection (1) (as substituted by section 2 (1) of the Magistrates’ Courts Amend-  
 15 ment Act 1960), and substituting the following subsection:

“(1) Every Magistrate shall be paid a salary at the rate of three thousand five hundred pounds a year.”

(2) Section 2 of the Magistrates’ Courts Amendment Act 1960 is hereby repealed.

20 (3) This section shall be deemed to have come into force on the first day of April, nineteen hundred and sixty-four.

58. **Acting Magistrates**—Section 10 of the principal Act is hereby amended by omitting from subsection (2) the words “two years”, and substituting the words “four years”.

25

*Margarine*

59. **Sections to be read with Margarine Act 1908**—This section and the next succeeding section shall be read together with and deemed part of the Margarine Act 1908\* (in that section referred to as the principal Act).

\*1957 Reprint, Vol. 9, p. 275

30 60. **Definition of “margarine”**—(1) Section 2 of the principal Act is hereby amended by omitting from the definition of the term “margarine” the word “mineral”.

(2) Paragraph (c) of section 4 of the principal Act is hereby amended by omitting the word “mineral”.

*Marlborough Colleges*

**61. Sections to be read with Marlborough College Act 1899**—This section and the next two succeeding sections shall be read together with and deemed part of the Marlborough College Act 1899 (in those sections referred to as the principal Act). 5

**62. Name of School**—(1) The principal Act, as amended by section 2 of the Marlborough College Amendment Act 1957, is hereby further amended—

(a) By omitting from the Title the words “a College”, and substituting the word “Colleges”: 10

(b) By omitting from section 1 the words “the Marlborough College Act 1899” and substituting the words “the Marlborough Colleges Act 1899”:

(c) By omitting from section 2 the words “Marlborough College”, and substituting the words “the Marlborough Colleges”: 15

(2) Section 90 of the Education Act 1914, as amended by section 2 of the Marlborough College Amendment Act 1957, is hereby further amended by omitting from subsection (4) the words “Marlborough College” in each place where they occur, and substituting in each case the words “Marlborough Colleges”. 20

(3) Where in any Act or document there is a reference to— 25

(a) The Marlborough High School Act 1899 or to the Marlborough College Act 1899, that reference shall be read as a reference to the Marlborough Colleges Act 1899:

(b) The Marlborough High School or Marlborough College, that reference shall be read as a reference to the Marlborough Colleges: 30

(c) The Board of Governors of the High School of Marlborough or to the Marlborough College Board, that reference shall be read as a reference to the Marlborough Colleges Board. 35

(4) Section 2 of the Marlborough College Amendment Act 1957 is hereby consequentially repealed.

**63. Board of Governors**—Section 3 of the principal Act, as amended by section 3 of the Marlborough College Amendment Act 1957, is hereby further amended by repealing subsection (1), and substituting the following subsection: 40

“(1) There shall be a Board of Governors of the Marlborough Colleges, which Board shall be known as the Marlborough Colleges Board (hereinafter referred to as the Board).”

5

*National Parks*

**64. Sections to be read with National Parks Act 1952—** This section and the next two succeeding sections shall be read together with and deemed part of the National Parks Act 1952\* (in those sections referred to as the principal Act).

\*1957 Reprint, Vol. 10, p. 735  
Amendment: 1958, No. 83

10 **65. Particular powers of Boards—**(1) Section 28 of the principal Act is hereby amended by inserting in subsection (1), after paragraph (i), the following paragraph:

15 “(ii) With the prior consent of the Authority, and subject to such terms, conditions, and rental (nominal or otherwise) as the Authority approves, on behalf of Her Majesty, grant leases or licences of land within the Park, as sites for dwellings for persons or bodies of persons (whether incorporated or not) carrying on any trade, business, or occupation within the Park, or as sites for dwellings for any person permanently employed by such persons or bodies of persons.”

(2) This section shall be deemed to have come into force on the first day of April, nineteen hundred and fifty-three.

25 **66. Wilderness areas—**Section 34 of the principal Act is hereby amended by adding to paragraph (b) of subsection (2) the following proviso:

30 “Provided that the Board, with the prior consent of the Authority, may erect or authorise the erection of huts for the use of officers of any Department of State or other persons engaged under lawful authority in the destruction or eradication of introduced flora and fauna in the Park.”

*Patriotic and Canteen Funds*

35 **67. Sections to be read with Patriotic and Canteen Funds Act 1947—**This section and the next two succeeding sections shall be read together with and deemed part of the Patriotic and Canteen Funds Act 1947\* (in those sections referred to as the principal Act).

\*1957 Reprint, Vol. 11, p. 609  
Amendment: 1960, No. 82

**68. Membership of the Board**—(1) Section 4 of the principal Act is hereby amended by repealing subsection (2) (as amended by section 2 (2) of the Patriotic and Canteen Funds Amendment Act 1950), and substituting the following subsection:

“(2) In the absence from any meeting of the Board of the Secretary for Internal Affairs any member of his Department authorised by him in that behalf may attend that meeting in his stead. In the absence from any meeting of the Board of any member of the Board appointed under any of the provisions of paragraphs (c) to (h) of subsection (1) of this section, the organisation or organisations by whom such member was nominated, may authorise any other person to attend that meeting in his stead. While any person is attending a meeting of the Board under this subsection he shall be deemed for all purposes to be a member of the Board. The fact that any person so attends shall be sufficient evidence of his authority so to do.”

(2) Subsection (2) of section 2 of the Patriotic and Canteen Funds Amendment Act 1950 is hereby repealed.

**69. Membership of Canteen Fund Board**—Section 26 of the principal Act is hereby amended by inserting, after subsection (1), the following subsection:

“(1A) In the absence from any meeting of the Board of any member, the discharged servicemen’s organisation which he represents may nominate any other person to attend the meeting in his stead, and any person so attending shall be deemed for all purposes to be a member of the Board. The fact that any person so attends shall be sufficient evidence of his authority so to do.”

#### *Penal Institutions*

**70. Sections to be read with Penal Institutions Act 1954**—This section and the next succeeding section shall be read together with and deemed part of the Penal Institutions Act 1954\* (in that section referred to as the principal Act).

\*1957 Reprint, Vol. 11, p. 667

Amendments: 1961, No. 18; 1963, No. 36

**71. Additional remission of part of sentence of imprisonment**—(1) Section 31 of the principal Act is hereby amended by inserting, after subsection (1B) (as inserted by section 4 of the Penal Institutions Amendment Act 1963), the following subsection:

- “(1c) Where the Secretary for Justice or the Prisons Parole Board considers that the conduct of any person serving a sentence of imprisonment, not being a sentence of life imprisonment, has been exemplary during his sentence, or where  
 5 any person serving such a sentence has during his sentence performed some outstanding act of service, the Secretary or the Board may recommend to the Minister that the person be granted, in addition to any remission which may be granted to him under subsection (1) of this section, a special  
 10 remission of part of his sentence, not exceeding one-twelfth of the term, and the Minister may, if he thinks fit, direct that a special remission be granted accordingly. Any such direction may be revoked by the Minister at any time before the person is released.”
- 15 (2) Section 31 of the principal Act is hereby further amended by inserting in subsection (1B) (as so inserted), after the word “under”, the words “subsection (1) of”.

#### *Post Office*

- 20 **72. Sections to be read with Post Office Act 1959**—This section and the next succeeding section shall be read together with and deemed part of the Post Office Act 1959\* (in that section referred to as the principal Act).

\*1959, No. 30

Amendments: 1960, No. 106; 1961, No. 94; 1962, No. 27; 1963, No. 107

- 25 **73. Money payable out of Post Office Account**—(1) Paragraph (d) of subsection (1) of section 173 of the principal Act is hereby repealed.

(2) Subsection (2) of section 173 of the principal Act is hereby amended by omitting the words “or paragraph (d)”.

#### *Public Revenues*

- 30 **74. Sections to be read with Public Revenues Act 1953**—(1) This section and the next succeeding section shall be read together with and deemed part of the Public Revenues Act 1953\* (in that section referred to as the principal Act).

35 (2) This section and the next succeeding section shall be deemed to have come into force on the first day of April, nineteen hundred and sixty-four.

\*1957 Reprint, Vol. 12, p. 253

Amendments: 1958, No. 88; 1960, No. 84; 1962, No. 6; 1962, No. 96; 1963, No. 46

**75. Salary of Controller and Auditor-General**—(1) The principal Act is hereby amended by repealing section 15 (as substituted by section 2 (1) of the Public Revenues Amendment Act 1960), and substituting the following section:

“15. There shall be paid to the Controller and Auditor-General out of the Consolidated Revenue Account, without further appropriation than this section, a salary at the rate of four thousand one hundred pounds a year.”

(2) The Public Revenues Amendment Act 1960 is hereby repealed.

*Public Works*

**76. Sections to be read with Public Works Act 1928**—This section and the next succeeding section shall be read together with and deemed part of the Public Works Act 1928\* (in that section referred to as the principal Act).

\*1957 Reprint, Vol. 12, p. 475  
Amendments: 1958, No. 28; 1960, No. 105; 1961, No. 32; 1962, No. 41; 1963, No. 42

**77. Compensation with respect to Maori land**—Subsection (2) of section 104 of the principal Act (as substituted by section 6 of the Public Works Amendment Act 1962) is hereby amended by omitting the words “any claim”, and substituting the words “and except where, before the taking of the land, an agreement fixing the amount of the compensation has been made under section 32 of this Act with the persons having the freehold interest in the land, any agreement fixing the amount of the compensation or any claim for compensation.”

*Reserves and Domains*

**78. Sections to be read with Reserves and Domains Act 1953**—This section and the next two succeeding sections shall be read together with and deemed part of the Reserves and Domains Act 1953\* (in those sections referred to as the principal Act).

\*1957 Reprint, Vol. 13, p. 323  
Amendments: 1958, No. 90; 1960, No. 87; 1963, No. 112

**79. Powers of local authorities acting as administering body of a recreation reserve or as a Domain Board**—(1) Section 32 of the principal Act is hereby amended by inserting, after subsection (1), the following subsection:

“(1A) Notwithstanding anything in subsection (1) of this section, but subject to the provisions of the proviso to paragraph (d) of that subsection, where the administering body is a local authority it shall not be necessary for that administering body to obtain the consent, authority, or approval of the Minister and it may exercise any power or discretion vested in the Minister by virtue of that subsection.”

(2) Section 32 of the principal Act is hereby further amended by inserting in paragraph (b) of subsection (2), before the words “The Minister”, the words “Except where the administering body is a local authority”.

(3) Section 49 of the principal Act is hereby amended by inserting, after subsection (1), the following subsection:

“(1A) Notwithstanding anything in subsection (1) of this section, but subject to the provisions of the proviso to paragraph (d) of subsection (1) of section 32 of this Act, where the Domain Board is a local authority it shall not be necessary for the Domain Board to obtain the consent, authority, or approval of the Minister and it may exercise any power or discretion vested in the Minister by virtue of that subsection.”

**80. Minister may authorise diversion of money**—The principal Act is hereby amended by repealing section 75, and substituting the following section:

“75. (1) Notwithstanding anything to the contrary in this Part of this Act, the Minister may direct that any money received, whether before or after commencement of this Act, in respect of any public reserves under the control of an administering body or in respect of a public domain which is not controlled by a Domain Board, shall be applied in managing, administering, and improving any other specified public reserve or for the acquisition of land for the purposes of a public reserve whether as an addition to that public reserve or public domain as aforesaid or not, or he may direct that any money that may thereafter be received in respect of a public reserve under the control of an administering body or public domain which is not controlled by a Domain Board for any specified period shall be applied as aforesaid for the purposes of any other specified public reserve or for the acquisition of other land as aforesaid.

(2) A direction under this section authorising the diversion of any money received under subsection (1) of this section in respect of any public reserve shall not be issued without the written consent of the administering body (if any) charged with the administration of that public reserve.”



*Royal Society of New Zealand*

**81. Sections to be read with Royal Society of New Zealand Act 1933**—This section and the next succeeding section shall be read together with and deemed part of the Royal Society of New Zealand Act 1933\* (in that section referred to as the principal Act). 5

\*1957 Reprint, Vol. 13, p. 573

**82. Patron, President, and Vice-Presidents**—(1) Section 7 of the principal Act is hereby amended by repealing subsection (3) (as amended by paragraph (a) of subsection 10 of section 50 of the Statutes Amendment Act 1949), and substituting the following subsections: 10

“(3) Every President and Vice-President shall come into office at the close of the annual meeting at which he was appointed and shall hold office until his successor comes into office. 15

“(3A) The President shall be eligible for reappointment to office for a further term of two years.

“(3B) Each Vice-President shall be eligible for reappointment to office for a further term of one year.”

(2) Section 50 of the Statutes Amendment Act 1949 is hereby amended by repealing paragraph (a) of subsection (10). 20

*Secondhand Dealers*

**83. Sections to be read with Secondhand Dealers Act 1963**—This section and the next succeeding section shall be read together with and deemed part of the Secondhand Dealers Act 1963\* (in that section referred to as the principal Act). 25

\*1963, No. 10

**84. Motor vehicles acquired for dismantling**—(1) Subsection (1) of section 12 of the principal Act is hereby amended by repealing the proviso, and substituting the following proviso: 30

“Provided that where a licensee acquires—

“(a) Scrap metal; or

“(b) A secondhand motor vehicle for the purpose of wrecking or dismantling it,— 35

it shall be sufficient compliance with this subsection if the date of the acquisition, a full description of the nature and quantity of the metal or, as the case may require, a descrip-

tion of the motor vehicle, and the name, residence, and occupation of the person from whom he acquired the metal or vehicle are included in the entry, and no entry shall be required in respect of the disposition of the metal or the parts  
5 of the motor vehicle.”

(2) Subsection (3) of section 12 of the principal Act is hereby amended by inserting, after the words “scrap metal”, the words “or a motor vehicle”.

*State Advances Corporation*

10 **85. Sections to be read with State Advances Corporation Act 1934-35**—This section and the next two succeeding sections shall be read together with and deemed part of the State Advances Corporation Act 1934-35\* (in those sections referred to as the principal Act).

\*1957 Reprint Vol. 15, p. 1  
Amendments: 1959, No. 81; 1961, No. 16

15 **86. Security for money lent by Corporation**—(1) Section 24 of the principal Act is hereby amended by omitting from subsection (1) the word “first”.

(2) This section shall be deemed to have come into force on the fifteenth day of October, nineteen hundred and sixty-  
20 three.

**87. Abolition of restriction of mortgagor’s power to give subsequent mortgage or other charge**—(1) The State Advances Corporation Act 1936 is hereby amended by repealing section 37 (as amended by section 3 of the State  
25 Advances Corporation Amendment Act 1953).

(2) The State Advances Corporation Amendment Act 1953 is hereby consequentially repealed.

*State Supply of Electrical Energy*

30 **88. Sections to be read with State Supply of Electrical Energy Act 1917**—This section and the next succeeding section shall be read together with and deemed part of the State Supply of Electrical Energy Act 1917\* (in that section referred to as the principal Act).

\*1957 Reprint, Vol. 15, p. 85  
Amendments: 1958, No. 24; 1959, No. 15; 1960, No. 16; 1961, No. 102

**89. Reduction in prices charged for electrical energy**—Section 3A of the principal Act (as inserted by section 2 of the State Supply of Electrical Energy Amendment Act 1957 and as heretofore amended) is hereby further amended by adding the following subsections: 5

“(3) Notwithstanding the provisions of subsection (1) of this section, the prices charged by the Minister for electrical energy supplied and sold to a supply authority may be reduced by the Minister if he is satisfied—

“(a) That the electrical energy will be resold at reduced rates to a person who proposes to establish a new industry or to expand an existing industry; and 10

“(b) That the establishment or expansion of the industry will be in the national interest; and

“(c) That an adequate supply of electrical energy at the reduced rates is necessary for the establishment or expansion of the industry. 15

“(4) Notwithstanding the provisions of subsection (3) of this section, the total prices charged by the Minister for the supply of electrical energy to which subsection (1) of this section applies shall be so calculated and charged as to ensure that the revenue collected from all such charges is sufficient to comply with the provisions of the said subsection (1).” 20

*Tariff and Development Board* 25

**90. Sections to be read with Tariff and Development Board Act 1961**—This section and the next two succeeding sections shall be read together with and deemed part of the Tariff and Development Board Act 1961\* (in those sections referred to as the principal Act). 30

\*1961, No. 123

**91. Vacancies**—(1) Section 3 of the principal Act is hereby amended by inserting, after subsection (4), the following subsection: 35

“(4A) If a vacancy occurs in the membership of the Board under subsection (4) of this section, the vacancy shall be filled by the appointment of some person in the same manner as the appointment of the vacating member and, notwithstanding the provisions of that subsection, any person so appointed shall hold office for the residue of the term of the vacating member.” 40

(2) Section 4 of the principal Act is hereby amended by inserting, after subsection (4), the following subsection:

“(4A) Where both the Chairman and the Deputy Chairman are for any reason incapacitated from acting, the Minister of Industries and Commerce may appoint a member of the Board as Acting Chairman during the incapacity and during that period the Acting Chairman may exercise and perform all the powers and duties of the Chairman. In any case where an Acting Chairman is appointed in respect of a particular inquiry by the Board, he shall continue to act as chairman of the Board during all meetings of the Board held for the purposes of the inquiry, notwithstanding that the incapacity of the Chairman or the Deputy Chairman may have ceased but, except as provided therein, nothing in this subsection shall limit the powers or functions of the Chairman or Deputy Chairman.”

**92. Committees**—Section 8 of the principal Act is hereby amended by repealing subsection (3), and substituting the following subsection:

“(3) With the approval of the Minister who has requested the inquiry, given pursuant to a unanimous resolution of the Board, any such delegation to a committee consisting of not less than three members shall include a power to report or make recommendations to any Minister, but otherwise no delegation under this section shall include any such power.”

*Termites*

**93. Sections to be read with Termites Act 1940**—This section and the next succeeding section shall be read together with and deemed part of the Termites Act 1940\* (in that section referred as the principal Act).

\*1957 Reprint, Vol. 15, p. 569  
Amendment: 1963, No. 118

**94. Demolition and removal of buildings**—Section 14A of the principal Act (as inserted by section 2 of the Termites Amendment Act 1963) is hereby amended by adding the following subsection:

“(6) Every person who acts in contravention of subsection (1) of this section or who fails to comply in any respect with any directions given by a local authority under subsection (4) of this section commits an offence against this Act and shall be liable on summary conviction to a fine of twenty pounds.”

*Trade Practices*

**95. Sections to be read with Trade Practices Act 1958—** This section and the next succeeding section shall be read together with and deemed part of the Trade Practices Act 1958\* (in that section referred to as the principal Act). 5

\*1958, No. 110  
Amendment: 1961, No. 124

**96. Constitution of Commission—**Section 3 of the principal Act is hereby amended by repealing subsections (2) and (3) and substituting the following subsections:

“(2) The Commission shall consist of—

“(a) A Chairman, who shall be appointed by the 10 Governor-General on the recommendation of the Minister, and who shall hold office during the pleasure of the Governor-General:

“(b) One or more ordinary members.

“(3) All persons who for the time being are ordinary 15 members (other than associate members) of the Price Tribunal shall be ordinary members of the Commission.”

*Valuation of Land*

**97. Sections to be read with Valuation of Land Act 1951—**This section and the next succeeding section shall be 20 read together with and deemed part of the Valuation of Land Act 1951\* (in that section referred to as the principal Act).

\*1957 Reprint, Vol. 16, p. 349

**98. Delegation of powers by Valuer-General—**The principal Act is hereby amended by inserting, after section 5, the 25 following section:

“5A. (1) The Valuer-General may from time to time, by writing under his hand, either generally or particularly, delegate to such officer or officers or employee or employees of the Valuation Department as he thinks fit all or any of 30 the powers exercisable by him under any enactment, including any powers delegated to him under any enactment but not including this present power of delegation:

“Provided that the Valuer-General shall not delegate any power delegated to him by any Minister of the Crown without the written consent of that Minister or any power delegated to him under the State Services Act 1962 without  
5 the written consent of the State Services Commission.

“(2) Subject to any general or special directions given or conditions attached by the Valuer-General, the officer or employee to whom any powers are delegated under this section may exercise those powers in the same manner and  
10 with the same effect as if they had been conferred on him directly by this section and not by delegation.

“(3) Every person 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  
15 of proof to the contrary.

“(4) Any delegation under this section may be made to a specified officer or employee or to officers or employees of a specified class, or may be made to the holder or holders for the time being of a specified office or class of offices.

20 “(5) Every delegation under this section shall be revocable at will, and no such delegation shall prevent the exercise of any power by the Valuer-General.

“(6) Any such delegation shall, until revoked, continue in force according to its tenor, notwithstanding the fact that the  
25 Valuer-General by whom it was made may have ceased to hold office, and shall continue to have effect as if made by the successor in office of that Valuer-General.”