

**Reprint
as at 3 June 2017**



Finance Act (No 2) 1994

Public Act 1994 No 134
Date of assent 9 December 1994
Commencement 9 December 1994

Finance Act (No 2) 1994: repealed, on 3 June 2017, by section 3(1) of the Statutes Repeal Act 2017 (2017 No 23).

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Note

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this official reprint.
Note 4 at the end of this reprint provides a list of the amendments incorporated.

This Act is administered by the Treasury.

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An Act to make provision with respect to public finances and other matters

1 Short Title

This Act may be cited as the Finance Act (No 2) 1994.

Part 1

Miscellaneous provisions

2 Foundation for Research, Science, and Technology

[Repealed]

Section 2: repealed, on 1 February 2011, by section 18 of the Research, Science, and Technology Act 2010 (2010 No 131).

3 Local Authorities Loans Board: appointment of certain members

(1) For the avoidance of doubt, it is hereby declared that—

- (a) no appointment under section 4(1)(d) of the Local Authorities Loans Act 1956 (being an appointment made before the commencement of this Act) of a member of the Local Authorities Loans Board constituted by section 4(1) of that Act (hereafter in this section and section 4 of this Act referred to as the **Board**) is invalid by reason only that it was made for a fixed term; and
- (b) except as provided in subsection (2), the term of every member of the Board appointed for a fixed term before that commencement ended on the expiration of the term.

(2) Every member of the Board holding office under the said section 4(1)(d) immediately before 1 July 1992 shall be deemed to have been appointed for a term expiring with the close of 19 May 1994; and the validity of every action of the Board taken before 20 May 1994 shall be determined accordingly.

4 Local Authorities Loans Board: validating certain decisions

- (1) Every matter determined by the Board that was, at a time before 1 April 1994,—
 - (a) signed; or
 - (b) assented to by electronic message, facsimile message, letter, telegram, or telex,—

by all the persons who were then members of the Board is hereby deemed to have been as validly and effectually determined as if it had been determined at a meeting of the Board duly called and constituted.

(2) For the purposes of subsection (1),—

- (a) the signature or assent at any time before 1 April 1988 of any person who was then—
 - (i) an officer of the same department of State as a person who was then (by virtue of any of paragraphs (a) to (c) of section 4(1) of the Local Authorities Loans Act 1956) a member of the Board; and
 - (ii) authorised by the member to act in the member's place in relation to matters coming before the Board,—

is hereby deemed to have been as valid and effectual as if it had been the signature or assent of the member; and

- (b) the signature or assent at any time after 31 March 1988 of any person who was then—
 - (i) an employee of a department of State whose chief executive was then (by virtue of any of the said paragraphs (a) to (c)) a member of the Board; and
 - (ii) authorised by the member to act in the member's place in relation to matters coming before the Board,—

is hereby deemed to have been as valid and effectual as if it had been the signature or assent of the member.

(3) For the purposes of subsection (2),—

- (a) the fact that at any time before 1 April 1988 any officer of the same department of State as a person who was then (by virtue of any of the said paragraphs (a) to (c)) a member of the Board signed or assented to any decision of the Board in relation to a matter coming before the Board is conclusive proof that the officer was then authorised by the member to act in the member's place in relation to matters coming before the Board; and
- (b) the fact that at any time after 31 March 1988 any employee of a department of State whose chief executive was then (by virtue of any of the said paragraphs (a) to (c)) a member of the Board signed or assented to any decision of the Board in relation to a matter coming before the Board is conclusive proof that the employee was then authorised by the member to act in the member's place in relation to matters coming before the Board.

5 Otago Area Health Board: deeming interest in land to include appurtenant easements

- (1) The declaration (published in the *Gazette* on 24 June 1993 at page 1721) that the land described in subsection (2) vested in the Otago Area Health Board in fee simple for area health board purposes shall have effect, and shall be deemed always to have had effect, as if that land had been described in that declaration as having appurtenant to it the easements specified in subsection (3).
- (2) The land referred to in subsection (1) is all that parcel of land containing 1 acre 3 roods 37.6 perches, situated in Block IV, Waikouaiti Survey District, Otago RD and being part Section 15 as delineated on Plan SO 11981, taken for a mental hospital by Proclamation 7227 (Otago Registry).
- (3) The easements referred to in subsection (1) are—
 - (a) the easements, created by the said Proclamation 7227, over the land described in Schedules 2 to 5 of that proclamation; and
 - (b) the easements, created by the declaration (published in the *Gazette* on 17 April 1969 at page 750) that the land described in subsection (4) was taken for a mental hospital, over the land described in Schedule 3 of that declaration; and
 - (c) the easements over the land described in subsection (5) taken by the declaration published in the *Gazette* on 18 December 1969 at page 2636; and
 - (d) the easements over the land described in subsection (6) taken by the declaration published in the *Gazette* on 22 October 1970 at page 1919.
- (4) The land referred to in subsection (3)(b) is all that parcel of land containing 35.2 perches, situated in Block III, Waikouaiti Survey District, being part Lots 5 and 6 on Deposited Plan 2084, being part Section 2 as delineated on Plan SO 15930, taken for a mental hospital by *Gazette* notice 341208 (Otago Registry).
- (5) The land referred to in subsection (3)(c) is all that piece of land containing 1 acre 1 rood 0.7 perches, situated in Block XII, Waikouaiti Survey District, Otago RD, being part Sections 67A, 67B, 67C, 67D, 68, 69, and 70; as the same is more particularly delineated on the plan marked M.O.W. 23032 (SO 15929) deposited in the office of the Minister of Works in Wellington, and thereon coloured yellow.
- (6) The land referred to in subsection (3)(d) is all that piece of land containing 23.3 perches, situated in Block III, Waikouaiti Survey District, Otago RD, being part Sections 49A and 50; as the same is more particularly delineated on the plan marked M.O.W. 23033 (SO 15930) deposited in the office of the Minister of Works in Wellington, and thereon coloured yellow.

- (7) The District Land Registrar of the Otago Land Registration District shall do all things, and make all entries in the registers, necessary to give effect to subsection (1).

Part 2

Confirmation and validation of subordinate legislation

[Repealed]

Part 2: repealed, on 19 December 1995, by section 10 of the Subordinate Legislation (Confirmation and Validation) Act 1995 (1995 No 92).

6 Order under War Pensions Act 1954

[Repealed]

Section 6: repealed, on 19 December 1995, by section 10 of the Subordinate Legislation (Confirmation and Validation) Act 1995 (1995 No 92).

7 Regulations under Social Security Act 1964

[Repealed]

Section 7: repealed, on 19 December 1995, by section 10 of the Subordinate Legislation (Confirmation and Validation) Act 1995 (1995 No 92).

8 Orders under Customs Act 1966

[Repealed]

Section 8: repealed, on 19 December 1995, by section 10 of the Subordinate Legislation (Confirmation and Validation) Act 1995 (1995 No 92).

9 Regulations under Fisheries Act 1983

[Repealed]

Section 9: repealed, on 19 December 1995, by section 10 of the Subordinate Legislation (Confirmation and Validation) Act 1995 (1995 No 92).

10 Orders under Tariff Act 1988

[Repealed]

Section 10: repealed, on 19 December 1995, by section 10 of the Subordinate Legislation (Confirmation and Validation) Act 1995 (1995 No 92).

11 Order under Civil Aviation Act 1990

[Repealed]

Section 11: repealed, on 19 December 1995, by section 10 of the Subordinate Legislation (Confirmation and Validation) Act 1995 (1995 No 92).

12 Repeals

[Repealed]

Section 12: repealed, on 19 December 1995, by section 10 of the Subordinate Legislation (Confirmation and Validation) Act 1995 (1995 No 92).

Reprints notes

1 *General*

This is a reprint of the Finance Act (No 2) 1994 that incorporates all the amendments to that Act as at the date of the last amendment to it.

2 *Legal status*

Reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by any amendments to that enactment. Section 18 of the Legislation Act 2012 provides that this reprint, published in electronic form, has the status of an official version under section 17 of that Act. A printed version of the reprint produced directly from this official electronic version also has official status.

3 *Editorial and format changes*

Editorial and format changes to reprints are made using the powers under sections 24 to 26 of the Legislation Act 2012. See also <http://www.pco.parliament.govt.nz/editorial-conventions/>.

4 *Amendments incorporated in this reprint*

Statutes Repeal Act 2017 (2017 No 23): section 3(1)

Research, Science, and Technology Act 2010 (2010 No 131): section 18

Subordinate Legislation (Confirmation and Validation) Act 1995 (1995 No 92): section 10