

## BROADCASTING CORPORATION AMENDMENT BILL

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### EXPLANATORY NOTE

THIS Bill contains miscellaneous amendments to the Broadcasting Corporation Act 1961.

*Clause 2* provides that the membership of the Corporation shall be not less than three nor more than seven.

*Clause 3* provides that, for the purposes of ensuring rotation in membership, members may be appointed for a term of less than three years.

*Clause 4* provides that the quorum of the Corporation shall be not less than half the members for the time being in office.

*Clause 5* provides that the Corporation may make grants or pay subsidies to bodies engaged in carrying out any performing art or cultural pursuit.

*Clause 6* provides that fees collected by the Post Office for broadcast and television receiving station licences shall be paid from the Post Office Account into the Broadcasting Account and that the Corporation shall pay to the Post Office costs incurred in the collection of licence fees and the investigation of complaints of radio interference. The costs will be determined on a basis agreed upon between the Post Office and the Corporation or, failing agreement, in accordance with an award of the Audit Office. The clause is made retrospective to 1 April 1965.

*Hon. Mr Scott*

## BROADCASTING CORPORATION AMENDMENT

### ANALYSIS

Title		
1. Short Title and commencement		4. Quorum
2. Membership of Corporation		5. Powers of Corporation
3. Terms of office of members		6. Disposition of fees for receiving-station licences

### A BILL INTITULED

#### **An act to amend the Broadcasting Corporation Act 1961**

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

**1. Short Title and commencement**—(1) This Act may be cited as the Broadcasting Corporation Amendment Act 1965, and shall be read together with and deemed part of the Broadcasting Corporation Act 1961\* (hereinafter referred to  
10 as the principal Act).

(2) Except as provided by section 6 of this Act, this Act shall come into force on the first day of April, nineteen hundred and sixty-six.

**2. Membership of Corporation**—Subsection (2) of section  
15 3 of the principal Act is hereby amended by omitting the words “three members”, and substituting the words “not less than three nor more than seven members”.

\*1961, No. 117

No. 70—1

**3. Terms of office of members**—Section 4 of the principal Act is hereby amended by repealing subsection (2), and substituting the following subsection:

“(2) Any member appointed to the Corporation may, for the purpose of ensuring that members retire in rotation, be appointed for a term of less than three years.” 5

**4. Quorum**—Subsection (4) of section 7 of the principal Act is hereby amended by omitting the words “two members”, and substituting the words “not less than half the members for the time being in office”. 10

**5. Powers of Corporation**—Subsection (1) of section 12 of the principal Act is hereby amended by inserting, after paragraph (i), the following paragraph:

“(ii) Make grants or pay subsidies to any body or organisation engaged in assisting, promoting, or carrying out any performing art or cultural pursuit.” 15

**6. Disposition of fees for receiving-station licences**—(1) The principal Act is hereby further amended by inserting, after section 23, the following section:

“23A. (1) All fees paid into the Post Office Account in respect of broadcast and television receiving station licences paid to the Post Office pursuant to regulations under the Post Office Act 1959 shall, without further appropriation than this section, be paid into the Broadcasting Account. 20

“(2) There shall be paid out of the Broadcasting Account to the Post Office Account the costs incurred by the Post Office in respect of services rendered in connection with the issue of broadcast and television receiving station licences and the investigation of complaints of interference by electromagnetic energy affecting broadcasting services within New Zealand. 25 30

“(3) The amount of the costs payable to the Post Office Account under subsection (2) of this section shall be determined upon a basis agreed upon by the Post Office and the Corporation. 35

“(4) If no agreement is reached under subsection (3) of this section, the Controller and Auditor-General shall appoint an officer of the Audit Department to hold an inquiry and make an award as to the basis upon which the costs are to be determined and any such award shall be binding on the Post Office and on the Corporation. 40

“(5) No person appointed to hold an inquiry and make an award under this section shall be deemed to be an arbitrator within the meaning of the Arbitration Act 1908, and nothing in that Act shall apply to any such inquiry or award.”

5 (2) Paragraph (a) of section 22 and paragraph (c) of section 23 of the principal Act are hereby repealed.

(3) The Broadcasting Regulations 1937 and the Broadcasting Regulations 1937, Amendment No. 1, are hereby revoked.

10 (4) All charges made by the Post Office to the Corporation before the commencement of this section in respect of the issue and collection of broadcast and television receiving station licences and for services rendered by the Post Office in connection with the investigation of complaints relating  
15 to interference by electro-magnetic energy affecting broadcasting services within New Zealand are hereby validated.

(5) This section shall be deemed to have come into force on the first day of April, nineteen hundred and sixty-five.