

HOUSE OF REPRESENTATIVES

Supplementary Order Paper

Wednesday, 27 February 1985

MAORI PURPOSES BILL

Proposed Amendment

Hon. K. T. WETERE, in Committee, to move the following amendment:
To insert on page 9, after clause 9, the following clauses:

9A. Fixing of fees—(1) Section 14 of the principal Act is hereby amended by repealing paragraph (d), and substituting the following paragraph:

“(d) Empowering the Board to fix, whether by scale or otherwise, the fees and charges payable in respect of advances under this Act, to determine the manner in which any such fees or charges are to be paid, and to allow any refund or remission, in such circumstances as the Board may determine, of any such fees and charges:”.

(2) Section 31 (1) of the Maori Housing Amendment Act 1938 is hereby amended by inserting in paragraph (d), after the word “fees” where it first occurs, the words “(not being fees in respect of advances)”.

(3) Section 31 (1) of the Maori Housing Amendment Act 1938 is hereby further amended by inserting in paragraph (e), after the word “fees”, the words “(not being fees in respect of advances)”.

9B. False statements—The principal Act is hereby amended by inserting, after section 14A (as inserted by section 9 of the Maori Purposes Act 1965), the following section:

“14B. (1) Every person commits an offence and is liable on summary conviction to imprisonment for a term not exceeding 12 months or a fine not exceeding \$500 who, for the purpose of obtaining any advance under this Act, whether for that person or for any other person,—

“(a) Makes any statement or declaration knowing it to be false in any particular; or

“(b) Wilfully misleads or attempts to mislead any other person involved in the granting of advances under this Act.

“(2) Notwithstanding anything in section 14 of the Summary Proceedings Act 1957, any information for an offence against this Act may be laid at any time within 12 months after the date of the alleged offence.”

EXPLANATORY NOTE

Clause 9A empowers the making of regulations to authorise the Board of Maori Affairs to fix fees and charges payable in respect of advances under the Maori Housing Act 1985, to determine the manner in which any such fees and charges are to be paid, and to allow any refund or remission of any such fees and charges in particular cases. At present, such fees are to be fixed in accordance with the scale of charges approved by the Council of the New Zealand Law Society, but reduced by one-third. That scale ceased to be used by the legal profession on 1 November 1984.

Clause 9B makes it clear that it is an offence to supply deliberately any false information in support of an application for an advance.
