

MAORI PURPOSES BILL

EXPLANATORY NOTE

Clause 1 relates to the Short Title.

Clause 2: Before the coming into force of the Maori Affairs Amendment Act 1967, interests in Maori land of a deceased owner did not form part of his estate for the purpose of the Estate and Gift Duties Act. Those interests were, if of a value not less than \$2,000, assessable instead with a special succession fee at the flat rate of 2 percent, but that fee was not to exceed the amount by which the value of the interests exceeded \$2,000.

The 1967 legislation changed this so that Maori land would form part of the estate for estate duty purposes, and duty would be levied in the normal way.

It was, however, provided that as regards the estates of persons dying before 1 April 1973 no more duty was to be chargeable than under the old succession fee system. It was also provided that gifts of Maori land made at any time up to 1 April 1973 would not on the death of the donor be liable to treatment as part of the estate for estate duty purposes, although in the ordinary way this occurs if the donor dies within 3 years of the gift.

The purpose of this clause is to change, in each of the cases above-mentioned, the date 1 April 1973 to 1 April 1975, thus extending the period of concession for 2 years.

Clause 3: The Ngaitahu Claim, arising from the failure to set aside adequate reserves as provided in the deed of sale covering a substantial part of the South Island, was settled in 1944 on the basis of payment to the Ngaitahu Trust Board for the benefit of the appropriate members of the Ngaitahu tribe, of £300,000 payable over 30 years in annual instalments of £10,000. The purpose of this clause is to provide for the perpetual continuation of the annual \$20,000 payments to the Board, the last of which, but for this amendment, would be made in April 1973.

Hon. Mr Rata

MAORI PURPOSES

ANALYSIS

Title	2. Estate duty in respect of Maori land
1. Short Title	interests
	3. Ngaitahu Maori Trust Board

A BILL INTITULED

An Act to amend the law relating to Maoris and Maori land, and for other purposes

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

1. Short Title—This Act may be cited as the Maori Purposes Act 1973.

2. Estate duty in respect of Maori land interests—
10 (1) Section 78 of the Maori Affairs Amendment Act 1967 is hereby amended by omitting from the proviso to subsection (1) the words “nineteen hundred and seventy-three”, and substituting the words “nineteen hundred and seventy-five”.

(2) Section 78 of the Maori Affairs Amendment Act 1967
15 is hereby further amended by omitting from subsection (2) the words “nineteen hundred and seventy-three”, and substituting the words “nineteen hundred and seventy-five”.

3. Ngaitahu Maori Trust Board—Section 6 of the Maori Trust Boards Act 1955 is hereby amended by omitting from
20 subsection (2) the words “up to and including the year nineteen hundred and seventy-three”.

No. 14—1