



## House of Representatives

# Supplementary Order Paper

Tuesday, 19 June 2001

### Housing Corporation Amendment Bill

*Proposed amendment*

Hon Mark Gosche, in Committee, to move the following amendment:

*Schedule 1*

To insert in proposed *new Schedule 1A* of the principal Act, after *clause 47* (lines 19 to 27 on page 51), the following clause:

**47A Liability of employees**

- (1) If an employee of the Corporation acted in good faith in pursuance or intended pursuance of the Corporation's functions or powers, he or she is not personally liable, in an action taken against him or her, for—
  - (a) any liability of the Corporation; or
  - (b) any act done or omitted to be done by—
    - (i) him or her; or
    - (ii) the Corporation; or
    - (iii) any member, or member of a committee of the Corporation; or
    - (iii) any other person acting under a delegation of the Corporation's functions or powers; or
    - (iii) any other employee of the Corporation acting in his or her capacity as an employee of the Corporation.
- (2) Every employee of the Corporation is indemnified by the Corporation—
  - (a) for costs and damages for any civil liability arising from an action brought by a third party, if he or she acted in good faith in pursuance or intended pursuance of the Corporation's functions or powers; and

- (b) for costs arising from any successfully defended criminal action relating to actions or omissions in his or her capacity as an employee of the Corporation.
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### Explanatory note

This amendment inserts into proposed *Schedule 1A* of the principal Act a new *clause 47A*, giving employees of Housing New Zealand Corporation protections and indemnities (equivalent to the protections and indemnities *clause 10* gives to members of the Corporation and its committees) in respect of actions taken in good faith as employees of the Corporation.

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