

Right Hon. Mr. Coates.

FINANCE.

Title.	
1. Short Title.	5. Protection of the superannuation rights of Judge of Arbitration Court in event of his appointment as Deputy Chairman of Executive Commission of Agriculture.
2. Temporarily amending sections 47 and 48 of Public Revenues Act, 1926.	6. Fruit-export Control Board may establish a guarantee fund.
3. For purposes of Civil List Act, the reassembly of Parliament on 13th February, 1935, deemed to be commencement of new session of Parliament.	7. Defining the powers of the Lands Development Board and the Hunter Trust Board to lend moneys for developmental purposes.
4. Members of Parliament not disqualified by receipt of payment in respect of attendance at Victorian Centenary Celebrations or at Conference of Empire Parliamentary Association in London.	8. Authorizing remission of additional charge of 10 per cent. on unpaid rates.
	9. Validating expenditure by local bodies in farewelling Their Excellencies Lord and Lady Bledisloe.

A BILL INTITULED

AN ACT to make Provision with respect to Public Title.
Finance and other Matters.

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 Finance Act, 1934–35. Short Title.

No. 110—1.

Temporarily
amending
sections 47 and
48 of Public
Revenues Act,
1926.
See Reprint
of Statutes,
Vol. VII, p. 26

2. (1) While this section continues in operation sections forty-seven and forty-eight of the Public Revenues Act, 1926, shall be read and shall operate as if the following amendments were made therein as from the thirty-first day of March, nineteen hundred and thirty-five :— 5

(a) The words “ period ending on the close of the thirtieth day of September next ” shall be deemed to be substituted for the words “ space of three months ” in subsection one of the said section forty-seven : 10

(b) The words “ the period so ending on the thirtieth day of September ” shall be deemed to be substituted for the words “ such three months ” in subsection one of the said section forty-seven : 15

(c) The words “ bearing the same proportion to the total amount of such vote as the period elapsing between the commencement of the financial year and the close of the thirtieth day of September thereafter bears to the whole financial year ” shall be deemed to be substituted for the words “ equal to one-fourth part of such vote ” in the first proviso to the said section forty-seven : 20 25

(d) The words “ the period so ending on the close of the thirtieth day of September thereafter ” shall be deemed to be substituted for the words “ the three months thereafter ” in paragraph (b) of subsection one of the said section forty-eight. 30

(2) Notwithstanding anything contained herein, this section shall not be deemed to be an Act granting and appropriating money within the meaning and for the purposes of section forty-seven of the said Act. 35

(3) This section shall, unless sooner repealed, continue in operation until the close of the thirtieth day of September, nineteen hundred and thirty-five, and no longer.

3. (1) For the purposes of paragraphs (a), (b), and (c) of section eighteen of the Civil List Act, 1920 (relating to the absence of members of the General Assembly for any number of sitting-days exceeding 5 fourteen), the reassembly of Parliament on the thirteenth day of February, nineteen hundred and thirty-five, after an adjournment from the eleventh day of November, nineteen hundred and thirty-four, shall be regarded as the commencement of a new session of Parliament.
- 10 (2) The provisions of section nineteen of the Civil List Act, 1920, shall apply to that portion of the present session of Parliament commencing on the thirteenth day of February, nineteen hundred and thirty-five, as if it were a new session of Parliament, and payments 15 in accordance with that section may be made to members accordingly.
4. The provisions of the Legislature Act, 1908, or of the Electoral Act, 1927, as to the disqualification of members of either House of Parliament shall not apply 20 with respect to any payment which, under the authority of any appropriation now or hereafter made by Parliament, has been or may hereafter be received by any such member in respect of his attendance as a delegate of the Empire Parliamentary Association at the 25 Centenary Celebrations of the State of Victoria, or in respect of his attendance at the Conference of the Empire Parliamentary Association to be held in London.
5. Whereas the Honourable Francis Vernon Frazer, Judge of the Court of Arbitration, has been offered and 30 has consented to accept the office of Deputy Chairman of the Executive Commission of Agriculture: And whereas his appointment to the said office will necessitate the resignation of his office as Judge of the Court of Arbitration: And whereas it is desirable that the right 35 now vested in him as Judge of the said Court by virtue of section sixty-four of the Industrial Conciliation and Arbitration Act, 1925, to receive a superannuation allowance on retirement should be as fully preserved as if he had continued to occupy the said office: Be it 40 therefore enacted as follows:—
- (1) Upon his resignation from the office of Judge of the Court of Arbitration the said Francis Vernon Frazer shall be deemed to have completed twenty years' service

For purposes of Civil List Act, the reassembly of Parliament on 13th February, 1935, deemed to be commencement of new session of Parliament.

See Reprint of Statutes, Vol. 1, pp. 1025, 1026

Members of Parliament not disqualified by receipt of payment in respect of attendance at Victorian Centenary Celebrations or at Conference of Empire Parliamentary Association in London.

Protection of the superannuation rights of Judge of Arbitration Court in event of his appointment as Deputy Chairman of Executive Commission of Agriculture.

as Judge of the said Court and to have become in all other respects entitled to a superannuation allowance, and shall be entitled, subject as hereinafter provided, to receive in accordance with the following provisions of this section an annual superannuation allowance computed at the rate of sixteen twenty-fourths of the annual salary payable to him as such Judge. 5

(2) The said Francis Vernon Frazer shall not be entitled to be paid any superannuation allowance in accordance with this section in respect of any period during which he occupies the office of Deputy Chairman of the Executive Commission of Agriculture or any other office under the Crown for which he receives a salary that is not less than the salary payable to him as Deputy Chairman of the Executive Commission of Agriculture. 10 15

(3) In the event of the termination of the appointment of the said Francis Vernon Frazer as Deputy Chairman of the Executive Commission of Agriculture before the expiration of five years from the date of his appointment thereto (except for any of the causes mentioned in subsection two of section three of the Agriculture (Emergency Powers) Act, 1934), he shall be entitled at the option of the Governor-General in Council to other employment under the Crown at a salary not less than that theretofore received by him as Deputy Chairman of the said Executive Commission, or to receive as compensation for loss of office for the period from the termination of his appointment as aforesaid to the end of five years from the date of his appointment a sum equal to the difference between the superannuation allowance payable for that period and the salary that he would have been entitled to receive as Deputy Chairman for such period. 20 25 30

(4) If the said Francis Vernon Frazer shall without the consent of the Governor-General in Council resign his office as Deputy Chairman of the said Executive Commission before the expiration of five years from the date of his appointment thereto he shall, at the option of the Governor-General in Council, be appointed to an office under the Crown at a salary not less than that now paid to him as Judge of the Court of Arbitration or be entitled to receive a superannuation allowance at the maximum rate hereinbefore provided for, reduced by 35 40

one twenty-fourth of the amount of his annual salary as Judge of the Court of Arbitration for every complete year or part of a year by which his term of office as Deputy Chairman has fallen short of the period of
5 five years.

6. (1) The New Zealand Fruit-export Control Board established under the Fruit Control Act, 1924 (hereinafter in this section referred to as the said Act), may establish a special reserve fund to be called the Fruit-export
10 Guarantee Fund (hereinafter in this section referred to as the Guarantee Fund).

Fruit-export
Control Board
may establish a
guarantee fund.

See Reprint
of Statutes,
Vol. VIII, p. 674

(2) There shall be paid into the Guarantee Fund out of moneys received by the Board by way of levy or in respect of the sale of fruit or otherwise such moneys as the Board from time to time determines,
15 together with any other moneys that may be received by the Board expressly for the purposes of the said Fund. Any moneys for the time being standing to the credit of the Guarantee Fund and not immediately required for the purposes thereof may be invested by
20 the Board in such manner as the Minister of Finance may approve.

(3) The Board may from time to time fix the maximum amount that may be advanced to producers pursuant to section thirty of the said Act in respect of
25 every case of fruit exported or to be exported by them during any year. Different amounts may be fixed under this subsection in respect of different producers, or in respect of different kinds, varieties, or grades of fruit.

(4) If in any year the net price realized on account of
30 any producer on the sale of fruit exported from New Zealand is less than the total amount advanced to him on account of that fruit pursuant to the foregoing provisions of this section, the difference shall be deemed to be a loan made to the producer out of the Guarantee Fund. Every
35 such loan shall bear interest at such rate (if any) as the Board may determine.

(5) The amount of any loan deemed to have been made to a producer in any year out of the Guarantee Fund, together with any interest payable thereon, may be recovered by the Board out of any surplus received on account of that producer in any subsequent year or years. 5

(6) Section thirty of the said Act shall be read subject to the provisions of this section.

(7) Nothing in the foregoing provisions of this section shall be construed to limit the power of the Board to give security in accordance with subsection three of section eleven of the said Act for moneys borrowed by the Board by way of bank overdraft or otherwise. 10

(8) This section shall be deemed to have come into force on the first day of February, nineteen hundred and thirty-five. 15

Defining the powers of the Lands Development Board and the Hunter Trust Board to lend moneys for developmental purposes.

See Reprint of Statutes, Vol. IV, pp. 837, 927, 1002

7. The power to make advances conferred upon the Lands Development Board by sections seven and fourteen respectively of the Land Laws Amendment Act, 1929, and upon the Hunter Soldiers Assistance Trust Board by section eight of the Hunter Gift for the Settlement of Discharged Soldiers Act, 1921, is hereby declared to include and at all times heretofore to have included power to readvance on current account for the purposes prescribed in the aforesaid sections, or for the purpose of enabling mortgagors to liquidate seasonal or other expenditure relative to their farming operations, any proceeds derived from the sale of live-stock, chattels, or produce and credited to current account. 20 25

Authorizing remission of additional charge of 10 per cent. on unpaid rates.

8. (1) This section shall apply to rates made and levied for the financial year ending on the thirty-first day of March, nineteen hundred and thirty-five, or for any rating period commencing in that financial year notwithstanding that such rating period ends within a later financial year, or for any less period falling within that year or rating period as the case may be, in respect of which an additional charge of ten per centum has heretofore been or may hereafter be added pursuant to section seventy-six of the Rating Act, 1925. 30 35

(2) Any local authority which has added such additional charge to unpaid rates may, if it thinks fit, either remit the payment of such charge or any portion thereof, or postpone the same for such time as it thinks fit. 40

(3) Any remission or postponement of such charge heretofore made by any local authority is hereby validated.

(4) The power given by this section may be exercised in respect of all rates or any particular rate or rates, and 5 may be so exercised either generally with respect to all ratepayers liable to pay such charge or with respect to any particular ratepayer or ratepayers only.

(5) Any local authority which exercises the power given by this section may refund to any person any 10 amount or any portion thereof already paid by that person by way of such additional charge.

(6) The powers conferred by this section may be exercised by the Minister of Lands in respect of rates made and levied by him under the authority of any of the 15 following enactments—namely, the Rangitaiki Land Drainage Act, 1910, the Hauraki Plains Act, 1926, and the Swamp Drainage Amendment Act, 1928.

9. (1) It shall be deemed to have been lawful for any local authority to expend out of its General Fund any sum 20 or sums of money in connection with public functions of farewell to Their Excellencies Lord and Lady Bledisloe.

(2) For the purposes of this section the term "local authority" means any City or Borough Council, County Council, Road Board, Town Board, Harbour Board, 25 Education Board, Tramway Board, or Hospital Board.

Validating
expenditure by
local bodies in
farewelling Their
Excellencies
Lord and Lady
Bledisloe.