

Supplementary Order Paper

HOUSE OF REPRESENTATIVES

Wednesday, the 5th Day of December 1962

FINANCE BILL

Amendments Proposed by His Excellency the Governor-General

New Clause

To insert, after clause 2, the following clause:

2A. Sessional allowances to members of Parliament—

(1) For the avoidance of doubt as to the members of Parliament entitled to the sessional allowance payable under clauses 10, 12, 13, 14, and 15 of the Parliamentary Salaries and Allowances Order 1961, it is hereby declared—

(a) That the said sessional allowance shall not be payable to any member by reason only of his attendance at a meeting of a Select Committee of Parliament, unless he is a member of that Committee:

(b) That the said sessional allowance shall not be payable to the member for any of the following electorates, namely, Heretaunga, Hutt, Island Bay, Karori, Miramar, Onslow, Petone, and Wellington Central, and any other electorate which, after the passing of this section, the Representation Commission declares to be a Wellington Urban Electorate:

(c) That, subject as aforesaid, while the Parliamentary Salaries and Allowances Order 1961 remains in force, the said sessional allowance shall be payable at the rate and in the circumstances specified in subclause (1) of clause 17 of that order.

(2) Subclause (2) of clause 17 of the Parliamentary Salaries and Allowances Order 1961 is hereby revoked.

(3) This section shall be deemed to have come into force on the first day of July, nineteen hundred and sixty-one:

Provided that nothing in this section shall affect any payment of the said sessional allowance that has been made before the passing of this section.

Clause 8: To add the following subclause:

(3) The following regulations are hereby revoked:

(a) The Stallions Regulations 1939:

(b) The Stallions Regulations 1939, Amendment No. 1.

New Clause

To add the following clause:

10. Liability of shareholders of Bank of New South Wales—The Bank of New South Wales Act 1861 is hereby amended by repealing section XXI, and substituting the following section:

“XXI. In the event of the assets of the said Corporation being insufficient to meet its engagements, the shareholders shall be responsible to the extent of the amounts (if any) unpaid on their shares.”

EXPLANATORY NOTE

Clause 2A: Clause 17 (2) of the Parliamentary Salaries and Allowances Order 1961 (S.R. 1961/133) provides that the sessional allowance payable to members of Parliament attending sittings of Parliament or of Select Committees of Parliament shall not be payable in respect of any day unless the attendance of the member in Wellington necessitates his absence from his home overnight immediately before or immediately after the said sittings or on both those nights. Under previous orders the equivalent allowance has been payable to all members except members of Wellington urban electorates, and initially under the 1961 order the allowance was paid to the members who were entitled to the previous allowance. This was the intention of the Royal Commission on whose recommendation the 1961 order was made, but doubts have arisen as to whether this can be done under the changed wording. It is thought preferable to revert to the previous wording of the test for qualification, and the clause provides for this. The clause also makes it clear that the sessional allowance shall not be payable to any member by reason only of his attendance at a meeting of a Select Committee of Parliament, unless he is a member of that Committee. This clarifies the position of members who attend Committees as observers. The clause has been discussed with the members of the said Royal Commission, and they concur with its provisions. As the members of the Commission have now gone out of office, and the order must follow their report, the order cannot be clarified in the manner proposed, except by or with the authority of Parliament.

Clause 8: This amendment consequentially revokes regulations made under the Stallions Act 1938, proposed to be repealed by this clause.

Clause 10: By section XXI of the Bank of New South South Wales Act 1861, the shareholders of the Bank are liable, in the event of the assets of the Bank being insufficient to meet its engagements, to the extent of twice the amount of their subscribed shares. This clause replaces that provision, and limits the liability of the shareholders to the amount (if any) unpaid on their shares.