

SCIENTIFIC AND INDUSTRIAL RESEARCH AMENDMENT BILL

EXPLANATORY NOTE

This Bill amends the Scientific and Industrial Research Act 1952.

Clause 2 changes the title of the Permanent Head of the Department of Scientific and Industrial Research from "Permanent Secretary" to "Director-General".

Clause 3 is consequential on the repeal of section 10 of the principal Act by the National Research Advisory Council Bill. Under that section certain committees have been established by the present Council of Scientific and Industrial Research for purposes concerned wholly with the administration of units of the Department of Scientific and Industrial Research. With the replacement of the present Council by the new National Research Advisory Council those committees will go out of existence unless power is given to set them up under the principal Act. This clause therefore authorises the Minister to set up advisory or technical committees for the purpose of assisting in the administration of the principal Act, and makes the usual provision for the payment of allowances and expenses under the Fees and Travelling Allowances Act 1951.

Clause 4: Section 15 of the principal Act provides that regulations may be made for the awarding of National Research Scholarships and Fellowships and other awards for post-graduate research. Difficulties have been encountered in enforcing bonds entered into for the purposes of such awards under the existing regulations. This clause provides that a person to whom an award is made may be required to sign a bond. A surety may also be required. The clause is similar to section 8 of the Education Amendment Act 1961 (which relates to bonds to be signed by persons accepted for admission to a teachers training college or a kindergarten training centre) and section 71 of the State Services Act 1962.

Hon. Mr Tennent

**SCIENTIFIC AND INDUSTRIAL RESEARCH
AMENDMENT BILL**

ANALYSIS

Title	
1. Short Title	3. Advisory and technical committees
2. Appointment of officers	4. National Research Scholarships, Fellowships, and other awards

A BILL INTITULED

**An Act to amend the Scientific and Industrial Research
Act 1952**

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

10 **1. Short Title**—This Act may be cited as the Scientific and
Industrial Research Amendment Act 1963, and shall be read
together with and deemed part of the Scientific and Industrial
Research Act 1952* (hereinafter referred to as the principal
Act).

2. Appointment of officers—(1) Section 4 of the principal
Act is hereby amended by omitting the words “Permanent
Secretary”, and substituting the words “Director-General”.

*1957 Reprint, Vol. 13, p. 699
Amendments: 1958, No. 92; 1961, No. 99

(2) The person holding office at the passing of this Act as Permanent Secretary of the Department shall be deemed to have been appointed as Director-General of the Department.

(3) Every reference in any Act, regulation, or other enactment to the Permanent Secretary, or the Secretary, of the Department of Scientific and Industrial Research, shall, unless the context otherwise requires, hereafter be read as a reference to the Director-General of that Department. 5

3. Advisory and technical committees—(1) The principal Act is hereby amended by inserting, after section 5, the following section: 10

“5A. (1) For the purpose of assisting in the administration of this Act the Minister may from time to time appoint such advisory or technical committees as he thinks fit.

“(2) Every such committee shall have such functions in relation to this Act as the Minister may from time to time determine. 15

“(3) There may be paid to the members of any such committee, out of money appropriated by Parliament for the purpose, remuneration by way of fees, salary, or allowances and travelling allowances and expenses in accordance with the Fees and Travelling Allowances Act 1951, and the provisions of that Act shall apply accordingly as if the committee were a statutory Board within the meaning of that Act. 20

“(4) Subject to the provisions of this Act and of any regulations made under this Act, every such committee may regulate its own procedure.” 25

(2) This section shall come into force on the first day of January, nineteen hundred and sixty-four.

4. National Research Scholarships, Fellowships, and other awards—Section 15 of the principal Act is hereby amended by adding the following subsections: 30

“(5) Any person who is awarded a scholarship, fellowship, or other award under regulations made for the purposes of this section may be required as a condition of the award to sign a bond in a form to be determined by the Director-General of the Department requiring him to pay to the Crown the sum therein specified if he makes default in the performance of any condition of the bond: 35

“Provided that where it is a condition of the bond that the person to whom the scholarship, fellowship, or award was granted shall at the expiry thereof remain in any employment for any period, the sum specified in the bond shall be reduced
5 during the currency of the bond by an amount equivalent to the proportion that the service rendered in that employment bears to the full period of such service required for the discharge of the bond.

“(6) The Director-General may require that such a
10 bond shall also be signed by a parent or guardian, or by some other person approved by the Director-General, as surety; and the parent or guardian or person who signs such a bond shall be jointly and severally liable thereunder.

“(7) Every such bond shall be enforceable against the
15 persons who sign it, notwithstanding anything in any enactment or rule of law.”