

## APPLE AND PEAR MARKETING AMENDMENT BILL

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### EXPLANATORY NOTE

*Clause 2* amends the principal Act so as to vary the method of appointment of certain members of the Board. At present two members are appointed from a panel of names submitted by the Fruitgrowers' Federation. This clause omits the provision relating to a panel and provides that the members shall be nominated by the Federation. The clause also provides that the Minister will be required to consult the Federation only on the appointment of the Chairman and not on the appointment of all members as is the case at present.

*Clause 3* amends the principal Act so as to provide that any deputy appointed to act during the incapacity of a member shall be appointed in the same manner as the member who has become incapacitated.

*Clause 4* permits a member of the Board to be appointed to act for the Chairman while the Chairman is absent from New Zealand or from any meeting of the Board.

*Clause 5* makes provision for expenditure by the Board of a sum not exceeding fifty pounds in any year for purposes not otherwise authorized.

*This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and, having this day passed as now printed, is transmitted to the LEGISLATIVE COUNCIL for its concurrence.*

*House of Representatives,  
15th November, 1950*

*Hon. Mr. Holyoake*

## APPLE AND PEAR MARKETING AMENDMENT

### ANALYSIS

Title.	3. Amendments relating to appointments of deputies.
1. Short Title.	4. Member may be appointed to act for Chairman during absence of Chairman.
2. Variation of method of appointment of certain members of Board. Repeal.	5. Unauthorized expenditure by Board.

### A BILL INTITULED

AN ACT to Amend the Apple and Pear Marketing Act, 1948. Title.

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

1. This Act may be cited as the Apple and Pear Marketing Amendment Act, 1950, and shall be read together with and deemed part of the Apple and Pear Marketing Act, 1948 (hereinafter referred to as the principal Act). Short Title.  
1948, No. 53
2. (1) Section three of the principal Act is hereby amended by omitting from paragraph (b) of subsection two the words “ whose names shall be selected by the Minister from a panel of names submitted ”, and substituting the words “ who shall be nominated ”. Variation of method of appointment of certain members of Board.

(2) Section three of the principal Act is hereby further amended by adding the following subsection:—

“(4) Before the Minister makes any recommendation to the Governor-General for the appointment or reappointment of the Chairman, the Minister shall consult the Fruitgrowers’ Federation and obtain the views of the Fruitgrowers’ Federation thereon.” 5

**Repeal.** (3) Section four of the principal Act is hereby repealed.

**Amendments relating to appointments of deputies.** 3. Section seven of the principal Act is hereby amended as follows:— 10

(a) By omitting from subsection one the words “after consultation with the Fruitgrowers’ Federation”:

(b) By inserting, after subsection one, the following subsection:— 15

“(1A) Any deputy appointed under this section to act for a member appointed under paragraph (b) of subsection two of section three hereof shall be nominated by the Fruitgrowers’ Federation and any deputy of the Chairman shall be appointed by the Minister after consultation with the Fruitgrowers’ Federation.” 20

**Member may be appointed to act for Chairman during absence of Chairman.** 4. Section eight of the principal Act is hereby amended by repealing subsection six, and substituting the following subsection:— 25

“(6) In the absence of the Chairman from New Zealand, or from any meeting of the Board, the members shall appoint one of their number to act for the Chairman during any such absence. Any person appointed under this subsection shall, during his appointment, have all the powers of the Chairman in respect of any functions to be exercised in New Zealand.” 30

**Unauthorized expenditure by Board.** 5. The principal Act is hereby amended by inserting, before section thirty, the following section:— 35

“29A. The Board may in any financial year out of its income available for general purposes expend for purposes not authorized by any Act or law for the time being in force any sum or sums not amounting in the aggregate to more than fifty pounds.” 40