



**THE HEALTH REFORMS (TRANSFER OF ASSETS AND  
LIABILITIES) ORDER 1996**

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MICHAEL HARDIE BOYS, Governor-General

ORDER IN COUNCIL

At Wellington this 17th day of June 1996

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 5 of the Health Reforms (Transitional Provisions) Act 1993, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, and on the recommendation of the Minister of Finance and the Minister of Health, hereby makes the following order.

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ORDER

**1. Title and commencement**—(1) This order may be cited as the Health Reforms (Transfer of Assets and Liabilities) Order 1996.

(2) This order shall come into force on the 18th day of July 1996.

**2. Interpretation**—In this order—

“Lease” means the lease described (under the heading “Description of Assets to be Transferred”) in the proposal set out in the Schedule to this order:

“Transferee” means the transferee specified in the proposal set out in the Schedule to this order:

“Transferor” means the transferor specified in the proposal set out in the Schedule to this order.

**3. Proposal approved**—The proposal set out in the Schedule to this order is hereby approved.

**4. Date on which proposal takes effect**—The proposal set out in the Schedule to this order shall take effect on the 18th day of July 1996.

**5. Provisions facilitating transfer of assets and liabilities**—Where the assets or liabilities to which the proposal set out in the Schedule to this order relates are, by virtue of section 5 (3) of the Health Reforms (Transitional Provisions) Act 1993, vested in the transferee,—

- (a) Every reference to the transferor in the Lease shall be deemed to be a reference to the transferee; and
  - (b) The transferee shall assume the obligations of the transferor which relate to the Lease and which are in respect of applications for rights, objections, or proceedings before any Court, authority, or other person; and
  - (c) This order shall be deemed to be notice to all persons, and specific notice need not be given to any authority or other person.
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SCHEDULE

Cls. 3, 4, 5

PROPOSAL FOR THE TRANSFER OF ASSETS AND LIABILITIES TO RESIDUAL  
HEALTH MANAGEMENT UNIT

**1. Background**

This proposal has been prepared in accordance with section 5 of the Health Reforms (Transitional Provisions) Act 1993 for the purpose of transferring assets and liabilities from the Crown to the Residual Health Management Unit.

**2. Transferor**

The transferor is Her Majesty the Queen in Right of New Zealand acting through the Minister of Lands (by virtue of section 7 (1) of the Ministry of Works and Development Abolition Act 1988).

**3. Transferee**

The transferee is the Residual Health Management Unit, established by section 16 of the Health Reforms (Transitional Provisions) Act 1993.

**4. Description of Assets to be Transferred**

The assets to be transferred to the transferee are the rights as lessee of Her Majesty the Queen in right of New Zealand under a Deed of Lease, dated the 27th day of August 1986, between Albert Plaza Limited at Auckland (as lessor), and Her Majesty the Queen acting through the Minister of Works and Development (as lessee), which lease was executed under the common seal of the lessor, and by Ross James Sutherland on behalf of the lessee.

**5. Description of Liabilities to be Transferred**

The liabilities to be transferred to the transferee are the obligations as lessee of Her Majesty the Queen in right of New Zealand under a Deed of Lease, dated the 27th day of August 1986, between Albert Plaza Limited at Auckland (as lessor), and Her Majesty the Queen acting through the Minister of Works and Development (as lessee), which lease was executed under the common seal of the lessor, and by Ross James Sutherland on behalf of the lessee.

**6. Values attributed for purposes of transfer to assets and liabilities to be transferred—**

(1) The value attributed to the assets to be transferred, being the rights as lessee that are described in paragraph 4 of this proposal, is \$1,173,000.00 in 1996/1997 and \$976,000.00 in 1997/1998 (being the estimated annual rental payable to the lessee until the end of the term of the Lease on the 3rd day of April 1998).

(2) The value attributed to the liabilities to be transferred, being the obligations as lessee that are described in paragraph 5 of this proposal, is \$1,632,000.00 in 1996/1997 and \$1,224,000.00 in 1997/1998 (being the estimated annual rental payable by the lessee until the end of the term of the Lease on the 3rd day of April 1998).

**7. Transfer date**

The transfer date is the 18th day of July 1996.

SCHEDULE—*continued*PROPOSAL FOR THE TRANSFER OF ASSETS AND LIABILITIES TO RESIDUAL  
HEALTH MANAGEMENT UNIT—*continued***8. Date and Execution**

This proposal is dated the 12th day of June 1996 and has been signed for the transferring Minister, William Francis Birch, Minister of Finance, by Dr Lockwood Smith (a member of the Executive Council), and by the other transferring Minister, Jenny Shipley, Minister of Health.

A. L. SMITH, for Minister of Finance

JENNY SHIPLEY, Minister of Health

MARIE SHROFF,  
Clerk of the Executive Council.

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**EXPLANATORY NOTE**

*This note is not part of the order, but is intended to indicate its general effect.*

This order, which comes into force on 18 July 1996, approves a proposal that has been prepared in accordance with section 5 of the Health Reforms (Transitional Provisions) Act 1993 for the transfer of assets and liabilities under that section from the Crown to the Residual Health Management Unit.

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Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 20 June 1996.

This order is administered in the Ministry of Health.