

House of Representatives

Supplementary Order Paper

Tuesday, 29 March 2005

Lawyers and Conveyancers Bill

Proposed amendments

Hon Phil Goff, in Committee, to move the following amendments:

Part 1

Clause 6

To omit the definition of relative (lines 9 to 13 on page 21), and substitute the following definition:

relative, in relation to a conveyancing practitioner or lawyer, means, for the purposes of the definitions in this section of **incorporated conveyancing firm** and **incorporated law firm**, any of the following:

- (a) a spouse, civil union partner, or de facto partner of the conveyancing practitioner or lawyer:
- (b) a parent or grandparent of the conveyancing practitioner or lawyer:
- (c) a step-parent of the conveyancing practitioner or lawyer:
- (d) a brother, sister, half-brother, or half-sister of the conveyancing practitioner or lawyer:
- (e) a child of the conveyancing practitioner or lawyer:
- (f) a step-child of the conveyancing practitioner or lawyer:
- (g) a parent of the conveyancing practitioner's or lawyer's spouse, civil union partner, or de facto partner

Clause 13

To omit from clause 13(3)(c)(ii) (as set out on page 6 of Supplementary Order Paper No 289) the word "lawyer", and substitute the words "conveyancing practitioner".

*Part 6**Clause 102*

To insert in paragraph (u), after the expression “(if any)” in line 18 on page 105, the words “in which”.

Clause 103

To insert in subclause (2) (lines 11 to 40 on page 106 and lines 1 and 2 on page 107), after the word “spouse” whenever it appears, the words “or partner”.

To omit subclause (3) (lines 3 to 6 on page 107), and substitute the following subclause:

- (3) In **subsection (2), partner**, in relation to a person, means a civil union partner or de facto partner of that person.

*Part 10**Clause 294*

To insert in clause 294(5)(c)(ii), after the word “spouse” in line 34 on page 255, the words “or civil union partner”.

To insert in *clause 294(5)(d)(ii)*, after the word “spouse” in line 5 on page 256, the words “or civil union partner”.

Clause 299

To insert in clause 299(2), after the word “recovers” in line 27 on page 258, the words “(other than from that fund)”.

Explanatory note

The amendments proposed in this Supplementary Order Paper are in substitution for those proposed in Supplementary Order Paper No. 341.

The proposed amendments to *clauses 6, 103, and 294* are consequential on the passing of the Civil Union Act 2004 and the Relationships (Statutory References) Bill (151-2).

The proposed amendments to *clauses 13(3), 102(u), and 299(2)* are of a tidying-up nature.

The proposed amendment to *clause 13(3)(c)* makes *clause 13(3)(c)(ii)* consistent with the proposed amendment to *clause 13(3)(c)(i)*.

The proposed amendment to *clause 102(u)* improves the drafting of that clause.

The proposed amendment to *clause 299(2)* makes *clause 299(2)* consistent with *clause 299(1)*.

