



# Incorporated Societies Amendment Act 2010

Public Act 2010 No 68  
Date of assent 6 July 2010  
Commencement see section 2

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### The Parliament of New Zealand enacts as follows:

- 1 Title**  
This Act is the Incorporated Societies Amendment Act 2010.
- 2 Commencement**  
This Act comes into force on the day after the date on which it receives the Royal assent.
- 3 Principal Act amended**  
This Act amends the Incorporated Societies Act 1908.

**4 New section 28 substituted**

Section 28 is repealed and the following section substituted:

**“28 Dissolution by Registrar**

- “(1) The Registrar may make a declaration (a **declaration of dissolution**) that a society is dissolved, if the Registrar is satisfied that the society—
- “(a) is no longer carrying on its operations; or
  - “(b) has been registered because of a mistake of fact or law.
- “(2) The Registrar must ensure that, as soon as practicable after it is made, the declaration of dissolution is—
- “(a) recorded in the register; and
  - “(b) published—
    - “(i) in the *Gazette*; and
    - “(ii) on an Internet site maintained by, or on behalf of, the Registrar, at all reasonable times, for a period of not less than 20 working days.
- “(3) A society is dissolved at the time the declaration of dissolution is recorded in the register, with effect from the date of the declaration.
- “(4) If the Registrar is satisfied that a declaration of dissolution was made in error and should be revoked, the Registrar may make a declaration (a **declaration of revocation**) that the declaration of dissolution is revoked.
- “(5) The Registrar must ensure that, as soon as practicable after it is made, the declaration of revocation is—
- “(a) recorded in the register; and
  - “(b) published—
    - “(i) in the *Gazette*; and
    - “(ii) on an Internet site maintained by, or on behalf of, the Registrar, at all reasonable times, for a period of not less than 20 working days.”
- “(6) At the time the declaration of revocation is recorded in the register the society is revived, as if no dissolution had taken place, with effect from the time that the society was dissolved.”

**5 Registrar to keep register of incorporated societies**

Section 33 is amended by inserting the following subsection after subsection (1):

- “(1A) The register may be kept in any manner that the Registrar thinks fit, including, either wholly or partly, by means of a device or facility—
- “(a) that records or stores information electronically or by other means; and
  - “(b) that permits the information so recorded or stored to be readily inspected or reproduced in a usable form.”

**6 Powers of inspection of Registrar**

Section 34A is amended by inserting the following subsection after subsection (1):

- “(1A) To avoid doubt, in subsection (1) **registers, records, accounts, books, or papers** includes any of those things in an electronic form.”

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**Legislative history**

29 June 2010	Divided from Statutes Amendment Bill by committee of the whole House, third reading
6 July 2010	Royal assent

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This Act is administered by the Ministry of Economic Development.

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