

WHEAT BOARD AMENDMENT BILL

EXPLANATORY NOTE

THIS Bill amends the Wheat Board Act 1965.

Clause 1 relates to the Short Title and commencement. The Act is to come into force on 1 October 1980.

Clause 2 increases from \$800 to \$2,500 the amount that the New Zealand Wheat Board may expend by way of unauthorised expenditure in any financial year.

Clause 3 authorises the Board to sell wheat at such prices and on such terms as it thinks fit.

Clauses 4 and 5: Under section 31 of the principal Act, the Board has been running a scheme under which wheatgrowers have been compensated for loss or damage due to frost, hail, or flood. That scheme and its funds are to be transferred to United Wheatgrowers (N.Z.) Limited and, subject to existing claims, that scheme may be disestablished by that company. Other compensation or insurance schemes may be established and the Board is empowered to continue to make, collect, and disburse levies for the purpose of enabling such schemes to be operated.

Clause 6 effects a consequential repeal.

Right Hon. Mr Adams-Schneider

WHEAT BOARD AMENDMENT

ANALYSIS

Title	4. Compensation and insurance schemes
1. Short Title and commencement	5. Board's compensation scheme
2. Unauthorised expenditure	6. Repeal
3. Sale of wheat by Board	

A BILL INTITULED

An Act to amend the Wheat Board Act 1965

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 and commencement**—(1) This Act may be cited as the Wheat Board Amendment Act 1980, and shall be read together with and deemed part of the Wheat Board Act 1965* (hereinafter referred to as the principal Act).
10 (2) This Act shall come into force on the 1st day of October 1980.

2. **Unauthorised expenditure**—Section 22 of the principal Act (as amended by section 2 of the Wheat Board Amendment Act 1969) is hereby amended by omitting the expression “\$800”, and substituting the expression “\$2,500”.
15

*1965, No. 60

Amendments: 1969, No. 116; 1970, No. 112; 1976, No. 130; 1977, No. 183

3. Sale of wheat by Board—(1) The principal Act is hereby amended by repealing section 30 (as amended by section 3 of the Wheat Board Amendment Act 1969), and substituting the following section:

“30. The Board may sell wheat at such prices and on such terms and conditions as it thinks fit.” 5

(2) Section 47 (c) of the principal Act is hereby amended by omitting the words “sale and”.

(3) The following regulations are hereby revoked, namely:

(a) Regulation 10 of the Wheat Board Regulations 1965: 10

(b) Regulation 5 of the Wheat Board Regulations 1965, Amendment No. 4.

(4) Nothing in this section or in section 6 of this Act shall affect any contract made before the commencement of this Act. 15

4. Compensation and insurance schemes—(1) The principal Act is hereby amended by repealing section 31, and substituting the following section:

“31. For the purpose of enabling schemes to be operated under which wheatgrowers are compensated or insured for loss or damage to crops, the Board may make levies on wheatgrowers and may collect and disburse those levies in such manner and on such terms and conditions as may be prescribed in regulations made under this Act.” 20

(2) Section 19 (3) of the principal Act is hereby amended by omitting the words “(including any fund established under section 31 of this Act)”, and substituting the words “or any levies collected under section 31 of this Act”. 25

5. Board’s compensation scheme—(1) Every compensation scheme instituted under section 31 of the principal Act and in operation at the commencement of this Act shall be deemed to have been instituted by United Wheatgrowers (N.Z.) Limited and all money held by the Board in respect of any fund established in respect of any such scheme, shall be transferred to that company by the Board. 30 35

(2) Subject to subsections (3) and (5) of this section, United Wheatgrowers (N.Z.) Limited may disestablish any scheme deemed, by subsection (1) of this section, to have been instituted by that company.

(3) Claims for compensation from any fund transferred to United Wheatgrowers (N.Z.) Limited pursuant to subsection (1) of this section, being claims arising, or resulting from rights accrued, before the commencement of this Act, may be continued or made against that company. 40

(4) The following regulations are hereby revoked, namely:

(a) Regulation 16 of the Wheat Board Regulations 1965:

5 (b) The Wheat Board Regulations 1965, Amendment No. 2:

(c) Regulation 3 of the Wheat Board Regulations 1965, Amendment No. 3:

10 (d) So much of the Schedule to the Wheat Board Regulations 1965, Amendment No. 5 as relates to regulation 16 of the Wheat Board Regulations 1965.

(5) Notwithstanding the revocations effected by subsection (4) of this section, regulation 16 of the Wheat Board Regulations 1965 (as it stood immediately before the commencement of this Act) shall apply, for the purposes of any claims
15 arising, or resulting from rights accrued, before the commencement of this Act and made pursuant to subsection (3) of this section, as if that regulation had not been revoked and as if, for the words "the Board" in subclauses (6), (8), (9), (13), and (14), there were substituted the words "United
20 Wheatgrowers (N.Z.) Limited".

6. Repeal—The Wheat Board Amendment Act 1969 is hereby consequentially repealed.