

Patriotic and Canteen Funds Amendment Act 2005

Public Act 2005 No 65
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The Parliament of New Zealand enacts as follows:

1 Title

- (1) This Act is the Patriotic and Canteen Funds Amendment Act 2005.
- (2) In this Act, the Patriotic and Canteen Funds Act 1947 is called “the principal Act”.

2 Commencement

This Act comes into force on the day after the date on which it receives the Royal assent.

3 Interpretation

- (1) Section 2 of the principal Act is amended by repealing the definition of **Board**.
- (2) Section 2 of the principal Act is amended by omitting from paragraph (c) of the definition of **serviceman** the words “on the application of the Board”.

4 Part 1 repealed

Part 1 of the principal Act is repealed.

5 Extraordinary vacancies

- (1) Section 33(1) of the principal Act is amended by omitting the words “to the Board or”.
- (2) Section 33(2) of the principal Act is amended by omitting the words “of the Board or”.
- (3) Section 33(4) is amended by omitting the words “of the Board or”.

6 Meetings

- (1) Section 34(1) of the principal Act is amended by—
 - (a) omitting the words “of the Board and” ; and
 - (b) omitting the words “the Board and”.
- (2) Section 34(2) of the principal Act is amended by—
 - (a) omitting the words “of the Board or” in both places where they appear; and
 - (b) omitting the words “of that Board or”.
- (3) Section 34(4) of the principal Act is amended by omitting the words “of the Board or”.
- (4) Section 34(5) of the principal Act is amended by omitting the words “Board or”.
- (5) Section 34(6) of the principal Act is amended by omitting the words “Board or”.

**7 Additional powers of each Board and each Council.
Superannuation**

- (1) The principal Act is amended by repealing the heading to section 35, and substituting the following heading: “Additional powers of each Council: superannuation”.
- (2) Section 35(1) of the principal Act is amended by—
 - (a) omitting the words “The Board and each”, and substituting the word “Each” ; and
 - (b) omitting the words “Board or” wherever they appear.
- (3) Section 35(2) of the principal Act is repealed.

8 Unauthorised expenditure

Section 36 of the principal Act is amended by omitting the words “The Board and each”, and substituting the word “Each”.

9 Contracts of either Board or of any Council

- (1) The heading to section 37 of the principal Act is amended by omitting the words “of either Board or”.
- (2) Section 37 of the principal Act is amended by—
 - (a) omitting the words “by the Board or by any Council” wherever they appear, and substituting in each case the words “by any Council” ; and

- (b) omitting the words “of the Board or Council” wherever they appear, and substituting in each case the words “of the Council”.
- (3) Section 37(4) of the principal Act is amended by—
 - (a) omitting the words “of the Board or of any Council”, and substituting the words “of any Council” ; and
 - (b) omitting the words “by the Board or Council” in both places where they appear, and substituting in each case the words “by the Council”.

10 Vesting, management, and investment of property

- (1) Section 38(1) of the principal Act is amended by—
 - (a) omitting the words “by the Board or” ; and
 - (b) omitting the words “vested in the Board or the appropriate Council”, and substituting the words “vested in the appropriate Council”.
- (2) Section 38(2) of the principal Act is amended by—
 - (a) omitting the words “The Board and each”, and substituting the word “Each” ; and
 - (b) omitting the words “Board or” wherever they appear.
- (3) Section 38(3) of the principal Act is amended by omitting the words “the Board or”.

11 Travelling expenses of members of Board and Councils

- (1) The heading to section 39 of the principal Act is amended by omitting the words “Board and”.
- (2) Section 39 of the principal Act is amended by—
 - (a) omitting the words “out of the Funds, to the members of the Board and” ; and
 - (b) omitting the words “(as well as the members of the Board)”.

12 Accounts

- (1) Section 40(1) of the principal Act is amended by omitting the words “The Board and each”, and substituting the word “Each”.
- (2) Section 40(1A) of the principal Act is amended by omitting the words “the Board or”.

- (3) Section 40(2) of the principal Act is amended by omitting the words “The Board and each”, and substituting the word “Each”.
- (4) Section 40(3) of the principal Act is amended by omitting the words “The Board and each Council are public entities”, and substituting the words “Each Council is a public entity”.

13 Section 41 repealed

Section 41 of the principal Act is repealed.

14 Investigation of administration and accounts of Canteen Board and Provincial Councils

- (1) The heading to section 42 of the principal Act is amended by omitting the words “Canteen Board and”.
- (2) Section 42(1) of the principal Act is amended by—
 - (a) omitting the words “of the Board, or” ; and
 - (b) omitting the words “Board or”.

15 Rules

- (1) Section 43(1) of the principal Act is amended by—
 - (a) omitting the words “The Board and each”, and substituting the word “Each” ; and
 - (b) omitting from paragraph (d) the words “Board or”.
- (2) Section 43(2) of the principal Act is amended by—
 - (a) omitting the words “of the Board or” ; and
 - (b) omitting the words “Board or”.

16 Authority to make contributions for patriotic purposes

Section 44(1) of the principal Act is amended by omitting the words “to the Board or to any Council, and the Board or the Council”, and substituting the words “to any Council, and the Council”.

17 Council to have sole authority in its district

Section 46(1) of the principal Act is amended by repealing paragraph (c), and substituting the following paragraph:

“(c) generally the power to do all things necessary for the effective carrying out of patriotic purposes and the administration of the Fund.”

18 Raising of money for patriotic purposes

- (1) Section 47(1) of the principal Act is amended by—
- (a) omitting the words “the Board, or” ; and
 - (b) omitting the words “of that Board or” ; and
 - (c) omitting the words “of that Board, or”.
- (2) Section 47(3) of the principal Act is amended by omitting the words “to the Board or”.

19 Penalties

Section 49(1) of the principal Act is amended by—

- (a) omitting the words “in the Board or” ; and
- (b) omitting the words “, or of the Board,”.

20 Consequential amendment to Local Authorities (Members’ Interests) Act 1968

Part 2 of Schedule 1 of the Local Authorities (Members’ Interests) Act 1968 is amended by repealing the item relating to the Patriotic and Canteen Funds Board.

21 Consequential amendment to Ombudsmen Act 1975

Part 2 of Schedule 1 of the Ombudsmen Act 1975 is amended by repealing the item relating to the Patriotic and Canteen Funds Board.

22 Consequential amendment to Public Audit Act 2001

Schedule 2 of the Public Audit Act 2001 is amended by repealing the item relating to the Patriotic and Canteen Funds Board.

23 Consequential amendment to Stamp and Cheque Duties Act 1971

Section 79(1)(f) of the Stamp and Cheque Duties Act 1971 is amended by omitting the words “the Patriotic and Canteen Funds Board,”.

2005 No 65 **Patriotic and Canteen Funds Amendment
Act 2005**

10 May 2005 **Legislative history**
Divided from Statutes Amendment Bill (No 4),
third reading
