



ANALYSIS

Title
1. Short Title

2. Interpretation
3. Refund of money paid by way of
industry levy

1980, No. 99

An Act to amend the Apple and Pear Marketing Act 1971
[13 January 1981]

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

1. Short Title—This Act may be cited as the Apple and Pear Marketing Amendment Act (No. 2) 1980, and shall be read together with and deemed part of the Apple and Pear Marketing Act 1971.

2. Interpretation—Section 2 of the principal Act is hereby amended by repealing the definition of the term “Minister”, and substituting the following definition:
“ ‘Minister’ means the Minister of Agriculture.”.

3. Refund of money paid by way of industry levy—
(1) The Board shall, as soon as is practicable after the commencement of this Act, without deduction but without the addition of any interest, refund to the person who paid it to the Board or, as the case requires, that person’s personal representatives or, in the case of a body corporate the receiver, liquidator, or successor of that body corporate all

money before the commencement of this Act paid to the Board by or on behalf of that person or body corporate under section 31A of the principal Act.

(2) Where the Board is satisfied that—

- (a) Any partnership by or on behalf of which money has been paid to the Board as aforesaid has been dissolved; and
- (b) Each partner concerned (or, as the case requires, his personal representatives) has agreed on the proportions into which that money is to be divided,—that money shall, for the purposes of subsection (1) of this section, be deemed to have so been paid in those proportions by the partners concerned, and shall be refunded accordingly.

This Act is administered in the Ministry of Agriculture and Fisheries.
