

House of Representatives

Supplementary Order Paper

Tuesday, 7 September 2004

Maori Fisheries Bill

Proposed amendments

Phil Heatley, in committee, to move the following amendments:

Clause 23

To omit paragraph (ib) (lines 5 and 6 on page 48).

Clause 24

To omit subclause (1)(da) (lines 15 and 16 on page 50).

Clause 40

To omit from the heading the words “**Sole function**” (line 19 on page 67), and substitute the word “**Functions**”.

To omit subclause (1) (lines 20 to 24 on page 67), and substitute the following subclause:

- (1) The functions of the members and alternate members of Te Kawai Taumata are—
 - (a) to appoint and remove directors of Te Ohu Kai Moana Trustee Limited in accordance with—
 - (i) the requirements of this Act; and
 - (ii) the constitution of Te Ohu Kai Moana Trustee Limited; and
 - (b) to appoint and remove directors of Aotearoa Fisheries Limited in accordance with—
 - (i) the requirements of this Act; and
 - (ii) the constitution of Aotearoa Fisheries Limited.

To omit from subclause (2) the expression “**subsection (1)**” (line 1 on page 68), and substitute the expression “**subsection (1)(a)**”.

To add, after subclause (2) (after line 13 on page 68), the following subclause:

- (3) In carrying out their functions under **subsection (1)(b)**, the members and alternate members of Te Kawai Taumata—

- (a) are not subject to directions from the board of Aotearoa Fisheries Limited or any of its directors; and
- (b) may collectively seek advice from any source they consider appropriate; and
- (c) must act in a manner that is consistent with achieving the purpose of Aotearoa Fisheries Limited; and
- (d) must receive audit reports under **section 96(1)** and review reports under **section 100I**, and may comment on the review reports as provided for by **section 100K(1)**, to the extent that the review reports are concerned with the role, activities, or performance of Te Kawai Taumata.

Clause 47

To omit from subclause (1) the words “Te Ohu Kai Moana Trustee Limited” (line 34 on page 74), and substitute the words “Te Kawai Taumata”.
