



Commerce Amendment Act 2005

Public Act 2005 No 32
Date of assent 14 April 2005
Commencement see section 2

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The Parliament of New Zealand enacts as follows:

1 Title

- (1) This Act is the Commerce Amendment Act 2005.
- (2) In this Act, the Commerce Act 1986 is called “the principal Act”.

2 Commencement

This Act comes into force on the day on which it receives the Royal assent.

3 Requirement to consult

- (1) Section 57GF(2) of the principal Act is amended by repealing paragraph (c).
- (2) Section 57GF of the principal Act is amended by inserting, after subsection (2), the following subsection:

“(2A) Before a threshold to which this section applies is made, the Chairman—

- “(a) may make copies of the proposed material available in any other way that he or she considers appropriate in the circumstances (for example, on an Internet website); and

“(b) must, if paragraph (a) applies, give notice in the *Gazette* stating that the proposed material is available in other ways and details of where or how it can be accessed or obtained.”

- (3) Section 57GF(3) of the principal Act is amended by omitting the expression “subsection (1)”, and substituting the words “subsections (2) and (2A)”.

4 Access to material incorporated by reference

Section 57GG of the principal Act is amended by repealing subsection (1), and substituting the following subsection:

“(1) The Chairman—

“(a) must make the material referred to in subsection (2) (**material**) available for inspection during working hours for a reasonable period, free of charge, at the head office of the Commission; and

“(b) must make copies of the material available for purchase at a reasonable price at the head office of the Commission; and

“(c) may make copies of the material available in any other way that the Chairman considers appropriate in the circumstances (for example, on an Internet website); and

“(d) must give notice in the *Gazette* stating that—

“(i) the material is incorporated in the threshold and the date on which the threshold was made; and

“(ii) the material is available for inspection during working hours, free of charge, at the head office of the Commission and the location of that office; and

“(iii) copies of the material can be purchased at the head office of the Commission and the location of that office; and

“(iv) if copies of the material are made available under paragraph (c), the material is available in other ways and details of where or how it can be accessed or obtained.”

Legislative history

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|---------------|----------------------------------------------------------------------------------------|
| 12 April 2005 | Divided from Legislation (Incorporation by Reference) Bill (Bill 250–1), third reading |
| 14 April 2005 | Royal assent |

This Act is administered in the Ministry of Economic Development.
