

Supplementary Order Paper.

HOUSE OF REPRESENTATIVES.

Friday, the 30th Day of October, 1936.

STATUTES AMENDMENT BILL.

AMENDMENTS proposed by His Excellency the Governor-General:—

Clause 7, subclause (2): To omit the words “ and that section is ”, and substitute the words “ as amended by section six of the Apprentices Amendment Act, 1925, and those sections are ”.

Clause 12, subclause (2): To add the following words: “ Every notice under this subsection shall state, to the best of the knowledge and belief of the medical practitioner, whether or not the deceased, at the time of his death, was suffering from any infectious disease ”.

Clause 54, subclause (1): To omit the words “ a Magistrate ” in line 25, and substitute the words “ the Court ”.

Clause 54, subclause (2): To omit the words “ a Magistrate ” in lines 28 and 29, and substitute the words “ the Court ”; to omit the words “ place and ” in line 29.

Clause 54, subclause (3): To omit the words “ at the place and ” in line 38, and substitute the words “ before the Court at the ”.

To insert the following new clauses:—

Companies.

19A. (1) In any proceedings in any Court, whether commenced before or after the passing of this Act, for the recovery of the amount of any unpaid call on a share in any company incorporated outside New Zealand, it shall be a sufficient defence if it is established to the satisfaction of the Court that the shareholder was induced to apply for the share by a material misrepresentation in any prospectus or other publication of the company or by a material misrepresentation, whether in writing or not, made by any agent of the company or by any other person instrumental in inducing the application, unless it is proved that after discovering the misrepresentation the shareholder has by some positive act elected to remain a shareholder of the company in respect of the share, and the Court considers it inequitable that the defence should be allowed.

Material misrepresentation to be a defence to actions for calls on shares in companies incorporated outside New Zealand.

(2) Without limiting the provisions of section six of the Reciprocal Enforcement of Judgments Act, 1934, any judgment registered (whether before or after the passing of this Act) under section four of that Act shall be set aside on an application under the said section six if the Supreme Court is satisfied that the judgment was obtained in proceedings commenced by the judgment creditor or any person through whom he claims for the recovery of the amount of any unpaid call on a share in any company incorporated outside New Zealand, and that the shareholder was induced to apply for the share by a material misrepresentation in any prospectus or other publication of the company or by a material misrepresentation, whether in writing or not, made by any agent of the company or by any other person instrumental in inducing the application, unless it is proved that after discovering the misrepresentation the shareholder has by some positive act elected to remain a shareholder of the company in respect of the share, and the Court considers it inequitable that the judgment should be set aside under this subsection.

1934, No. 11

Scientific and Industrial Research.

71A. (1) This section shall be read together with and deemed part of the Scientific and Industrial Research Act, 1926.

(2) The Minister, for and on behalf of His Majesty the King, may purchase, lease, or otherwise acquire any land required for the purposes of the Department.

(3) Any land required for such purposes may be taken under the provisions of the Public Works Act, 1928, as for a public work.

Power of Department of Scientific and Industrial Research to acquire land.

See Reprint of Statutes, Vol. VIII, p. 174

Ibid., Vol. VII, p. 622

Small Farms (Relief of Unemployment).

71B. Subsections two and three of section eight of the Small Farms (Relief of Unemployment) Amendment Act, 1933, are hereby extended to apply with respect to the acquisition of leasehold interests in land in the same way and to the same extent as they apply with respect to the acquisition of land in fee-simple.

Removing restrictions on acquisition of leasehold estates by land settlement societies.

1933, No. 44

Transport Licensing.

77A. Section two of the Transport Licensing Act, 1931, is hereby amended as follows:—

(a) By omitting from the definition of the term “goods-service” in subsection one the words “any service by motor-vehicle for”; and by inserting in the same definition, after the words “hire or reward”, the words “by means of a motor-vehicle”:

(b) By omitting from the definition of the term “passenger-service” in the same subsection the words “a service for”.

Amending definitions of terms

“goods-service” and “passenger-service”.

Ibid., Vol. VIII, p. 832