

[AS REPORTED FROM THE COMMITTEE OF THE WHOLE]

House of Representatives, 23 October 1957

Words inserted by the Committee are shown in roman with rule down side.

Hon. Mr Watts

FINANCE

ANALYSIS

| Title | |
|---|--|
| 1. Short Title | 9. Repeal of provisions in respect of timber workers' housing |
| 2. Authorising contributions in relation to Christmas Island | 10. Abolition of levy on timber |
| 3. Validating general increase of salaries of Government servants | 11. Honey Export Control Act 1924 repealed |
| 4. Authorisation of railway | 12. Beetroot Sugar Act 1908 repealed |
| 5. Authorisation of reclamation | 13. Board of Agriculture Act 1913 repealed |
| 6. Exempting from gift duty donations made to South Canterbury Centennial Association Incorporated | 14. Remounts Encouragement Act 1914 repealed |
| 7. Empowering certain local authorities to expend money in connection with South Canterbury centennial celebrations | 15. Section 28 of Finance Act 1924 repealed |
| 8. Authorising local authorities to contribute towards the funds of New Zealand Travel and Holidays Association Incorporated and South Island Publicity Association of New Zealand Incorporated | 16. Validating appointments of Transport Licensing Appeal Authority and Transport Charges Appeal Authority |
| | 17. Validating grant by New Zealand Apple and Pear Marketing Board to dependants of the late F. B. Challis Schedules |

A BILL INTITULED

An Act to make provision with respect to public finance and other matters

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

1. **Short Title**—This Act may be cited as the Finance Act 1957.

2. Authorising contributions in relation to Christmas Island—Whereas Christmas Island in the Indian Ocean has been administered by the Government of Singapore: And whereas arrangements are being made to transfer the administration of the island to the Government of Australia: 5
 And whereas the Government of the United Kingdom of Great Britain and Northern Ireland is making an *ex gratia* payment to the Government of Singapore in respect of that transfer of the administration: And whereas the right to mine and extract phosphates from Christmas Island was acquired 10
 by the Governments of Australia and New Zealand on the thirty-first day of December, nineteen hundred and forty-eight: And whereas the Governments of Australia and New Zealand have undertaken to reimburse the Government of the United Kingdom of Great Britain and Northern Ireland 15
 for the amount of the *ex gratia* payment to be made to the Government of Singapore: Now, therefore, be it enacted as follows:

(1) There may be paid out of the National Development Loans Account without further appropriation than this section 20
 such amounts as the Minister of Finance directs to give effect to the said undertaking to reimburse the Government of the United Kingdom of Great Britain and Northern Ireland and to meet any expenses incidental to the transfer of the administration to the Government of Australia. 25

(2) Where any money is required to be paid under this section, the authority of the Minister of Finance to borrow money under section eleven of the New Zealand Loans Act 1953 shall be deemed to be extended as if the money so paid had been duly transferred from the National Development 30
 Loans Account to another fund or account as mentioned in that section.

3. Validating general increase of salaries of Government servants—(1) Notwithstanding anything to the contrary in the Public Service Act 1912 or in any other enactment, and 35
 without limiting any other powers in that behalf, it is hereby declared that there may be paid from money appropriated by Parliament for the payment of salaries and of allowances in the nature of salaries to persons employed by the Crown amounts by way of increase of salary from the eighteenth 40
 day of November, nineteen hundred and fifty-six, which shall not exceed in any case the sum of forty pounds a year.

(2) This section shall be deemed to have come into force on the nineteenth day of November, nineteen hundred and fifty-six.

4. Authorisation of railway—(1) The Governor-General may from time to time in the name and on behalf of Her Majesty undertake or enter into contracts for the construction of the railway mentioned in the First Schedule to this Act to the extent specified in that Schedule.

(2) The cost of constructing that railway shall be paid out of money to be appropriated for that purpose by Parliament.

(3) This section shall be deemed to be a special Act (authorising the construction of that railway to the extent specified in the First Schedule to this Act) within the meaning and for the purposes of the Public Works Act 1928, which Act, so far as applicable, is hereby incorporated with this section.

5. Authorisation of reclamation—(1) Notwithstanding anything to the contrary in section one hundred and seventy-eight of the Harbours Act 1950, the Minister of Railways is hereby authorised to undertake and enter into contracts for the reclamation for railway purposes of the land described in the Second Schedule to this Act.

(2) The cost of that reclamation shall be paid out of money to be appropriated for that purpose by Parliament.

(3) This section shall be deemed to be a special Act within the meaning of section one hundred and seventy-five of the Harbours Act 1950.

(4) Notwithstanding anything to the contrary in the Auckland and Manukau Canal Act 1908, or in the Manukau Harbour Control Act 1911, so much of the land described in the Second Schedule to this Act as is now vested in the Auckland Harbour Board is hereby vested in Her Majesty the Queen for railway purposes and the District Land Registrar shall issue to the Minister of Railways a title in the name of the Queen in respect of that land.

6. Exempting from gift duty donations made to South Canterbury Centennial Association Incorporated—No gift duty shall be payable or be deemed ever to have been payable on a gift of any property made to the South Canterbury

Centennial Association Incorporated for the purpose of celebrating and commemorating the hundredth anniversary of the settlement of South Canterbury.

7. Empowering certain local authorities to expend money in connection with South Canterbury centennial celebrations— 5
 It shall be lawful and be deemed always to have been lawful for any local authority or public body whose district lies wholly or partly within the boundaries of that part of the Provincial District of Canterbury south of the Rakaia River to expend money out of its general fund or account towards 10
 celebrating and commemorating the hundredth anniversary of the settlement of South Canterbury, and in connection with the establishment of a centennial memorial or centennial memorials, and to make grants to the South Canterbury Cen- 15
 tennial Association Incorporated for any such purpose.

8. Authorising local authorities to contribute towards the funds of New Zealand Travel and Holidays Association Incorporated and South Island Publicity Association of New Zealand Incorporated—It shall be lawful for any local authority or public body to expend from time to time out of 20
 its general fund or account any sum or sums of money, either by way of membership contributions or donations, towards the funds of the New Zealand Travel and Holidays Association Incorporated or of the South Island Publicity Association of New Zealand Incorporated. 25

9. Repeal of provisions in respect of timber workers' housing—(1) Part III of the Finance Act (No. 2) 1946 is hereby repealed, and the Timber Workers' Housing Regulations 1948 are hereby revoked.

(2) All the provisions of Part III of the Finance Act (No. 2) 30
 1946 shall remain in full force so far as they relate to dwellings to which they apply at the commencement of this section and to the Timber Workers' Housing Pool Account, except that for those purposes section twenty-one of that Act shall be read as if paragraph (b) of subsection three of that section provided 35
 as follows:

“(b) Subject to the provisions of this section, every hire purchase agreement shall provide that, if the saw-miller promptly pays all money payable under the agreement and duly observes all the terms and con- 40
 ditions thereof for a period of twenty years, further

payments shall thereupon cease and the sawmiller shall be entitled to the certificate referred to in subsection four of this section:

5 “Provided that the Corporation may grant to the sawmiller the certificate referred to in that subsection upon payment of such lump sum as the Corporation thinks fit instead of the hiring rent for the balance of the term of the agreement.”

10 (3) The following further provisions shall apply in respect of all such dwellings:

15 (a) Every sawmiller to whom a dwelling has been sold under hire purchase agreement pursuant to section twenty-one of the Finance Act (No. 2) 1946 may assign his interest therein if the Corporation assents to the assignment but not otherwise:

20 (b) Where a dwelling which has been sold under that section reverts or has reverted to the Corporation by reason of default or surrender or otherwise, whether before or after the commencement of this section, the Corporation may sell the dwelling to another sawmiller in terms of that section, but in any such case the period specified in paragraph (b) of subsection three of that section may be reduced to the balance of the period then remaining, calculated from the date of the first sale; and, if in the opinion of the Corporation a sale cannot be made upon reasonable terms to another sawmiller, the Corporation may sell, let, or lease the dwelling on the open market on such terms as the Corporation thinks fit; and, in the case of any such sale as is last mentioned, the provisions of Part III of the Finance Act (No. 2) 1946 shall cease to apply to that dwelling after the expiration of one month from the date of the sale.

35 **10. Abolition of levy on timber**—(1) The levy on timber imposed by section twenty-four of the Finance Act (No. 2) 1946 shall be deemed to have ceased to be payable as from the thirtieth day of June, nineteen hundred and fifty-six, in respect of exotic sawn timber, and as from the thirtieth day of September, nineteen hundred and fifty-six, in respect of indigenous sawn timber.

40 (2) All money which became payable in respect of that levy on any timber before the levy on that timber ceased to be payable may be recovered in accordance with that section notwithstanding the repeal thereof.

11. Honey Export Control Act 1924 repealed—The following enactments are hereby repealed, namely:

- (a) The Honey Export Control Act 1924:
- (b) Paragraph (e) of subsection one of section seven of the the Agriculture (Emergency Powers) Act 1934: 5
- (c) Paragraph (d) of subsection one of section thirty-seven of the Finance Act (No. 2) 1935.

12. Beetroot Sugar Act 1908 repealed—The Beetroot Sugar Act 1908 is hereby repealed.

13. Board of Agriculture Act 1913 repealed—The Board of 10
Agriculture Act 1913 is hereby repealed.

14. Remounts Encouragement Act 1914 repealed—(1) The Remounts Encouragement Act 1914 is hereby repealed.

(2) The Schedule to the Department of Agriculture Act 1953 is hereby consequentially amended by omitting the 15
words “The Remounts Encouragement Act 1914 (Reprint of Statutes, Vol. 1, p. 281.)”

15. Section 28 of Finance Act 1924 repealed—Section twenty-eight of the Finance Act 1924 is hereby repealed.

**16. Validating appointments of Transport Licensing Appeal 20
Authority and Transport Charges Appeal Authority**—The appointments by the Governor-General dated the fourth day of December, nineteen hundred and fifty-six, of His Honour Judge Kendrick Gee Archer as the Transport Licensing
Appeal Authority and as the Transport Charges Appeal 25
Authority under the Transport Act 1949 for terms each expiring on the thirty-first day of December, nineteen hundred and fifty-seven, shall be deemed to have had effect for all purposes from the thirty-first day of December, nineteen hundred and fifty-five. 30

17. Validating grant by New Zealand Apple and Pear Marketing Board to dependants of the late F. B. Challis—The payment by the New Zealand Apple and Pear Marketing Board out of its funds during the financial year of the Board ending with the thirtieth day of November, nineteen hundred 35
and fifty-seven, of the sum of one thousand pounds as a compassionate allowance for the benefit of the dependants of Frederick Bertram Challis, deceased, former Branch Manager of the Board at Dunedin, is hereby validated and declared to have been lawfully made. 40

New

5 | 18. Increasing limit of savings bank deposits with building societies—Section thirty-two of the Finance Act 1932 (No. 2) is hereby amended by omitting from paragraph (a) of subsection four the words “two hundred pounds”, and substituting the words “four hundred pounds”.

SCHEDULES

FIRST SCHEDULE

RAILWAY AUTHORISED

Section 4

| Name of Railway | Extent Authorised |
|--|---|
| Wellington-Napier (Woodville Connection) | A connecting line leaving the Wellington to Woodville Railway near the Manga-atua Stream and running generally in a westerly direction to a junction with the Palmerston North to Napier Railway at McLean Street. Length about $1\frac{1}{4}$ miles. |

SECOND SCHEDULE

RECLAMATION AUTHORISED

Section 5

FIRSTLY, all that area in the North Auckland Land District situated in Block VI, Otahuhu Survey District, containing by admeasurement forty-two acres one rood ten perches, more or less, being land below high water mark in the Manukau Harbour (S.O. plan 40219):

Secondly, all that area in the North Auckland Land District situated in Block VI, Otahuhu Survey District, containing by admeasurement four acres three roods, more or less, being land below high water mark in the Manukau Harbour (S.O. plan 40219):

As the same are delineated on the plan marked M.D. 10168 deposited in the office of the Minister of Marine, Wellington, and thereon coloured blue.