

Supplementary Order Paper

HOUSE OF REPRESENTATIVES

Wednesday, the 9th day of October 1957

STATUTES AMENDMENT BILL

Proposed Amendments

Hon. Mr MARSHALL, in Committee, to move the following amendments:

Aged and Infirm Persons Protection

That clauses 2 and 3 be a separate Bill, and that for clause 2 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Aged and Infirm Persons Protection Act 1912

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

1. **Short Title**—This Act may be cited as the Aged and Infirm Persons Protection Amendment Act 1957, and shall be read together with and deemed part of the Aged and Infirm Persons Protection Act 1912 (hereinafter referred to as the principal Act).

Aliens

That clauses 4 and 5 and the First Schedule be a separate Bill, and that for clause 4 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Aliens Act 1948

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

1. **Short Title**—This Act may be cited as the Aliens Amendment Act 1957, and shall be read together with and deemed part of the Aliens Act 1948 (hereinafter referred to as the principal Act).

Apprentices

That clauses 6 and 7 be a separate Bill, and that for clause 6 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Apprentices Act 1948

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

1. **Short Title**—This Act may be cited as the Apprentices Amendment Act 1957, and shall be read together with and deemed part of the Apprentices Act 1948 (hereinafter referred to as the principal Act).

Clause 7: To omit from subsection (1) of the proposed new section 14A and also from subsections (3), (5), and (7) the words "New Zealand Committee", and substitute in each case the words "Apprenticeship Committee".

To add to subsection (1) of the proposed new section 14A the following proviso:

"Provided that the Committee shall not appoint a subcommittee consisting of fewer than three members, except by a resolution passed by the unanimous vote of the members of the Apprenticeship Committee present and voting on the resolution.

To add to subsection (5) of the proposed new section 14A the following proviso:

"Provided that the subcommittee shall not exercise any such power except by the unanimous decision of the members of the subcommittee, unless the Apprenticeship Committee, by the unanimous vote of the members of the Apprenticeship Committee present and voting, has resolved that a majority of the members of the subcommittee may exercise that power.

To add to the proposed new section 14A the following subsection:

"(8) In this section the term 'Apprenticeship Committee' means a New Zealand Committee or a local Committee."

Arbitration Clauses (Protocol) and the Arbitration (Foreign Awards)

That clauses 8 and 9 be a separate Bill, and that for clause 8 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Arbitration Clauses (Protocol) and the Arbitration (Foreign Awards) Act 1933

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

1. **Short Title**—This Act may be cited as the Arbitration Clauses (Protocol) and the Arbitration (Foreign Awards) Amendment Act 1957, and shall be read together with and deemed part of the Arbitration Clauses (Protocol) and the Arbitration (Foreign Awards) Act 1933 (hereinafter referred to as the principal Act).

Counties

That clauses 10 to 12 be a separate Bill, and that for clause 10 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Counties Act 1956

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

1. **Short Title**—This Act may be cited as the Counties Amendment Act 1957, and shall be read together with and deemed part of the Counties Act 1956 (hereinafter referred to as the principal Act).

Dairy Board

That clauses 13 and 14 be a separate Bill, and that for clause 13 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Dairy Board Act 1953

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

1. **Short Title**—This Act may be cited as the Dairy Board Amendment Act 1957, and shall be read together with and deemed part of the Dairy Board Act 1953 (hereinafter referred to as the principal Act).

Electric Power Boards

That clauses 15 and 16 be a separate Bill, and that for clause 15 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Electric Power Boards Act 1925

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

1. **Short Title**—This Act may be cited as the Electric Power Boards Amendment Act 1957, and shall be read together with and deemed part of the Electric Power Boards Act 1925.

Fire Services

That clauses 17 to 19 be a separate Bill, and that for clause 17 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Fire Services Act 1949

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

1. **Short Title**—This Act may be cited as the Fire Services Amendment Act 1957, and shall be read together with and deemed part of the Fire Services Act 1949 (hereinafter referred to as the principal Act).

Clause 18: To omit from subclause (3) the words "so much of the Fifth Schedule as relates to the Finance Act (No. 2) 1941" in lines 34 to 36, and substitute the words "the Fifth Schedule".

Friendly Societies

That clauses 20 and 21 be a separate Bill, and that for clause 20 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Friendly Societies Act 1909

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

1. **Short Title**—This Act may be cited as the Friendly Societies Amendment Act 1957, and shall be read together with and deemed part of the Friendly Societies Act 1909 (hereinafter referred to as the principal Act).

Government Railways

That clauses 22 to 24 be a separate Bill, and that for clause 22 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Government Railways Act 1949

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

1. **Short Title**—This Act may be cited as the Government Railways Amendment Act 1957, and shall be read together with and deemed part of the Government Railways Act 1949 (hereinafter referred to as the principal Act).

Harbours

That clauses 25 and 26 be a separate Bill, and that for clause 25 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Harbours Act 1950

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

1. **Short Title**—This Act may be cited as the Harbours Amendment Act 1957, and shall be read together with and deemed part of the Harbours Act 1950 (hereinafter referred to as the principal Act).

Historic Places

That clauses 27 and 28 be a separate Bill, and that for clause 27 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Historic Places Act 1954

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

1. Short Title—This Act may be cited as the Historic Places Amendment Act 1957, and shall be read together with and deemed part of the Historic Places Act 1954 (hereinafter referred to as the principal Act).

Infants

That clauses 29 and 30 be a separate Bill, and that for clause 29 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Infants Act 1908

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

1. Short Title—This Act may be cited as the Infants Amendment Act 1957, and shall be read together with and deemed part of the Infants Act 1908 (hereinafter referred to as the principal Act).

Joint Family Homes

That clauses 31 and 32 be a separate Bill, and that for clause 31 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Joint Family Homes Act 1950

BE IT ENACTED by the General Assembly of New Zealand 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 Joint Family Homes Amendment Act 1957, and shall be read together with and deemed part of the Joint Family Homes Act 1950 (hereinafter referred to as the principal Act).

(2) This Act shall come into force on the first day of November, nineteen hundred and fifty-seven.

Clause 32: To omit subclause (2).

Juries

That clauses 33 and 34 be a separate Bill, and that for clause 33 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Juries Act 1908

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

1. Short Title—This Act may be cited as the Juries Amendment Act 1957, and shall be read together with and deemed part of the Juries Act 1908 (hereinafter referred to as the principal Act).

Law Practitioners

That clauses 36 to 38 be a separate Bill, and that for clause 36 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Law Practitioners Act 1955

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

1. **Short Title**—This Act may be cited as the Law Practitioners Amendment Act 1957, and shall be read together with and deemed part of the Law Practitioners Act 1955 (hereinafter referred to as the principal Act).

Law Reform

That clauses 39 and 40 be a separate Bill, and that for clause 39 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Law Reform Act 1936

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

1. **Short Title**—This Act may be cited as the Law Reform Amendment Act 1957, and shall be read together with and deemed part of the Law Reform Act 1936 (hereinafter referred to as the principal Act).

Clause 40: To omit from paragraph (b) of subsection (1) of the proposed new section 9A the words "he has no personal representative in New Zealand" in lines 13 and 14, and substitute the words "there is in New Zealand no administrator within the meaning of the Administration Act 1952 of the estate of the insured".

Local Authorities (Members' Contracts)

That clauses 41 to 43 and the Second Schedule be a separate Bill, and that for clause 41 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Local Authorities (Members' Contracts) Act 1954

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

1. **Short Title**—This Act may be cited as the Local Authorities (Members' Contracts) Amendment Act 1957, and shall be read together with and deemed part of the Local Authorities (Members' Contracts) Act 1954 (hereinafter referred to as the principal Act).

Local Elections and Polls

That clauses 44 and 45 be a separate Bill, and that for clause 44 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Local Elections and Polls Act 1953

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

1. **Short Title**—This Act may be cited as the Local Elections and Polls Amendment Act 1957, and shall be read together with and deemed part of the Local Elections and Polls Act 1953 (hereinafter referred to as the principal Act).

Marlborough College

That clauses 46 to 48 be a separate Bill, and that for clause 46 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Marlborough High School Act 1899

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

1. **Short Title**—This Act may be cited as the Marlborough College Amendment Act 1957, and shall be read together with and deemed part of the Act heretofore known as the Marlborough High School Act 1899 (hereinafter referred to as the principal Act).

Municipal Corporations

That clauses 49 and 50 be a separate Bill, and that for clause 49 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Municipal Corporation Act 1954

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

1. **Short Title**—This Act may be cited as the Municipal Corporations Amendment Act 1957, and shall be read together with and deemed part of the Municipal Corporations Act 1954 (hereinafter referred to as the principal Act).

National Roads

That clauses 51 to 53 be a separate Bill, and that for clause 51 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the National Roads Act 1953

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

1. **Short Title**—This Act may be cited as the National Roads Amendment Act 1957, and shall be read together with and deemed part of the National Roads Act 1953 (hereinafter referred to as the principal Act).

Public Revenues

That clauses 54 and 55 be a separate Bill, and that for clause 54 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Public Revenues Act 1953

BE IT ENACTED by the General Assembly of New Zealand 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 Public Revenues Amendment Act 1957, and shall be read together with and deemed part of the Public Revenues Act 1953 (hereinafter referred to as the principal Act).

(2) This Act shall be deemed to have come into force on the nineteenth day of November, nineteen hundred and fifty-six.

Rangitaiki Land Drainage

That clauses 56 to 58 be a separate Bill, and that for clause 56 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Rangitaiki Land Drainage Act 1956

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

1. **Short Title**—This Act may be cited as the Rangitaiki Land Drainage Amendment Act 1957, and shall be read together with and deemed part of the Rangitaiki Land Drainage Act 1956 (hereinafter referred to as the principal Act).

Rating

That clauses 59 to 61 be a separate Bill, and that for clause 59 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Rating Act 1925

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

1. **Short Title**—This Act may be cited as the Rating Amendment Act 1957, and shall be read together with and deemed part of the Rating Act 1925 (hereinafter referred to as the principal Act).

Rehabilitation

That clauses 62 and 63 be a separate Bill, and that for clause 62 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Rehabilitation Act 1941

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

1. **Short Title**—This Act may be cited as the Rehabilitation Amendment Act 1957, and shall be read together with and deemed part of the Rehabilitation Act 1941.

Reserves and Domains

That clauses 64 and 65 be a separate Bill, and that for clause 64 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Reserves and Domains Act 1953

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

1. **Short Title**—This Act may be cited as the Reserves and Domains Amendment Act 1957, and shall be read together with and deemed part of the Reserves and Domains Act 1953 (hereinafter referred to as the principal Act).

Royal New Zealand Institute of Horticulture

That clauses 66 and 67 be a separate Bill, and that for clause 66 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Royal New Zealand Institute of Horticulture Act 1953

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

1. **Short Title**—This Act may be cited as the Royal New Zealand Institute of Horticulture Amendment Act 1957, and shall be read together with and deemed part of the Royal New Zealand Institute of Horticulture Act 1953 (hereinafter referred to as the principal Act).

Sharebrokers

That clauses 68 and 69 be a separate Bill, and that for clause 68 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Sharebrokers Act 1908

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

1. **Short Title**—This Act may be cited as the Sharebrokers Amendment Act 1957, and shall be read together with and deemed part of the Sharebrokers Act 1908 (hereinafter referred to as the principal Act).

Soil Conservation and Rivers Control

That clauses 70 and 71 be a separate Bill, and that for clause 70 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Soil Conservation and Rivers Control Act 1941

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

1. **Short Title**—This Act may be cited as the Soil Conservation and Rivers Control Amendment Act 1957, and shall be read together with and deemed part of the Soil Conservation and Rivers Control Act 1941 (hereinafter referred to as the principal Act).

Tenancy

That clauses 72 and 73 be a separate Bill, and that for clause 72 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Tenancy Act 1955

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

1. **Short Title**—This Act may be cited as the Tenancy Amendment Act 1957, and shall be read together with and deemed part of the Tenancy Act 1955 (hereinafter referred to as the principal Act).

Trustee Savings Banks

Clause 74: To insert, after this clause, the following clause:

74A. **Establishment of new savings banks**—The principal Act is hereby amended by inserting, after section three, the following section:

“3A. (1) With the consent of the Governor-General in Council, there may be established a trustee savings bank in such city or borough, upon such terms, and subject to such conditions as are specified in the Order in Council or in any subsequent Order in Council.

“(2) Every trustee savings bank established under this section shall be deemed to be a trustee savings bank within the meaning of this Act, and the provisions of this Act, with such modifications and exceptions as may from time to time be specified by the Governor-General by Order in Council, shall apply to the savings bank.

“(3) With the consent of the Minister, every trustee savings bank established under this section may from time to time borrow from its bankers by way of overdraft, or from any person or persons, such amounts, upon such terms, and subject to such conditions as the Minister thinks fit.”

That clauses 74, 74A, 75, and 76 be a separate Bill, and that for clause 74 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Trustee Savings Banks Act 1948

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

1. **Short Title**—This Act may be cited as the Trustee Savings Banks Amendment Act 1957, and shall be read together with and deemed part of the Trustee Savings Banks Act 1948 (hereinafter referred to as the principal Act).

Tuberculosis

That clauses 77 and 78 be a separate Bill, and that for clause 77 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Tuberculosis Act 1948

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

1. **Short Title**—This Act may be cited as the Tuberculosis Amendment Act 1957, and shall be read together with and deemed part of the Tuberculosis Act 1948 (hereinafter referred to as the principal Act).

Water Supply

That clauses 79 and 80 be a separate Bill, and that for clause 79 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Water Supply Act 1908

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

1. **Short Title**—This Act may be cited as the Water Supply Amendment Act 1957, and shall be read together with and deemed part of the Water Supply Act 1908 (hereinafter referred to as the principal Act).

Wool Labelling

That clauses 81 and 82 be a separate Bill, and that for clause 81 there be substituted the following Title, enacting words, and Short Title:

An Act to amend the Wool Labelling Act 1949

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

1. **Short Title**—This Act may be cited as the Wool Labelling Amendment Act 1957, and shall be read together with and deemed part of the Wool Labelling Act 1949 (hereinafter referred to as the principal Act).

EXPLANATORY NOTE

IN addition to amendments dividing the Bill into separate Bills, this Supplementary Order Paper proposes the following amendments:

Clause 7: The effect of these amendments is to confer on local Committees the same authority to delegate powers to subcommittees as the clause confers on New Zealand Committees, to provide that a Committee may not appoint a subcommittee consisting of fewer than three members except by unanimous vote of the members of the Committee present and voting, and to provide that a subcommittee must be unanimous in exercising any delegated power unless the Committee when delegating the power has resolved, by the unanimous vote of the members present and voting, that a majority of the members of the subcommittee may exercise the power.

Clause 18: This is a drafting amendment only, and provides for the repeal of the whole of the Fifth Schedule to the Fire Services Act 1949 instead of only part of it. The part proposed to be repealed by the clause is all that now remains of the original Schedule.

Clause 40: The proposed new section 9A (1) (b) includes a reference to an insured person who is deceased and has no personal representative in New Zealand. The term "personal representative" may include an executor under a will who has not taken out probate, and the amendment is intended to ensure that the provisions of the clause will operate in such a case.

Clause 74A: This clause provides that, with the consent of the Governor-General in Council, new trustee savings banks may be established. In such a case the provisions of the Trustee Savings Bank Act 1948 will apply to the new savings bank with such modifications and exceptions as may be prescribed by Order in Council. The clause also provides that the bank may, with the consent of the Minister of Finance, borrow money from its bankers by way of overdraft or from other persons.
