

**Reprint
as at 26 August 1998**



**University of Hawke's Bay Trust
Board Dissolution and Vesting Act
1998**

Private Act 1998 No 2
Date of assent 25 August 1998
Commencement 25 August 1998

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**An Act to dissolve the University of Hawke's Bay Trust Board,
and vest its assets in the Eastern Institute of Technology**

Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

Preamble

Whereas—

- (a) the University of Hawke's Bay Trust Act 1960 established the University of Hawke's Bay Trust Board for the purpose of assisting the establishment of a University of Hawke's Bay; and
- (b) after consulting interested persons and the public of Hawke's Bay, the Board has concluded that no university will be established in Hawke's Bay in the immediate future, and that the Board should be dissolved and its assets should be vested in the Eastern Institute of Technology; and
- (c) the objects of this Act cannot be attained otherwise than by legislation.

1 Short Title

This Act may be cited as the University of Hawke's Bay Trust Board Dissolution and Vesting Act 1998.

2 Interpretation

In this Act, unless the context otherwise requires,—

the Board means the University of Hawke's Bay Trust Board, established by section 3(1) of the University of Hawke's Bay Trust Act 1960

the Institute means the body corporate that, on the commencement of this Act, was a polytechnic (within the meaning of section 159(1) of the Education Act 1989) called the Eastern Institute of Technology.

3 University of Hawke's Bay Trust Board dissolved

The Board is dissolved.

4 Assets, liabilities, etc vested in Institute

- (1) All assets, debts, liabilities, and rights the Board had immediately before the commencement of this Act are vested in the Institute (without assignment, conveyance, or transfer) on that commencement.
- (2) Every asset—

- (a) vested in the Institute by subsection (1); or
 - (b) acquired by the Institute by virtue of the vesting in the Institute under subsection (1) of any right—
forms part of its general assets and may be used for any purpose for which it may lawfully be used.
- (3) The District Land Registrar of any land registration district in which land vested in the Institute by subsection (1) is situated must take all actions, and make all entries in the registers, necessary to give effect to the vesting.

5 Taxes, duties, etc

For the purposes of any enactment specified in the Schedule of the Tax Administration Act 1994, or imposing, or providing for the imposition or collection of, any duty, levy, rate, tax, or other similar charge,—

- (a) on and after the commencement of this Act, the Board and the Institute are deemed to be the same person; and
- (b) every transaction or act entered into or performed by the Board before that commencement is deemed to have been entered into or performed by the Institute (when it was entered into or performed by the Board).

6 Consequential repeals and revocations

- (1) The following enactments are repealed:
- (a) the University of Hawke's Bay Trust Act 1960;
 - (b) *Amendment(s) incorporated in the Act(s)*.
- (2) The following enactments are revoked:
- (a) *Amendment(s) incorporated in the Act(s)*.
 - (b) the Local Government (Hawke's Bay Region) Reorganisation Amendment Order 1995.

7 Private Act

This Act is a private Act.

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Notes**1 General**

This is a reprint of the University of Hawke's Bay Trust Board Dissolution and Vesting Act 1998. The reprint incorporates all the amendments to the Act as at 26 August 1998, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that have yet to come into force or that contain relevant transitional or savings provisions are also included, after the principal enactment, in chronological order.

2 Status of reprints

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 How reprints are prepared

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not included in Acts, and provisions that are repealed or revoked are omitted.

For a detailed list of the editorial conventions, *see* <http://www.pco.parliament.govt.nz/editorial-conventions/> or Part 8 of the *Tables of New Zealand Acts and Ordinances and Statutory Regulations and Deemed Regulations in Force*.

4 Changes made under section 17C of the Acts and Regulations Publication Act 1989

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted. A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
 - indentation
 - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)

- position of the date of assent (it now appears on the front page of each Act)
- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
 - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
 - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

5 *List of amendments incorporated in this reprint
(most recent first)*
