

Version
as at 28 October 2021



Legislation Amendment Act 2013

Public Act 2013 No 122
Date of assent 4 December 2013
Commencement see section 2

Legislation Amendment Act 2013: repealed, on 28 October 2021, pursuant to section 10 of the Legislation (Repeals and Amendments) Act 2019 (2019 No 59).

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Schedule

**Amendment to Schedule of Legislation Act 2012: item relating
to Biosecurity Act 1993 replaced**

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The Parliament of New Zealand enacts as follows:

1 Title

This Act is the Legislation Amendment Act 2013.

Note

The Parliamentary Counsel Office has made editorial and format changes to this version using the powers under subpart 2 of Part 3 of the Legislation Act 2019.

Note 4 at the end of this version provides a list of the amendments included in it.

This Act is administered by the Ministry of Justice and the Parliamentary Counsel Office.

2 Commencement

This Act comes into force on the day after the date on which it receives the Royal assent.

3 Principal Act

This Act amends the Legislation Act 2012 (the **principal Act**).

4 Schedule amended

- (1) This section amends the Schedule of the principal Act.
- (2) Replace the item relating to the Biosecurity Act 1993 with the item set out in the Schedule of this Act.
- (3) Repeal the item relating to the Military Manoeuvres Act 1915.

Schedule
Amendment to Schedule of Legislation Act 2012: item relating to
Biosecurity Act 1993 replaced

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Biosecurity Act 1993 (1993 No 95)

Replace section 57(9) with:

- (9) The national policy direction is a disallowable instrument, but not a legislative instrument, for the purposes of the Legislation Act 2012 and must be presented to the House of Representatives under section 41 of that Act.

Replace section 58(4) with:

- (4) An amendment under subsection (1) or (2) or a replacement direction under subsection (3) is a disallowable instrument, but not a legislative instrument, for the purposes of the Legislation Act 2012 and must be presented to the House of Representatives under section 41 of that Act.

Replace section 66(2) with:

- (2) The order is a legislative instrument and a disallowable instrument for the purposes of the Legislation Act 2012 and must be presented to the House of Representatives under section 41 of that Act.

Replace section 67(9) with:

- (9) An exemption is a disallowable instrument, but not a legislative instrument, for the purposes of the Legislation Act 2012 and must be presented to the House of Representatives under section 41 of that Act.

Replace section 86(2) with:

- (2) The order is a legislative instrument and a disallowable instrument for the purposes of the Legislation Act 2012 and must be presented to the House of Representatives under section 41 of that Act.

Replace section 87(11) with:

- (11) An exemption is a disallowable instrument, but not a legislative instrument, for the purposes of the Legislation Act 2012 and must be presented to the House of Representatives under section 41 of that Act.

Replace section 100G(3) with:

- (3) The order is a legislative instrument and a disallowable instrument for the purposes of the Legislation Act 2012 and must be presented to the House of Representatives under section 41 of that Act.

Replace section 100L(7) with:

- (7) The order is a legislative instrument and a disallowable instrument for the purposes of the Legislation Act 2012 and must be presented to the House of Representatives under section 41 of that Act.

Biosecurity Act 1993 (1993 No 95)—continued

In section 100S, replace “section 5 of the Regulations (Disallowance) Act 1989” with “Part 3 of the Legislation Act 2012” in each place.

Replace section 100ZB(9) with:

- (9) A levy order is a legislative instrument and a disallowable instrument for the purposes of the Legislation Act 2012 and must be presented to the House of Representatives under section 41 of that Act.

In section 100ZH, replace “section 5 of the Regulations (Disallowance) Act 1989” with “Part 3 of the Legislation Act 2012” in each place.

Replace section 121B(5) with:

- (5) An order made under this section is a legislative instrument and a disallowable instrument for the purposes of the Legislation Act 2012 and must be presented to the House of Representatives under section 41 of that Act.

Replace section 137(2) with:

- (2) A levy order made under this section is a legislative instrument and a disallowable instrument for the purposes of the Legislation Act 2012 and must be presented to the House of Representatives under section 41 of that Act.

In section 138, replace “the Regulations (Disallowance) Act 1989” with “Part 3 of the Legislation Act 2012” in each place.

Replace section 142S(1) and (2) with:

- (1) Part 2 of the Legislation Act 2012 does not apply to material incorporated in a biosecurity document.
- (2) Subpart 1 of Part 3 of the Legislation Act 2012 applies to regulations that incorporate material, but the requirement in section 41 to present a disallowable instrument to the House of Representatives does not apply to material incorporated in regulations.

Replace section 146(7) with:

- (7) An extension under subsection (2)(b) or a revocation under subsection (5)(b) must be published as provided in section 47 of the Legislation Act 2012.

In section 151, replace “the Regulations (Disallowance) Act 1989” with “Part 3 of the Legislation Act 2012” in each place.

Notes

1 *General*

This is a consolidation of the Legislation Amendment Act 2013 that incorporates the amendments made to the legislation so that it shows the law as at its stated date.

2 *Legal status*

A consolidation is taken to correctly state, as at its stated date, the law enacted or made by the legislation consolidated and by the amendments. This presumption applies unless the contrary is shown.

Section 78 of the Legislation Act 2019 provides that this consolidation, published as an electronic version, is an official version. A printed version of legislation that is produced directly from this official electronic version is also an official version.

3 *Editorial and format changes*

The Parliamentary Counsel Office makes editorial and format changes to consolidations using the powers under subpart 2 of Part 3 of the Legislation Act 2019. See also PCO editorial conventions for consolidations.

4 *Amendments incorporated in this consolidation*

Legislation (Repeals and Amendments) Act 2019 (2019 No 59): section 10