

Minors' Contracts Amendment Bill

Government Bill

As reported from the committee of the whole House

This bill was formerly part of the Relationships (Statutory References) Bill, as reported from the Justice and Electoral Committee. The committee of the whole House has further amended the bill and has divided it into the following bills:

- The Relationships (Statutory References) Bill, comprising subpart 20 of Part 1, Part 2, and Schedules 13, 13A, 14, and 15
- The Administration Amendment Bill (No 2), comprising subpart 1 of Part 1
- The Care of Children Amendment Bill, comprising subpart 1A of Part 1 and Schedule 1AA
- The Child Support Amendment Bill (No 3), comprising subpart 2 of Part 1 and Schedule 1
- The Deaths by Accidents Compensation Amendment Bill, comprising subpart 3 of Part 1
- The Estate and Gift Duties Amendment Bill, comprising subpart 4 of Part 1 and Schedule 2
- The Goods and Services Tax Amendment Bill, comprising subpart 5 of Part 1 and Schedule 3
- The Government Superannuation Fund Amendment Bill (No 4), comprising subpart 6 of Part 1 and Schedule 3A
- The Income Tax Amendment Bill, comprising subpart 7 of Part 1 and Schedule 4
- The Injury Prevention, Rehabilitation, and Compensation Amendment Bill (No 4), comprising subpart 7A of Part 1 and Schedule 4A

- The Interpretation Amendment Bill, comprising subpart 8 of Part 1
 - The Life Insurance Amendment Bill (No 2), comprising subpart 9 of Part 1
 - The Marriage Amendment Bill, comprising subpart 10 of Part 1
 - The Minors' Contracts Amendment Bill, comprising subpart 11 of Part 1
 - The New Zealand Superannuation Amendment Bill (No 2), comprising subpart 12 of Part 1 and Schedules 5 and 6
 - The Parental Leave and Employment Protection Amendment Bill (No 2), comprising subpart 12A of Part 1 and Schedule 6A
 - The Property (Relationships) Amendment Bill, comprising subpart 13 of Part 1 and Schedule 7
 - The Real Estate Agents Amendment Bill, comprising subpart 14 of Part 1
 - The Social Security Amendment Bill, comprising subpart 15 of Part 1 and Schedules 8, 9, and 9A
 - The Tax Administration Amendment Bill, comprising subpart 16 of Part 1 and Schedule 10
 - The Trustee Amendment Bill, comprising subpart 17 of Part 1
 - The War Pensions Amendment Bill (No 3), comprising subpart 8 of Part 1 and Schedules 11 and 12
 - The Wills Amendment Bill, comprising subpart 19 of Part 1.
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Hon David Benson-Pope

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Contents

1	Title	51	Contracts of minors below the age of 18 years
2	Commencement	52	Settlement of claims by minors
		53	Agreements relating to trusts
48	Interpretation		
49	Married minors		
50	Contracts of minors of or over the age of 18 years, certain contracts concerning life insurance, and contracts of service		

The Parliament of New Zealand enacts as follows:

1 Title

- (1) This Act is the Minors' Contracts Amendment Act **2005**.
- (2) In this Act, the Minors' Contracts Act 1969 is called "the principal Act".

2 Commencement

This Act comes into force on **26 April 2005**.

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48 Interpretation

- (1) Section 2(1) of the principal Act is amended by inserting, after the definition of **Court**, the following definition: 10
"minor means a person who has not attained the age of 18 years; and a person is of **full age** if he or she has attained the age of 18 years".
- (2) Section 2 of the principal Act is amended by repealing subsection (2). 15

49 Married minors

- (1) The principal Act is amended by repealing section 4.
- (2) Section 66C of the Life Insurance Act 1908 is consequentially amended by repealing subsection (5).

- 50 Contracts of minors of or over the age of 18 years, certain contracts concerning life insurance, and contracts of service**
- (1) Section 5 of the principal Act is amended by omitting the heading and substituting "**Certain contracts concerning life insurance, and contracts of service**". 5
- (2) Section 5 of the principal Act is amended by repealing subsection (1)(a).
- 51 Contracts of minors below the age of 18 years**
- (1) Section 6 of the principal Act is amended by omitting the heading and substituting "**Contracts of minors**". 10
- (2) Section 6 of the principal Act is amended by repealing subsection (1) and substituting the following subsection:
- "(1) Subject to the provisions of this section, every contract (other than a contract to which paragraph (b) or paragraph (c) of subsection 5(1) applies) entered into by a minor is unenforceable against the minor but otherwise has effect as if the minor were of full age." 15
- 52 Settlement of claims by minors**
- (1) Section 12(5) of the principal Act is amended by omitting the expression "20", and substituting the expression "18". 20
- (2) Section 12(5) of the principal Act is amended by inserting, after the word "marrying", the words "or entering into a civil union or a de facto relationship".
- 53 Agreements relating to trusts** 25
- Section 16(2) of the principal Act is amended by inserting, after the word "married", the words ", in a civil union, or in a de facto relationship".
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Legislative history

10 March 2005

Divided from Relationships (Statutory References)
Bill (Bill 151-2) as Bill 151-3M
