



**HEALTH REFORMS (TRANSFER OF ASSETS AND LIABILITIES)
ORDER 1997**

MICHAEL HARDIE BOYS, Governor-General

ORDER IN COUNCIL

At Wellington this 3rd day of June 1997

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, makes the following order.

ORDER

1. Title and commencement—(1) This order may be cited as the Health Reforms (Transfer of Assets and Liabilities) Order 1997.

(2) This order comes into force on 1 July 1997.

2. Interpretation—In this order, unless the context otherwise requires,—

“Proposal” means a proposal set out in the Schedules:

“Transferee” means the Transitional Health Authority established by the Health and Disability Services (Establishment of Transitional Health Authority) Order 1997*:

“Transferor” means a regional health authority identified in a proposal as a transferor.

3. Proposals approved—The proposals are approved.

4. Date on which proposals take effect—The proposals take effect on 1 July 1997.

5. Provisions facilitating transfer of assets and liabilities—

(1) Where the assets and liabilities to which the proposals relate are, by virtue of section 5 (3) of the Health Reforms (Transitional Provisions) Act 1993, vested in the transferee, it is declared that—

- (a) Every reference to a transferor in all regulations, orders, notices, and documents is deemed to be a reference to the transferee; and
- (b) The transferee assumes the rights and obligations of each transferor in respect of applications for rights, objections, or proceedings before any court, authority, or other person; and
- (c) This order is deemed to be notice to all persons, and specific notice need not be given to any authority or other person.

(2) The Registrar of Companies is directed to register the declaration referred to in subclause (1) in respect of Health Benefits Limited and Pharmaceutical Management Agency Limited.

SCHEDULES

Cls. 3, 4, 5

SCHEDULE 1

PROPOSAL FOR THE TRANSFER OF ASSETS AND LIABILITIES OF THE SOUTHERN REGIONAL HEALTH AUTHORITY TO THE TRANSITIONAL HEALTH AUTHORITY

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 Southern Regional Health Authority to the Transitional Health Authority.

2. Transferor

The transferor is the Southern Regional Health Authority established by the Regional Health Authorities Establishment Order 1993.

3. Transferee

The transferee is the Transitional Health Authority established by the Health and Disability Services (Establishment of Transitional Health Authority) Order 1997.

4. Description of assets to be transferred

The assets to be transferred to the transferee are all the assets for the time being of the transferor.

5. Description of liabilities to be transferred

The liabilities to be transferred to the transferee are all the liabilities for the time being of the transferor.

6. Values attributed for purposes of transfer to assets and liabilities to be transferred—(1) The value attributed to the assets to be transferred is \$132,760,000.00 as at 30 June 1997.

(2) The value attributed to the liabilities to be transferred is \$113,410,000.00 as at 30 June 1997.

7. Transfer of assets without consideration

The transferor is to transfer the assets referred to in clause 4 of this proposal without receiving in return any asset.

8. Transfer of liabilities for consideration only of transfer of assets

The transferee is to incur the liabilities referred to in clause 5 of this proposal for consideration only of receiving the assets referred to in clause 4 of this proposal.

9. Transfer date

The transfer date is 1 July 1997.

SCHEDULE 1—*continued*PROPOSAL FOR THE TRANSFER OF ASSETS AND LIABILITIES OF THE SOUTHERN
REGIONAL HEALTH AUTHORITY TO THE TRANSITIONAL HEALTH
AUTHORITY—*continued***10. Date and execution**

This proposal is dated 28 May 1997 and is signed by the transferring Ministers, William Francis Birch, Minister of Finance, and Simon William English, Minister of Health.

WILLIAM FRANCIS BIRCH, Minister of Finance

SIMON WILLIAM ENGLISH, Minister of Health

SCHEDULE 2

Cls. 3, 4, 5

PROPOSAL FOR THE TRANSFER OF ASSETS AND LIABILITIES OF THE CENTRAL
REGIONAL HEALTH AUTHORITY TO THE TRANSITIONAL HEALTH AUTHORITY**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 Central Regional Health Authority to the Transitional Health Authority.

2. Transferor

The transferor is the Central Regional Health Authority established by the Regional Health Authorities Establishment Order 1993.

3. Transferee

The transferee is the Transitional Health Authority established by the Health and Disability Services (Establishment of Transitional Health Authority) Order 1997.

4. Description of assets to be transferred

The assets to be transferred to the transferee are all the assets for the time being of the transferor.

5. Description of liabilities to be transferred

The liabilities to be transferred to the transferee are all the liabilities for the time being of the transferor.

6. Values attributed for purposes of transfer to assets and liabilities to be transferred—(1) The value attributed to the assets to be transferred is \$143,000,000.00 as at 30 June 1997.

(2) The value attributed to the liabilities to be transferred is \$136,000,000.00 as at 30 June 1997.

7. Transfer of assets without consideration

The transferor is to transfer the assets referred to in clause 4 of this proposal without receiving in return any asset.

SCHEDULE 2—*continued*PROPOSAL FOR THE TRANSFER OF ASSETS AND LIABILITIES OF THE CENTRAL
REGIONAL HEALTH AUTHORITY TO THE TRANSITIONAL HEALTH
AUTHORITY—*continued***8. Transfer of liabilities for consideration only of transfer of assets**

The transferee is to incur the liabilities referred to in clause 5 of this proposal for consideration only of receiving the assets referred to in clause 4 of this proposal.

9. Transfer date

The transfer date is 1 July 1997.

10. Date and execution

This proposal is dated 28 May 1997 and is signed by the transferring Ministers, William Francis Birch, Minister of Finance, and Simon William English, Minister of Health.

WILLIAM FRANCIS BIRCH, Minister of Finance

SIMON WILLIAM ENGLISH, Minister of Health

Cls. 3, 4, 5

SCHEDULE 3

PROPOSAL FOR THE TRANSFER OF ASSETS AND LIABILITIES OF THE MIDLAND
REGIONAL HEALTH AUTHORITY TO THE TRANSITIONAL HEALTH AUTHORITY**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 Midland Regional Health Authority to the Transitional Health Authority.

2. Transferor

The transferor is the Midland Regional Health Authority established by the Regional Health Authorities Establishment Order 1993.

3. Transferee

The transferee is the Transitional Health Authority established by the Health and Disability Services (Establishment of Transitional Health Authority) Order 1997.

4. Description of assets to be transferred

The assets to be transferred to the transferee are all the assets for the time being of the transferor.

5. Description of liabilities to be transferred

The liabilities to be transferred to the transferee are all the liabilities for the time being of the transferor.

6. Values attributed for purposes of transfer to assets and liabilities to be transferred—(1) The value attributed to the assets to be transferred is \$121,430,000.00 as at 30 June 1997.

SCHEDULE 3—*continued*PROPOSAL FOR THE TRANSFER OF ASSETS AND LIABILITIES OF THE MIDLAND
REGIONAL HEALTH AUTHORITY TO THE TRANSITIONAL HEALTH
AUTHORITY—*continued*

(2) The value attributed to the liabilities to be transferred is \$110,430,000.00 as at 30 June 1997.

7. Transfer of assets without consideration

The transferor is to transfer the assets referred to in clause 4 of this proposal without receiving in return any asset.

8. Transfer of liabilities for consideration only of transfer of assets

The transferee is to incur the liabilities referred to in clause 5 of this proposal for consideration only of receiving the assets referred to in clause 4 of this proposal.

9. Transfer date

The transfer date is 1 July 1997.

10. Date and execution

This proposal is dated 28 May 1997 and is signed by the transferring Ministers, William Francis Birch, Minister of Finance, and Simon William English, Minister of Health.

WILLIAM FRANCIS BIRCH, Minister of Finance

SIMON WILLIAM ENGLISH, Minister of Health

Cls. 3, 4, 5

SCHEDULE 4

PROPOSAL FOR THE TRANSFER OF ASSETS AND LIABILITIES OF THE
NORTHERN REGIONAL HEALTH AUTHORITY TO THE TRANSITIONAL HEALTH
AUTHORITY**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 Northern Regional Health Authority to the Transitional Health Authority.

2. Transferor

The transferor is the Northern Regional Health Authority established by the Regional Health Authorities Establishment Order 1993.

3. Transferee

The transferee is the Transitional Health Authority established by the Health and Disability Services (Establishment of Transitional Health Authority) Order 1997.

4. Description of assets to be transferred

The assets to be transferred to the transferee are all the assets for the time being of the transferor.

SCHEDULE 4—*continued*

PROPOSAL FOR THE TRANSFER OF ASSETS AND LIABILITIES OF THE
NORTHERN REGIONAL HEALTH AUTHORITY TO THE TRANSITIONAL HEALTH
AUTHORITY—*continued*

5. Description of liabilities to be transferred

The liabilities to be transferred to the transferee are all the liabilities for the time being of the transferor.

6. Values attributed for purposes of transfer to assets and liabilities to be transferred—(1) The value attributed to the assets to be transferred is \$175,600,000.00 as at 30 June 1997.

(2) The value attributed to the liabilities to be transferred is \$170,600,000.00 as at 30 June 1997.

7. Transfer of assets without consideration

The transferor is to transfer the assets referred to in clause 4 of this proposal without receiving in return any asset.

8. Transfer of liabilities for consideration only of transfer of assets

The transferee is to incur the liabilities referred to in clause 5 of this proposal for consideration only of receiving the assets referred to in clause 4 of this proposal.

9. Transfer date

The transfer date is 1 July 1997.

10. Date and execution

This proposal is dated 28 May 1997 and is signed by the transferring Ministers, William Francis Birch, Minister of Finance, and Simon William English, Minister of Health.

WILLIAM FRANCIS BIRCH, Minister of Finance
SIMON WILLIAM ENGLISH, Minister of Health

MARIE SHROFF,
Clerk of the Executive Council.

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 1 July 1997, approves proposals that have been prepared in accordance with section 5 of the Health Reforms (Transitional Provisions) Act 1993. The proposals transfer all the assets and liabilities of the 4 regional health authorities (namely the Southern Regional Health Authority, the Central Regional Health Authority, the Midland Regional Health Authority, and the Northern Regional Health Authority) to the Transitional Health Authority.