

Version  
as at 1 July 2022



**Health Sector (Transfer of Assets and Liabilities of Crown  
Public Health Limited and CLS Properties Limited)  
Order 2002**  
(SR 2002/333)

Health Sector (Transfer of Assets and Liabilities of Crown Public Health Limited and CLS Properties Limited) Order 2002: revoked, on 1 July 2022, by section 103(2) of the *Pae Ora (Healthy Futures) Act 2022* (2022 No 30).

Silvia Cartwright, Governor-General

**Order in Council**

At Wellington this 7th day of October 2002

Present:

The Right Hon Helen Clark presiding in Council

Pursuant to section 5 of the Health Sector (Transfers) Act 1993, Her Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, and on the recommendation of the Minister of Finance and the Minister of Health, makes the following order.

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**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 order is administered by the Ministry of Health.**

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**Schedule** 4

**Proposal for transfer of assets and liabilities from Crown  
Public Health Limited and CLS Properties to Canterbury  
DHB**

**Order**

**1 Title**

This order is the Health Sector (Transfer of Assets and Liabilities of Crown Public Health Limited and CLS Properties Limited) Order 2002.

**2 Commencement**

This order comes into force on 7 November 2002.

**3 Interpretation**

In this order, unless the context otherwise requires,—

**proposal** means the proposal set out in the Schedule

**transferee** means the Canterbury DHB established by the New Zealand Public Health and Disability Act 2000

**transferors** means—

- (a) Crown Public Health Limited; and
- (b) CLS Properties Limited.

**4 Proposal approved**

The proposal is approved.

**5 Date on which proposal takes effect**

The proposal takes effect on 7 November 2002.

**6 Provisions facilitating transfer of assets and liabilities**

- (1) It is declared that, on and from 7 November 2002,—
- (a) every reference to either of the transferors 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 the transferors 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 Crown Public Health Limited and CLS Properties Limited.

**Schedule**  
**Proposal for transfer of assets and liabilities from Crown Public  
Health Limited and CLS Properties to Canterbury DHB**

cl 4

**1 Background**

This proposal has been prepared in accordance with section 5 of the Health Sector (Transfers) Act 1993 for the purpose of transferring all of the assets and liabilities of Crown Public Health Limited and CLS Properties Limited to the Canterbury DHB.

**2 Transferors**

The transferors are—

- (a) Crown Public Health Limited; and
- (b) CLS Properties Limited.

**3 Transferee**

The transferee is the Canterbury DHB established by the New Zealand Public Health and Disability Act 2000.

**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 transferors.

**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 transferors.

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

- (1) The value attributed to the assets to be transferred from—
  - (a) Crown Public Health Limited is \$1,408,000 as at 7 November 2002; and
  - (b) CLS Properties Limited is \$2,229,861 as at 7 November 2002.
- (2) The value attributed to liabilities to be transferred from—
  - (a) Crown Public Health Limited is \$1,167,000 as at 7 November 2002; and
  - (b) CLS Properties Limited is \$1,712,103 as at 7 November 2002.

**7 Transfer of assets without consideration**

The transferors are to transfer the assets referred to in clause 4 without receiving any asset in return.

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

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

**9 Transfer date**

The transfer date is 7 November 2002.

**10 Date and execution**

This proposal is dated 17 September 2002 and is signed by the transferring Ministers, Annette Faye King, Minister of Health, and Michael John Cullen, Minister of Finance.

Annette Faye King, Minister of Health.

Michael John Cullen, Minister of Finance.

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 7 November 2002, approves a proposal that has been prepared in accordance with section 5 of the Health Sector (Transfers) Act 1993 (“the Act”). The proposal transfers all the assets and liabilities of Crown Public Health Limited and CLS Properties Limited to the Canterbury DHB. Included in the transfer are the rights and obligations of Crown Public Health Limited and CLS Properties Limited under contracts of service with their employees. Crown Health Properties Limited and CLS Properties Limited are both subsidiaries of the Canterbury DHB; which is a publicly-owned health and disability organisation under the Act.

Issued under the authority of the Legislation Act 2019.  
Date of notification in *Gazette*: 10 October 2002.

## Notes

### **1** *General*

This is a consolidation of the Health Sector (Transfer of Assets and Liabilities of Crown Public Health Limited and CLS Properties Limited) Order 2002 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*

Pae Ora (Healthy Futures) Act 2022 (2022 No 30): section 103(2)