FINANCE BILL (NO. 4)

AS REPORTED FROM THE FINANCE AND EXPENDITURE COMMITTEE

THIS Bill was formerly part of the Finance Bill (No. 4) which was introduced and referred to the Finance and Expenditure Committee on 6 December 1994. Supplementary Order Paper No. 88 relating to the Finance Bill (No. 4) was also referred to the committee, on 8 June 1995.

Part II has been divided from that Bill and retained for further consideration as the Crown Forest Assets Amendment Bill.

Price Code: J

[AS REPORTED FROM THE FINANCE AND EXPENDITURE COMMITTEE]

House of Representatives, 22 June 1995.

Words struck out are shown in italics within bold round brackets; words inserted are shown in roman underlined with a single rule, or with single rule before first line and after last line. The Part retained by the committee as a separate Bill is indicated by points of ellipsis.

Rt. Hon. W. F. Birch

FINANCE (NO. 4)

ANALYSIS

Title
1. Short Title

PART I

CERTAIN LAND NOT LIABLE TO RESUMPTION BY THE CROWN UNDER STATE-OWNED ENTERPRISES ACT 1986

2. Certain land not liable to resumption by the Crown under State-Owned Enterprises Act 1986

PART IA

ACCIDENT REHABILITATION AND COMPENSATION INSURANCE CORPORATION

2A. Corporation payment to Crown Bank Account for public health care costs in respect of year ending 30 June 1996

. . . . . .

PART III

FIRE SERVICE

7. Part to be read with Fire Service Act 1975
8. Gratuities on retirement or death of members of volunteer fire brigades

PART IV

RADIOCOMMUNICATIONS

9. Part to be read with Radiocommunications Act 1989
10. Regulations
11. Incumbents in relation to Fourth Schedule frequencies
12. Payments for licences

A BILL INTITULED

An Act to make provision with respect to public finances and other matters

BE IT ENACTED by the Parliament of New Zealand as follows:

1. Short Title—This Act may be cited as the Finance Act (No. 4) **1994**.

PART I

CERTAIN LAND NOT LIABLE TO RESUMPTION BY THE CROWN UNDER STATE-OWNED ENTERPRISES ACT 1986

2. Certain land not liable to resumption by the Crown under State-Owned Enterprises Act 1986—(1) Nothing in sections 8A to 8C of the Treaty of Waitangi Act 1975 (as inserted by section 4 of the Treaty of Waitangi (State Enterprises) Act 1988) and nothing in sections 27B and 27C of the State-Owned Enterprises Act 1986 (as substituted by section 10 of the Treaty of Waitangi (State Enterprises) Act 1988) shall apply in relation to any land to which this section applies.

(2) **Subsection (1)** of this section shall apply in relation to any claim submitted to the Waitangi Tribunal under section 6 of the Treaty of Waitangi Act 1975 whether before or after the commencement of this Part of this Act.

(3) The District Land Registrar of the North Auckland Land Registration District shall, as soon as practicable after the commencement of this Part of this Act, cancel the memorial entered, pursuant to section 27A of the State-Owned Enterprises Act 1986, on the certificate of title of each of the pieces of land to which this section applies.

(4) This section applies to the following land situated in the North Auckland Land Registration District:

(a) All that parcel of land comprising 319 square metres, more or less, being Lot 1 on Deposited Plan 34120, and being part Allotment 22 Section 4 Suburbs of Auckland, and being all of the land comprised and described in Certificate of Title 78D/45 (North Auckland Registry):

(b) All that parcel of land comprising 5310 square metres, more or less, being Lot 1 on Deposited Plan 139738, and being part Allotment 22 Section 4 Suburbs of Auckland, and being all of the land comprised and described in Certificate of Title 83A/185 (North Auckland Registry):

(c) All that parcel of land comprising 3.9887 hectares, more or less, being Lot 1 on Deposited Plan 136599, and being part Allotments 23 and 24 of Section 4 and Part Allotments 27 and 35 of Section 14 Suburbs of Auckland, and being all the land comprised and described in Certificate of Title 80C/204 (North Auckland Registry):

(d) All that parcel of land comprising 105 square metres, more or less, being Lot 1 on Deposited Plan 133723, and being part Allotment 27 Section 14 Suburbs of Auckland, and being all the land comprised and described in Certificate of Title 79A/43 (North Auckland Registry):

(e) All that parcel of land comprising 304 square metres, more or less, being Lot 11 Deeds Plan 16 Blue, and being part Allotment 22 Section 4 Suburbs of Auckland, and being all the land comprised and described in Certificate of Title 78D/43 (North Auckland Registry):

(f) All that parcel of land comprising 370 square metres, more or less, being Allotment 38 Section 4 Suburbs of Auckland, and being part Block VIII Rangitoto Survey District, and being all the land comprised and described in Certificate of Title 75B/153 (North Auckland Registry).

New

PART IA

ACCIDENT REHABILITATION AND COMPENSATION INSURANCE CORPORATION

2A. Corporation payment to Crown Bank Account for public health care costs in respect of year ending 30 June 1996—(1) In respect of the year ending with the close of the 30th day of June 1996, the Accident Rehabilitation and Compensation Insurance Corporation shall, not later than that day, pay to a Crown Bank Account nominated by the Minister of Finance the sum of $123.7 million (inclusive of goods and services tax) in respect of the costs of health and disability services purchased by the regional health authorities in respect of—

(a) Motor vehicle injuries; and

(b) Work injuries (including subsequent work injuries); and

(c) Injuries referred to in **paragraph (a)** or **paragraph (b)** of this subsection that are suffered by overseas visitors.

(2) Of the amount specified in **subsection (1)** of this section,—

(a) Notwithstanding section 100 (3) (a) of the Accident Rehabilitation and Compensation Insurance Act 1992, the Corporation shall debit $43.647 million (inclusive of goods and services tax) to the

New

Employers' Account established under section 100 of that Act; and

(b) Notwithstanding section 108 (3) (a) of that Act, the Corporation shall debit $80.053 million (inclusive of goods and services tax) to the Motor Vehicle Account established under section 108 of that Act—

and section 121 (4) of that Act shall have effect accordingly.

(3) The Corporation is hereby authorised—

(a) To apply the funds in the said Employers' Account towards payment of the amount referred to in **paragraph (a)** of **subsection (2)** of this section:

(b) To apply the funds in the said Motor Vehicle Account towards payment of the amount referred to in **paragraph (b)** of that subsection.

. . . . .

PART III

FIRE SERVICE

7. Part to be read with Fire Service Act 1975—(1) This Part of this Act shall be read together with and deemed part of the Fire Service Act 1975* (in this Part of this Act referred to as the principal Act).

(2) This Part of this Act shall be deemed to have come into force on the 1st day of January 1994.

*R.S. Vol. 27, p. 11
Amendments: 1992, No. 133; 1993, No. 85; 1994, No. 71

8. Gratuities on retirement or death of members of volunteer fire brigades—(1) Section 56 (1) of the principal Act (as substituted by section 41 (1) of the Fire Service Amendment Act 1990) is hereby amended by omitting the expression "$80", and substituting the expression "$120".

(2) Section 56 (2) of the principal Act (as so substituted) is hereby amended by omitting the expression "$80", and substituting the expression "$120".

(3) Section 56 (4) of the principal Act (as so substituted) is hereby amended by omitting the expression "$2,000", and substituting the expression "$3,000".

PART IV

RADIOCOMMUNICATIONS

9. Part to be read with Radiocommunications Act 1989—This Part of this Act shall be read together with and deemed part of the Radiocommunications Act 1989* (in this Part of this Act referred to as the principal Act).

*1989, No. 148
Amendments: 1990, Nos. 22, 104

10. Regulations—Section 116 (1) of the principal Act is hereby amended by inserting, after paragraph (c), the following paragraph:

"(ca) Providing for the allocation of radio apparatus licences by competitive tender or auction, and for the payment of consideration to the Crown pursuant to any such tender or auction:".

11. Incumbents in relation to Fourth Schedule frequencies—Section 146 (1) (a) of the principal Act is hereby amended by repealing subparagraph (i), and substituting the following subparagraph:

"(i) Where that frequency is within any of the ranges of frequencies specified in Part A of the Fourth Schedule to this Act, the person who, immediately before a record of management rights is recorded, pursuant to section 10 (2) of this Act, in relation to that frequency, is the holder of a radio apparatus licence in relation to that frequency; or".

12. Payments for licences—Section 149 of the principal Act is hereby amended by repealing subsection (3), and substituting the following subsection:

"(3) The payment required by subsection (1) (b) of this section shall be payable,—

"(a) In the case of any licence issued in relation to a frequency to which section 146 (1) (b) of this Act applies, on 30 June 1992:

"(b) In the case of any licence issued in relation to a frequency to which section 146 (1) (a) of this Act applies, on ~~*(30 June 1995)*~~ **30 September 1995**."

WELLINGTON, NEW ZEALAND: Published under the authority of the New Zealand Government—1995

62867G —95/NS