



**STATE-OWNED ENTERPRISES (CONTACT ENERGY LIMITED)
COMMENCEMENT ORDER (NO. 2) 1999**

SIAN ELIAS, Administrator of the Government

ORDER IN COUNCIL

At Wellington this 14th day of June 1999

Present:

HER EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT IN COUNCIL

PURSUANT to section 1 (2) of the State-Owned Enterprises (Contact Energy Limited) Amendment Act 1998, Her Excellency the Administrator of the Government, acting by and with the advice and consent of the Executive Council, makes the following order.

ANALYSIS

1. Title

2. Commencement of subsections (7) to (9) of section 3 of State-Owned Enterprises (Contact Energy Limited) Amendment Act 1998

ORDER

1. Title—This order may be cited as the State-Owned Enterprises (Contact Energy Limited) Commencement Order (No. 2) 1999.

2. Commencement of subsections (7) to (9) of section 3 of State-Owned Enterprises (Contact Energy Limited) Amendment Act 1998—Subsections (7) to (9) of section 3 of the State-Owned Enterprises (Contact Energy Limited) Amendment Act 1998 come into force on 18 June 1999.

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 brings into force, on 18 June 1999, subsections (7) to (9) of section 3 of the State-Owned Enterprises (Contact Energy Limited) Amendment Act 1998.

Subsection (7) removes Contact Energy Limited from Part II of the First Schedule of the Ombudsmen Act 1975. The company therefore ceases to be subject to that Act and to the Official Information Act 1982 when the order comes into force.

Subsection (8) removes Contact Energy Limited from Schedule 18 of the Income Tax Act 1994. Schedule 18 contains a list of State-owned enterprises. State-owned enterprises are excluded from the exemption from income tax that certain public authorities have under CB 3 (a) of that Act. As a State-owned enterprise, Contact Energy Limited is also a special corporate entity (as that term is defined in section OB 1 of the Income Tax Act 1994). The definition relates to the loss carry-forward provisions of that Act. It is not necessary for the provisions of the Act relating to State-owned enterprises to continue to apply once the Crown has sold its shares in the company.

Subsection (9) consequentially revokes the State-Owned Enterprises Order 1995 (S.R. 1995/250).

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

Date of notification in *Gazette*: 17 June 1999.

This order is administered in the Treasury.