

[AS REPORTED FROM THE COMMITTEE OF THE WHOLE]

House of Representatives, 9 September 1971.

Words inserted are shown in roman underlined with a double rule.

Hon. Mr Gordon

CIVIL AVIATION AMENDMENT

ANALYSIS

Title	2. Charges, fees, and levies on persons using facilities and services
1. Short Title	3. Retention of Crown money in joint venture airport accounts

A BILL INTITULED

An Act to amend the Civil Aviation Act 1964

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—This Act may be cited as the Civil Aviation
Amendment Act 1971, and shall be read together with and
deemed part of the Civil Aviation Act 1964* (hereinafter
referred to as the principal Act).

10 **2. Charges, fees, and levies on persons using facilities and
services**—The principal Act is hereby amended by inserting,
after section 13, the following section:

15 **“13A. (1) For the purpose of providing funds for the estab-
lishment, maintenance, and operation of facilities and services
under this Act or otherwise for the purposes of civil aviation,
there may be charged, in accordance with this section and**

*1964, No. 68

Amendments: 1969, No. 9; 1970, No. 52

regulations under this Act, such charges, fees, or levies as may be prescribed in respect of, and payable by, persons using or otherwise enjoying the benefit of such facilities or services (being persons departing from New Zealand), or in respect of, and payable by, such classes of such persons to the exclusion of any other such persons, as the regulations may prescribe. 5

“(2) Regulations made for the purposes of this section may exempt, or authorise the Minister by notice in the *Gazette* to exempt, specified persons or classes of persons from liability to pay the charges, fees, or levies. 10

“(3) Different rates of charges, fees, or levies may be so prescribed in respect of different classes of persons.

“(4) Charges, fees, or levies under this section shall be payable to such person or authority as may be prescribed in that behalf. 15

“(5) The person or authority by whom or by which any such charges, fees, or levies are received shall, without further authority than this subsection, after deducting such proportion thereof as the Minister of Finance fixes to meet the expenses incidental to the collection thereof, pay the amount received to the Minister and such airport authorities within the meaning of the Airport Authorities Act 1966 in such proportions as may be prescribed in that behalf. Different proportions may be so prescribed in respect of different airports. 20 25

“(6) Any person by whom any such charges, fees, or levies are payable pursuant to subsection (5) of this section shall make such returns in such manner and subject to such conditions as may be prescribed in that behalf.

“(7) The powers conferred by this section are in addition to and not in derogation of any other enactment.” 30

3. Retention of Crown money in joint venture airport accounts—The principal Act is hereby further amended by inserting, after section 13A (as inserted by section 2 of this Act) the following section: 35

“13B. (1) In this section the expression ‘joint venture airport’ means an aerodrome or airport which is established, maintained, operated, or managed as a joint venture by and between the Crown and an airport authority pursuant to this Act and the Airport Authorities Act 1966. 40

“(2) Any money standing to the credit of or held on behalf of the Crown in the accounts of a joint venture airport as a result of the operations of that airport, together with any money representing the Crown’s share of the proceeds of any charges, fees, or levies imposed pursuant to section 13A of this Act, may, with the approval of the Minister of Finance, instead of being paid into the Consolidated Revenue Account, be retained on behalf of the Crown in the accounts of that joint venture airport, and may, without further authority than this section, be used for such purposes in connection with the operation and development of that airport as may be authorised by the Minister with the concurrence of the Minister of Finance.”