



**THE STATE-OWNED ENTERPRISES (TELECOM CORPORATION
OF NEW ZEALAND LIMITED) GOODS AND SERVICES ORDER
1987**

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 30th day of March 1987

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 23 (7) of the State-Owned Enterprises Act 1986, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following order.

ORDER

1. Title and commencement—(1) This order may be cited as the State-Owned Enterprises (Telecom Corporation of New Zealand Limited) Goods and Services Order 1987.

(2) This order shall come into force on the 1st day of April 1987.

2. Goods and services provided by Telecom Corporation of New Zealand Limited—Whereas pursuant to the State-Owned Enterprises Act 1986 the rights and obligations to provide goods and services in relation to telecommunications to third parties have been transferred to Telecom Corporation of New Zealand Limited, being goods and services previously provided by the Crown on terms and conditions wholly or partly prescribed by the Post Office Act 1959, it is hereby declared that section 23 (7) of the State-Owned Enterprises Act 1986 shall apply to those goods and services, which, to the extent that those terms and conditions are not already contained in contracts between the Crown and third parties, shall,

on and after the 1st day of April 1987, be deemed to be provided pursuant to contracts between Telecom Corporation of New Zealand Limited and the third parties, each such contract including the terms and conditions (with all necessary modifications) contained in,—

- (a) In relation to the telephone service and associated services and equipment,—
 - (i) Sections 107 (2), 111, and 243 (2) of the Post Office Act 1959; and
 - (ii) Regulations 2, 3 to 54, 56 to 69, 71 to 77, 79 to 107, and 121 to 159 of the Telephone Regulations 1985 and the First Schedule thereto; and
 - (iii) Regulations 179A to 179K of the Radio Regulations 1970 and the Fourth Schedule thereto:
- (b) In relation to the telex and datex service,—
 - (i) Sections 107 (2), 111, and 243 (2) of the Post Office Act 1959; and
 - (ii) Regulations 2, 3 to 48 and 50 of the Telex and Datex Regulations 1981:
- (c) In relation to leased circuits and leased apparatus,—
 - (i) Sections 107 (2), 111, and 243 (2) of the Post Office Act 1959; and
 - (ii) Regulations 2, 3 to 5 and 7 to 34 of the Leased Circuit and Leased Apparatus Regulations 1971 and the Schedule thereto; and
 - (iii) Regulation 31 of the Telegraph Regulations 1977 and the First Schedule thereto,—

whether or not that Act is repealed or those regulations are revoked.

3. Additional condition—In addition to the terms and conditions specified in clause 2 of this order, each contract to which that clause applies shall be deemed to include a condition permitting variation or termination at any time by Telecom Corporation of New Zealand Limited on giving to the third party 1 month's notice in such manner (including newspaper advertising) as Telecom Corporation of New Zealand Limited thinks fit.

P. G. MILLEN,
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 provides that certain terms and conditions prescribed in the Post Office Act 1959 and regulations made thereunder in respect of goods and services in relation to telecommunications provided by the Post Office are deemed to apply to such goods and services provided by Telecom Corporation of New Zealand Limited. It also provides that Telecom Corporation of New Zealand Limited may vary or terminate any such terms or conditions by giving one month's notice.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 31 March 1987.

This order is administered in the Treasury.