

House of Representatives

Supplementary Order Paper

Tuesday, 20 August 2019

Education (School Donations) Amendment Bill

Proposed amendments

Hon Chris Hipkins, in Committee, to move the following amendments:

Clause 4: new section 79A(7)

In *clause 4, new section 79A(7)*, after “In this section” (page 2, line 27), insert “and **section 79AA**”.

Clause 4: new sections 79AA and 79AB

In *clause 4*, after *new section 79A* (page 2, after line 38), insert:

79AA Minister may prescribe exemptions to mandatory condition

- (1) The Minister may, by notice in the *Gazette*, prescribe exemptions to the condition in **section 79A(5)(a)**.
- (2) Exemptions prescribed by a notice given under this section enable any board, or class or classes of boards, specified in the notice to which a discretionary grant is made or to be made to seek or receive any solicited voluntary payment from parents for any student activity or student activities specified in the notice.

79AB Application of Legislation Act 2012

A notice given under **section 79A(5)(b) or 79AA** or both and applying to any class or classes of boards is not a legislative instrument, but is 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.

Explanatory note

This Supplementary Order Paper sets out amendments to the Education (School Donations) Amendment Bill.

New section 79AA enables the Minister, by notice in the *Gazette*, to prescribe exemptions to the mandatory condition in *new section 79A(5)(a)*. Exemptions prescribed by a notice given under *new section 79AA* enable any board, or class or classes of boards, specified in the notice to which a discretionary grant is made or to be made to seek or receive any solicited voluntary payment from parents for any student activity or student activities specified in the notice.

New section 79AB makes clear, in the standard way, how the Legislation Act 2012 applies to a *Gazette* notice under *new section 79A(5)(b)* or *79AA*.

Departmental disclosure statement

The Ministry of Education is required to prepare a disclosure statement to assist with the scrutiny of this Supplementary Order Paper. The disclosure statement provides access to information about any material policy changes to the Bill and identifies any new significant or unusual legislative features of the Bill as amended.

A copy of the statement can be found at <http://legislation.govt.nz/disclosure.aspx?type=sop&subtype=government&year=2019&no=303&>