

Supplementary Order Paper

Tuesday, 7 April 1992

FINANCE BILL (NO. 4)

Proposed Amendments

Hon. MAURICE MCTIGUE, in Committee, to move the following amendments:

New Part IX and X: To insert, before the Schedule, the following Parts:

PART IX

AMENDMENT TO FISHERIES ACT 1983

37. Part to be read with Fisheries Act 1983—This Part of this Act shall be read together with and deemed part of the Fisheries Act 1983* (hereafter in this Part of this Act referred to as the principal Act).

*1983, No. 14

Amendments: 1986, No. 34; 1989, No. 159, Part II; 1990, No. 29; 1990, No. 31, ss. 128-146; 1990, No. 85; 1991, No. 149

38. Commercial fishermen may be required to pay deemed value of excess or unauthorised quota fish—Section 28ZD (3) of the principal Act (as added by section 19 (1) of the Fisheries Amendment Act 1991) is hereby amended, as from the commencement of the said section 19 (1), by omitting the expression “31st day of March”, and substituting the expression “30th day of June”.

PART X

AMENDMENT TO RESERVE BANK OF NEW ZEALAND ACT 1989

39. Part to be read with Reserve Bank of New Zealand Act 1989—(1) This Part of this Act shall be read together with and deemed part of the Reserve Bank of New Zealand Act 1989* (in this Part of this Act referred to as the principal Act).

(2) This Part of this Act shall be deemed to have come into force on the 8th day of April 1992.

*1989, No. 157

Amendment: 1990, No. 96

40. Termination of appointment of statutory manager—Section 141 of the principal Act is hereby amended by inserting, after subsection (3), the following subsection:

“(3A) Where an Order in Council is made under subsection (3) of this section appointing 2 or more persons as statutory managers, the order shall state whether the powers conferred by this Part of this Act shall be exercised by those persons acting together or may be exercised individually.”

EXPLANATORY NOTE

The proposed new *Part IX* amends section 28ZD (3) of the Fisheries Act 1983. Section 28ZD enables the Crown to require fishers to pay the deemed value of fish taken in excess of or without the authority of quota. Subsection (3) of section 28ZD was added by the Fisheries Amendment Act 1991 and enables the Crown to send out invoices in respect of such fish in the year after the fishing year in which the fish are taken, so long as this is done by 31 March in that following year. The amendment extends that date to 30 June in the year after the fishing year in which the fish are taken.

The proposed new *Part X* amends section 141 of the Reserve Bank of New Zealand Act 1989. The amendment will require any Order in Council appointing 2 or more statutory managers to replace a statutory manager whose appointment has been terminated or who has resigned or died, to state whether the powers conferred by Part V of the Act are to be exercised jointly or may be exercised individually.