



ANALYSIS

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1990, No. 129

An Act to amend the Postal Services Act 1987

[7 September 1990]

BE IT ENACTED by the Parliament of New Zealand as follows:

1. Short Title— This Act may be cited as the Postal Services Amendment Act 1990, and shall be read together with and deemed part of the Postal Services Act 1987 (hereinafter referred to as the principal Act).

2. Restriction on carriage of letters—(1) Section 3 (2) of the principal Act is hereby amended by repealing paragraph (c), and substituting the following paragraph:

“(c) Letters delivered by a person engaged by the sender especially for the purpose, not being a person in the business of delivering or procuring the delivery of letters.”.

(2) Section 3 (2) (d) of the principal Act is hereby amended by omitting the expression “500 grams”, and substituting the expression “200 grams”.

(3) Section 3 (2) of the principal Act is hereby further amended by repealing paragraph (i), and substituting the following paragraphs:

“(i) Letters of 200 grams or less in weight carried at any time in the period commencing on the date on which the Postal Services Amendment Act 1990 comes into force and ending with the 30th day of November 1990 if a charge of \$1.25 or more per letter is made

in respect of the carriage, taking charge, or sending of each letter:

“(ia) Letters of 200 grams or less in weight carried at any time in the period commencing on the 1st day of December 1990 and ending with the 30th day of November 1991 if a charge of \$1 or more per letter is made in respect of the carriage, taking charge, or sending of each letter:

“(ib) Letters of 200 grams or less in weight carried at any time on or after the 1st day of December 1991 if a charge of 80 cents or more per letter is made in respect of the carriage, taking charge, or sending of each letter.”.

(4) Section 3 (2) of the principal Act is hereby further amended by repealing paragraph (k), and substituting the following paragraphs:

“(k) Letters carried to the premises of a provider of electronic mail services for the purposes of being transmitted as electronic mail:

“(l) Letters carried from the premises of a provider of electronic mail services where the contents of such letters have been carried and transmitted in accordance with paragraph (k) of this subsection:

“(m) Letters addressed to a person or persons outside New Zealand.”

3. New sections inserted in relation to furnishing of information—The principal Act is hereby amended by adding the following sections:

“18. Information to be furnished in annual report—

(1) For the purposes of this section,—

“‘Agency post office’ means an outlet that is owned and operated by a person other than the Corporation and that offers postal and other services pursuant to an agreement with the Corporation:

“‘Official post office’ means an outlet that is staffed by Corporation personnel and that offers postal and other services:

“‘Postal delivery centre’ means an outlet which is owned and operated by a person other than the Corporation and which offers such services as purchase of stamps, postage of parcels and letters, and mail collection over the counter or by private box, pursuant to an agreement with the Corporation.

“(2) The Corporation shall, in respect of each financial year, include in the report that it delivers, pursuant to section 15 (1) (a) of the State-Owned Enterprises Act 1986, the following information:

- “(a) The number of delivery points in New Zealand receiving letters; and
- “(b) The frequency of deliveries; and
- “(c) The dimensions of the post office network, including—
 - “(i) The number of official post offices; and
 - “(ii) The number of agency post offices; and
 - “(iii) The number of postal delivery centres; and
- “(d) Price changes for services subject in whole or in part to statutory protection in nominal and real terms; and
- “(e) The results of an independent survey, commissioned by the Corporation, on—
 - “(i) The percentage of letters delivered within advertised deadlines; and
 - “(ii) The percentage of letters delivered within 3 days of advertised deadlines; and
 - “(iii) The percentage of letters not delivered within 3 days of advertised deadlines; and
- “(f) Separate profit and loss accounts, including a statement of the accounting policies adopted, for—
 - “(i) The service that, at the commencement of this section, is known as the basic letter post and attracts a standard fee of 40c; and
 - “(ii) Other services subject in whole or in part to statutory protection; and
 - “(iii) All other services provided by the Corporation or any subsidiary (within the meaning of section 158 of the Companies Act 1955) of the Corporation,—
together with a statement derived from the financial statements of the Corporation and any subsidiary of the Corporation providing any of the services referred to in subparagraphs (i), (ii) or (iii) of this paragraph disclosing the basis on which charges for the use of assets have been attributed to each of the 3 service categories referred to in this paragraph, which statement and profit and loss accounts shall be audited by the auditor (pursuant to section 19 of the State-Owned Enterprises Act 1986) who shall state whether or not, in the auditor’s opinion, the statement and the profit and loss accounts represent a fair and reasonable allocation of costs and

revenues to each of the 3 service categories referred to in this paragraph; and

“(g) Volumes of letters for—

“(i) The service that, at the commencement of this section, is known as the basic letter post and attracts a standard fee of 40c; and

“(ii) The service that, at the commencement of this section, is known as Fast Post and attracts a minimum standard fee of 80c, while any part of that service remains subject to statutory protection.

“19. **Information to Secretary of Commerce**—The Corporation shall provide to the Secretary of Commerce such statements, reports, agreements, accounts, or any other information required by the Secretary of Commerce for the purposes of—

“(a) Monitoring the efficiency and quality of service provided by the Corporation; and

“(b) Monitoring the Corporation’s compliance with any agreement entered into between the Crown and the Corporation in relation to prices, frequency, and quality of services.

“20. **Addresses to be provided**—The Corporation shall, where practicable, make available publicly the address of any rural delivery boxholder:

“Provided that any rural delivery boxholder may direct that the Corporation protect the confidentiality of his or her address and not release this information in any circumstances.”
