

Supplementary Order Paper.

HOUSE OF REPRESENTATIVES.

Thursday, the 3rd Day of August, 1916.

WAR LEGISLATION AMENDMENT BILL.

NEW CLAUSES proposed by His Excellency the Governor:—

Registration of Deaths of Members of the New Zealand Expeditionary Forces, and others.

Provision for the registration of the deaths out of New Zealand of members of New Zealand Expeditionary Forces, and others.

4. (1.) The Registrar-General appointed under the Births and Deaths Registration Act, 1908, shall compile a register in the prescribed form containing, so far as practicable, the particulars hereinafter specified with respect to all persons who are proved to the satisfaction of the Registrar-General to have died, whether before or after the passing of this Act, while out of New Zealand on service in some capacity in connection with the present war, and who, at the time of their deaths, were domiciled in New Zealand.

(2.) The register compiled under this section shall, with respect to each person whose death is registered therein, contain particulars (so far as may be ascertained) as to:—

- (a.) The name of the deceased person;
- (b.) His occupation and usual place of abode prior to his departure from New Zealand;
- (c.) His birthplace and parentage;
- (d.) His age at date of death;
- (e.) The cause of death;
- (f.) The date and place of death;
- (g.) The place of burial;
- (h.) The condition of deceased at the time of his death (whether married or single, or a widower, or divorced);
- (i.) Particulars as to his military or naval rank or rating (if any);
- (j.) Particulars as to the source of the information from which the aforesaid particulars are obtained; and
- (k.) Particulars as to such other matters as may from time to time be prescribed.

(3.) In proof of the death in any place out of New Zealand of any person to whom this section relates, the Registrar-General may accept a certificate under the hand of an officer of the Defence Forces or of any other person authorized in that behalf by the Minister of Defence, or may accept such other proof of death, and of the several particulars required to be registered under this section, as he deems sufficient.

(4.) A certified copy of any entry in the register compiled under this section, made or given and purporting to be signed by the Registrar-General, shall be received in any Court of justice as *prima facie* evidence of the fact of the death to which the same relates.

(5.) The Governor may from time to time, by Order in Council gazetted, make regulations prescribing the matters as to which particulars may be registered under this section, in addition to the matters specified in subsection *two* hereof, and generally for the purpose of giving effect to the provisions of this section.

Companies Amendment.

Increasing powers of dairy companies with respect to engaging in cognate industries.

B. (1.) Notwithstanding anything in the Companies Act, 1908, or in the memorandum or articles of association of any company having for its object or for one of its objects the manufacture of butter or of cheese, it shall be lawful for such company, without complying with the provisions of the Companies Act, 1908, relating to the alteration of the memorandum or articles of association of companies—

(a.) To carry on the business of the manufacture of rennet, casein, sugar of milk, or butter-boxes, or the manufacture of any other article or product connected with or required for the dairy industry; or

(b.) To purchase shares in, or to otherwise assist, any other company lawfully engaged in the business of the manufacture of any such article or product as aforesaid.

(2.) This section shall continue in operation during the present war with Germany and for six months thereafter, and shall thereupon be deemed to be repealed:

Provided that the repeal of this section shall not affect the rights, powers, privileges, or obligations of any company, or the shareholders of any company, which may have exercised the powers or any of the powers conferred on it by this section before such repeal, in so far as such rights, powers, privileges, or obligations are incident to the exercise of such first-mentioned powers by that company.

Law Practitioners Amendment.

Section 5 of Law Practitioners Act, 1908, modified with respect to solicitors who have enlisted for active service in the present war.

C. For the purposes of section five of the Law Practitioners Act, 1908, where any solicitor of the Supreme Court who has been in active practice as a solicitor or managing clerk to a solicitor has, either before or after the passing of this Act, been accepted for service with the Expeditionary Force in connection with the present war, the period of his continuous practice as a solicitor or managing clerk as aforesaid shall be deemed to include the period elapsing between the date of his acceptance for service with the Expeditionary Force and the date of his discharge from such service, and shall not be deemed to be interrupted by any period (not exceeding six months) elapsing between the date of his discharge and the date of his resuming practice as a solicitor or managing clerk:

Provided that a solicitor of the Court shall not in any case be admitted as a barrister under the said section five as amended by this section if the actual period of his practice as a solicitor or managing clerk is less in the aggregate than four years.

Protection of Mining Privileges.

Protection of mineral leases over certain lands in Nelson Land District.

D. In every case where the Minister of Mines is satisfied that genuine attempts are being made to provide capital for the working of the land comprised in any mineral lease of any portion of the land mentioned in section one hundred and three of the Mining Act, 1908, and described in the Third Schedule to that Act, he may grant protection for any period not exceeding twelve months after the conclusion of the present war.

Pensions Amendment.

No deduction to be made from old-age pension on receipt of pension under War Pensions Act.

E. For the purposes of Part I of the Pensions Act, 1913 (relating to old-age pensions) the term "income" shall not be deemed to include any moneys receivable by way of pension under the War Pensions Act, 1915.

Police Offences Amendment.

Governor may prohibit the use of certain words, having reference to the war, for purposes of trade or business.

F. (1.) The Governor may from time to time, by notice in the *Gazette*, prohibit the use in connection with any trade or business of any word having reference in any way to the present war, on the ground that the use of the said word for any such purpose may be offensive to public sentiment.

(2.) The prohibition of the use of any word under this section shall be deemed to include the prohibition of the use of any abbreviation or variation of such word, and also the use of any other word that may incorporate such word, variation, or abbreviation.

(3.) Every person who acts in contravention of a notice under this section shall be liable on summary conviction to a fine not exceeding *ten* pounds.

(4.) Nothing in this section shall affect the right of the proprietor of any trade-mark registered before the publication of a notice under this section and containing any word the use of which for the purposes of any trade or business is prohibited or deemed to be prohibited by such notice to continue to use such trade-mark for a period not exceeding *three* months after the issue of that notice.

(5.) While any notice under this section remains in force the Registrar of Patents, Designs, and Trade-marks shall refuse to accept any application for the registration of a trade-mark, including any word prohibited or deemed to be prohibited by such notice, and on the expiration of three months after the issue of any such notice the Registrar shall, if such notice remains in force, cancel the registration of any trade-mark that includes any such word, or may modify any such trade-mark by the exclusion of any such word.

(6.) Proceedings under this section shall not be instituted except with the previous consent of the Attorney-General.

Teachers' Superannuation Amendment.

Section 14 of
Public Service
Classification and
Superannuation
Amendment Act,
1908, amended.

G. (1.) Section fourteen of the Public Service Classification and Superannuation Amendment Act, 1908, as amended by section thirteen of the Public Service Classification and Superannuation Amendment Act, 1909, is hereby further amended by adding to subsection two the following proviso:—

“Provided that no deduction shall be made from any retiring-allowance under this section so as to reduce the amount payable in any month to the contributor, by way of remuneration for services and retiring-allowance, taken together, to less than *fifteen* pounds.”

Section 28 of
Public Service
Classification and
Superannuation
Amendment Act,
1908, amended.

(2.) Section twenty-eight of the Public Service Classification and Superannuation Amendment Act, 1908, is hereby amended as follows:—

(a.) By omitting from the proviso to paragraph (b) the words “before the expiry of that period,” and by inserting, after the words “on the application of the contributor,” the words “made before the expiry of the said period of twelve months.”

(b.) By adding the following subsections:—

“(4.) For the purposes of this section, but not otherwise, a contributor shall be deemed to be employed in the Education service during any period of his training at a training college established under the Education Act, 1914.

“(5.) In calculating any period of unemployment under paragraph (b) of subsection three of this section no account shall be taken of any period during which a contributor has been a member of the Expeditionary Force raised in connection with the present war with Germany, or has held a position as a teacher in any school for the time being under the control of the Administrator of Samoa, during the period of the military occupation of Samoa by His Majesty.”

War Funds Act Amendment.

Section 5 of War
Funds Act, 1915,
amended.

H. (1.) Section five of the War Funds Act, 1915 (hereinafter in this section and in the four *next succeeding* sections referred to as the said Act), is hereby amended as follows:—

- (a.) By omitting from subsection one all words after the words "to the credit of," and substituting the words "an account to be known as 'The National War Funds Council Account'"; and
- (b.) By omitting from subsection two the words "Every such account," and substituting the words "The National War Funds Council Account."

(2.) Forthwith on the passing of this Act the separate accounts established pursuant to section five of the said Act shall be closed, and the moneys therein shall be transferred to the National War Funds Council Account.

Council to keep separate accounts of moneys belonging to the several funds administered by it.

I. The Council shall, in such manner and form as may be prescribed by regulations under the said Act, keep an account for each fund administered by it of all moneys paid into or out of the National War Funds Council Account in respect of that fund.

Expenses of audit of war fund to be paid out of Consolidated Fund.

J. Section nineteen of the said Act is hereby amended by omitting from subsection three the words "the said fund," and substituting the words "the Consolidated Fund, without further appropriation than this Act."

Section 22 of War Funds Act, 1915, amended.

K. Section twenty-two of the said Act is hereby amended by adding thereto the following subsection:—

"(4.) Any permit issued under this section may at any time be revoked or suspended either by the Minister of Internal Affairs or by the person who issued such permit."

Restriction on issue of permits to collect for war funds.

L. (1.) After the passing of this Act it shall not be lawful to issue a permit under section twenty-two of the said Act to collect contributions for any war fund unless the society or trustees having control of that fund have been incorporated under section twelve of the said Act, or unless the fund has been approved by the Minister of Internal Affairs.

(2.) Notice of the approval by the Minister of any such fund shall be forthwith published by him in the *Gazette*.