

**Reprint
as at 24 September 2009**



**Health Sector Transfers (Hutt
DHB) Order 2009**
(SR 2009/205)

Anand Satyanand, Governor-General

Order in Council

At Wellington this 27th day of July 2009

Present:
His Excellency the Governor-General in Council

Pursuant to section 5 of the Health Sector (Transfers) Act 1993, His Excellency the Governor-General, acting on recommendations of the Minister of Finance and the Minister of Health and on the advice and with the consent of the Executive Council, makes the following order.

Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

This order is administered by the Ministry of Health.

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Order

- 1 Title**
This order is the Health Sector Transfers (Hutt DHB) Order 2009.
- 2 Commencement**
This order comes into force on 4 August 2009.
- 3 Approval of proposal**
The proposal set out in the Schedule is approved.
- 4 Date on which proposal takes effect**
The proposal set out in the Schedule takes effect on 4 August 2009.

Schedule

cl 3

Proposal for transfer of assets

- 1 Background**
This proposal, which has been agreed to by Hutt DHB, has been prepared in accordance with section 5 of the Health Sector (Transfers) Act 1993 to transfer certain properties in Lower Hutt from Housing New Zealand Corporation to Hutt DHB. The properties are intended to be used to accommodate the Hutt Hospital emergency department and theatre redevelopment, which was approved by the Minister of Finance and the Minister of Health in June 2008.

2 Transferor

The transferor is Housing New Zealand Corporation.

3 Transferee

The transferee is Hutt DHB.

4 Description of assets to be transferred

The assets to be transferred are the properties situated at 41, 43, 45, 47, and 49 Pilmuir Street, Lower Hutt, being—

- (a) Lot 23 on Deposited Plan 1915, comprised in certificate of title 326/43; and
- (b) Lot 24 on Deposited Plan 1915, comprised in certificate of title 305/262; and
- (c) Lot 25 on Deposited Plan 1915, comprised in certificate of title 382/189; and
- (d) Lot 26 on Deposited Plan 1915, comprised in certificate of title 320/41; and
- (e) Lot 1 on Deposited Plan 315004, comprised in certificate of title 59246.

Schedule clause 4(e): substituted (with effect on 4 August 2009), on 24 September 2009, by clause 4 of the Health Sector Transfers (Hutt DHB) Amendment Order 2009 (SR 2009/261).

5 Value attributed to assets for purposes of transfer

For the purposes of the transfer, the value attributed to the assets described in clause 4 is \$1,790,000 as at 4 August 2009.

6 Transfer date

The transfer date is 4 August 2009.

7 Consideration for transfer

The transferee must, by the close of the third working day after the transfer date, pay to the transferor the sum of \$1,790,000 in consideration for the transfer of the assets described in clause 4.

8 Execution of proposal

This proposal is dated 20 July 2009 and is signed by the transferring Ministers, Simon William English, Minister of Finance and Anthony Boyd Williams Ryall, Minister of Health.

Simon William English,
Minister of Finance

Anthony Boyd Williams Ryall,
Minister of Health

Rebecca Kitteridge,
Clerk of the Executive Council.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 30 July 2009.
This order is administered by the Ministry of Health.

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Notes

1 *General*

This is a reprint of the Health Sector Transfers (Hutt DHB) Order 2009. The reprint incorporates all the amendments to the order as at 24 September 2009, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that have yet to come into force or that contain relevant transitional or savings provisions are also included, after the principal enactment, in chronological order.

2 *Status of reprints*

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 *How reprints are prepared*

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not included in Acts, and provisions that are repealed or revoked are omitted. For a detailed list of the editorial conventions,

see <http://www.pco.parliament.govt.nz/editorial-conventions/> or Part 8 of the *Tables of New Zealand Acts and Ordinances and Statutory Regulations and Deemed Regulations in Force*.

4 Changes made under section 17C of the Acts and Regulations Publication Act 1989

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted. A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
 - indentation
 - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)
- position of the date of assent (it now appears on the front page of each Act)

- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
 - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
 - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

5 *List of amendments incorporated in this reprint
(most recent first)*

Health Sector Transfers (Hutt DHB) Amendment Order 2009 (SR 2009/261)
