

[AS REPORTED FROM THE HEALTH AND WELFARE COMMITTEE]

*House of Representatives, 12 November 1980.*

Words struck out are shown in italics within bold round brackets; words inserted are shown in roman underlined with a double rule, or with double rule before first line and after last line.

*Hon. Mr Gair*

## PLUMBERS, GASFITTERS, AND DRAINLAYERS AMENDMENT

### ANALYSIS

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### A BILL INTITULED

#### An Act to amend the Plumbers, Gasfitters, and Drainlayers Act 1976

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 and commencement**—(1) This Act may be cited as the Plumbers, Gasfitters, and Drainlayers Amendment Act 1980, and shall be read together with and deemed  
10 part of the Plumbers, Gasfitters, and Drainlayers Act 1976\* (hereinafter referred to as the principal Act).

(2) This Act shall come into force on the 28th day after the date on which it receives the Governor-General's assent.

\*1976, No. 69

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**2. Meaning of “sanitary plumbing”**—Section 3 (1) of the principal Act is hereby amended by repealing paragraphs (c) and (d), and substituting the following paragraph:

- “(c) The work of fixing or unfixing any pipe that—
- “(i) Supplies or is intended to be a means of supplying water to any sanitary fitting or appliance; and 5
  - “(ii) Is within the legal boundary of the premises on which that sanitary fitting or appliance is or will be installed,— 10
- whether or not that sanitary fitting or appliance is there when the work is done.”.

**3. Membership of Board**—Section 6 (1) (d) of the principal Act is hereby amended by adding the words “or the Registered Society of Master Drainlayers of New Zealand Incorporated”.

**4. Complaints against registered persons**—(1) Section 41 of the principal Act is hereby amended by omitting from subsection (4) the words “an investigator”, and substituting the words “the Board”. 20

(2) The said section 41 is hereby further amended by inserting, after subsection (4), the following subsection:

“(4A) Before considering any complaint in accordance with the succeeding provisions of this Part of this Act, the Board may, if it thinks fit, refer the complaint to an investigator.”. 25

**5. Procedure**—(1) Section 43 of the principal Act is hereby amended by omitting from subsection (1) the words “by an investigator”.

(2) The said section 43 is hereby further amended by omitting from subsection (8) the words “referred or made it to the Board”, and substituting the words “was appointed by the Board under section 41 (4A) of this Act to examine the complaint or (if no investigator was so appointed for that purpose) by an investigator appointed by the Board”. 30 35

**6. Exemption for householders**—Section 54 of the principal Act is hereby amended by repealing subsections (3) to (6), and substituting the following subsections:

“(3) Subsection (1) of this section shall apply to every place that the Minister, after consultation with the local authority, from time to time specifies by notice in the *Gazette*. 40

“(4) Neither the operation of subsection (1) of this section, nor anything in section 56 of this Act, shall prohibit any person from completing any sanitary plumbing that he has lawfully commenced.”

5     **7. Exemption in respect of sanitary plumbing—**(1) The principal Act is hereby amended by inserting, after section 56, the following section:

10     “56A. Notwithstanding anything in this Act, but subject to any regulations made under this Act and to the provisions of any other enactment, any person who satisfies the Board, whether by examination or otherwise, that he is competent to install and maintain particular sanitary plumbing equipment or sanitary plumbing equipment of a particular kind may, either personally or by some other person acting under  
15 his direct personal supervision,—

20     “(a) Install and maintain in any industrial or commercial premises the equipment or equipment of a kind specified in writing by the Board as equipment of a kind that may be installed and maintained by him; and

   “(b) Fix or unfix pipes for the purposes of such installation and maintenance.”

*New*

25     (2) Section 50 (1) of the principal Act is hereby amended by omitting from paragraph (c), and from paragraph (e), the expression “56”, and substituting in each case the expression “56A”.

30     **8. Exemption in respect of gasfitting—**Section 57 of the principal Act is hereby amended by repealing subsection (2), and substituting the following **(subsection)** subsections:

35     “(2) Notwithstanding anything in this Act, but subject to any regulations made under this Act and to the provisions of any other enactment, any person who satisfies the Board, whether by examination or otherwise, that he is competent to install and maintain particular **(gasfitting)** gas-fired equipment or **(gasfitting)** gas-fired equipment of a particular kind may, either personally or by some other person acting under his direct personal supervision,—

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“(a) Install and maintain in any industrial or commercial premises the equipment or equipment of the kind specified in writing by the Board as equipment of a kind that may be installed and maintained by him; and

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“(b) Fix or unfix pipes for the purposes of such installation and maintenance.

*New*

“(2A) Nothing in this Act shall apply in respect of any person doing gasfitting on any industrial premises that have a design capacity for energy consumption by gas-fired installations of more than 60,000 megajoules per hour, if the person in charge of the industrial plant on those premises has been approved for the purposes of this subsection by the Secretary of Energy.”

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