

Reprint
as at 3 June 2017



Finance Act 1949

Public Act 1949 No 39
Date of assent 21 October 1949
Commencement 21 October 1949

Finance Act 1949: repealed, on 3 June 2017, by section 3(1) of the Statutes Repeal Act 2017 (2017 No 23).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.

9	Purchase of motor cars for resale to officers of Government Insurance Department <i>[Repealed]</i>	4
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An Act to make provision with respect to public finance and other matters

1 Short Title

This Act may be cited as the Finance Act 1949.

**Part 1
Public revenues**

2 Validating excess unauthorized expenditure

All sums issued under section 58 of the Public Revenues Act 1926 during the financial year that ended on 31 March 1949 in excess of the limits prescribed by subsection (3) of that section (as substituted by section 7 of the Finance Act 1947) are hereby declared to have been lawfully issued and paid.

3 Export duty on gold abolished

(1) The following enactments are hereby repealed:

(a) the Gold Duty Act 1908:

(b) the Gold Duty Amendment Act 1909:

(c) the Gold Duty Amendment Act 1912:

(d)–(f) *Amendment(s) incorporated in the Act(s)*.

(2) All gold duty that became due and payable and all penalties and forfeitures that were incurred before the commencement of this section shall be recovered and enforced in the same manner as if this section had not been passed.

4 Amending provisions as to refund of portion of sales tax paid in respect of materials used in manufacture of omnibuses or tramcars

[Repealed]

Section 4: repealed, on 25 September 1958, by section 14(6) of the Customs Acts Amendment Act 1958 (1958 No 33).

5 Repeal of provision for refund of part of brewery supervision fees

Amendment(s) incorporated in the Act(s).

6 Payment of purchase price for farm land purchased or taken for settlement of discharged servicemen

[Repealed]

Section 6: repealed, on 1 April 1978, by section 163(1) of the Public Finance Act 1977 (1977 No 65).

- 7 Government Insurance Commissioner may borrow on overdraft from Reserve Bank**
[Repealed]
Section 7: repealed, on 1 January 1954, by section 41(1) of the Government Life Insurance Act 1953 (1953 No 58).
- 8 Loans from Government Insurance Account for residential accommodation**
[Repealed]
Section 8: repealed, on 1 January 1954, by section 41(1) of the Government Life Insurance Act 1953 (1953 No 58).
- 9 Purchase of motor cars for resale to officers of Government Insurance Department**
[Repealed]
Section 9: repealed, on 1 January 1954, by section 41(1) of the Government Life Insurance Act 1953 (1953 No 58).
- 10 Altering date for refunds of deposits under Insurance Companies' Deposits Act 1921–22 in respect of employers' liability insurance**
[Repealed]
Section 10: repealed, on 1 April 1957, by section 138(1) of the Workers' Compensation Act 1956 (1956 No 62).
- 11 Workers' compensation to be paid at increased rates in all cases where employer is the Crown or is insured with Government Accident Insurance Office**
[Repealed]
Section 11: repealed, on 1 April 1957, by section 138(1) of the Workers' Compensation Act 1956 (1956 No 62).
- 12 Increasing allowance to Speaker of House of Representatives**
[Repealed]
Section 12: repealed, on 1 January 1951, by section 29(1) of the Civil List Act 1950 (1950 No 99).
- 13 Salary of Controller and Auditor-General**
[Repealed]
Section 13: repealed, on 6 December 1951, by section 15(2) of the Finance Act 1951 (1951 No 78).

Part 2

Local authorities and public bodies

14 Application of surplus of separate or special rate

[Repealed]

Section 14: repealed, on 29 June 1988, by section 209(1) of the Rating Powers Act 1988 (1988 No 97).

15 Milk Authorities Association

[Repealed]

Section 15: repealed, on 1 September 1968, by section 71(1) of the Milk Act 1967 (1967 No 53).

16 Local authorities may contribute towards cost of holding British Empire Games

- (1) It shall be lawful and be deemed to have been lawful for any local authority or public body—
 - (a) to make contributions from its general fund or account to British Empire Games (N.Z.) Limited, a company incorporated under the Companies Act 1933 and having for its principal object the organization, management, and financial control of the British Empire Games to be held in Auckland in February 1950:
 - (b) to take up and subscribe for shares in the said company:
 - (c) to guarantee any liability incurred or to be incurred by the said company for the purposes of the said Games.
- (2) No gift duty shall be payable in respect of any contribution to the said company under paragraph (a) of the last preceding subsection.

17 Repealing provisions as to apportionment of expenditure of Thames Hospital Board

[Repealed]

Section 17: repealed, on 1 April 1958, by section 158(1) of the Hospitals Act 1957 (1957 No 40).

18 Validating payment by Awanui Harbour Board

The payment of the sum of 25 pounds made during the financial year that ended on 31 March 1949 by the Awanui Harbour Board to Thomas F Walker, an employee of the Board, to assist him to replace his house and belongings which were destroyed by fire is hereby validated and declared to have been lawfully made.

19 Water-supply agreements and charges

[Repealed]

Section 19: repealed, on 1 February 1982, by section 248(1) of the Public Works Act 1981 (1981 No 35).

Part 3

Miscellaneous

20 Provisions as to disqualification of members of General Assembly not to apply in certain cases

The provisions of the Legislature Act 1908, or of the Electoral Act 1927, or of any other Act, as to the disqualification of members of the General Assembly or of candidates for election as members of Parliament, shall not apply with respect to any payment that has been or may hereafter be received out of public moneys—

- (a) by the Honourable Thomas Otto Bishop, member of the Legislative Council, in respect of his services as a member of the Coal Valuation Commission established under the Coal Act 1948:
- (b) by the Honourable Richard Eddy, member of the Legislative Council, in respect of his services as a member of the Royal Commission appointed on 6 August 1947 to inquire into and report upon the sheep-farming industry in New Zealand, or as a member of the Government Service Tribunal established under the Government Service Tribunal Act 1948:
- (c) by George Hamish Ormond Wilson, Esquire, member of Parliament, in respect of the acquisition from him by His Majesty the King in 1949 of certain land in the Rangitoto Survey District, Wellington Land District, for the settlement of discharged servicemen under the provisions of the Land Act 1948:
- (d) by Ernest Bowyer Corbett, Esquire, member of Parliament, in respect of the acquisition from him as one of the executors in the estate of George Edward Goodwin, deceased, by His Majesty the King in the year 1949 of certain land in the Cape Survey District, Taranaki Land District, for the settlement of discharged servicemen under the provisions of the Land Act 1948.

21 Limitation of award to part of industrial district

[Repealed]

Section 21: repealed, on 1 November 1954, by section 224(1) of the Industrial Conciliation and Arbitration Act 1954 (1954 No 72).

22 Salaries of nominated members of Court of Arbitration

[Repealed]

Section 22: repealed, on 6 December 1951, by section 11(2) of the Finance Act 1951 (1951 No 78).

23 Islington Substation Railway authorized

[Repealed]

Section 23: repealed, on 1 February 1982, by section 248(1) of the Public Works Act 1981 (1981 No 35).

24 Certain officers of State Advances Corporation not subject to Public Service Act 1912

[Repealed]

Section 24: repealed, on 1 December 1951, by section 8(3) of the State Advances Corporation Amendment Act 1951 (1951 No 46).

25 Principal orders of the Government Railways Industrial Tribunal

- (1) In this section the term **the conforming order** means principal order number 162 made by the Government Railways Industrial Tribunal on 26 August 1949 for the purpose of conforming with the pronouncement of the Court of Arbitration made on 12 April 1949 specifying standard rates of wages.
- (2) All limitations of time applicable to the making of any principal order by the Government Railways Industrial Tribunal, or to any matter ancillary thereto, shall apply in all respects as if the conforming order had not been made.

26 Amending provisions as to Post and Telegraph Department sick benefit fund

[Repealed]

Section 26: repealed, on 1 January 1954, by section 5(2) of the Post and Telegraph Amendment Act 1953 (1953 No 48).

27 Disposal of regimental funds on reconstitution of Territorial Force units

[Repealed]

Section 27: repealed, on 1 December 1951, by section 160(1) of the New Zealand Army Act 1950 (1950 No 39).

28 Preserving superannuation rights of A M Goulding, Esquire, Chairman of the Licensing Control Commission

Whereas Arthur Morice Goulding, Esquire (in this section referred to as the **contributor**), was at the time of his appointment as the Chairman of the Licensing Control Commission a contributor to the Government Superannuation Fund as a Magistrate under section 72 of the Superannuation Act 1947:

And whereas the office of Chairman of the Licensing Control Commission is not an office to which the Superannuation Act 1947 is applicable, and it is desirable, for the purpose of preserving the superannuation rights of the contributor to the extent hereinafter provided for, that he should continue as hereinafter provided to be a contributor to the said Fund:

Be it therefore enacted as follows:

- (1) During the period of the contributor's service as the Chairman of the Licensing Control Commission he shall continue to be a contributor to the Government Superannuation Fund under section 72 of the Superannuation Act 1947.
- (2) For the purposes of section 72 of the Superannuation Act 1947, the service of the contributor as the Chairman of the Licensing Control Commission (whether

before or after the passing of this Act) shall be deemed to be service as a Magistrate, and the rate of the salary of the contributor during the period of that service shall be deemed to be the rate of the salary from time to time payable to a Magistrate.

29 Validating expenditure by New Plymouth Savings Bank in connection with centennial celebrations

It shall be lawful and be deemed to have been lawful for the trustees of the New Plymouth Savings Bank to expend during the financial year ending on 31 March 1950, out of the profits of the bank, any sums of money not exceeding in the aggregate 1,000 pounds for the purpose of celebrating and commemorating the 100th anniversary of the establishment of the Bank.

Schedule

[Repealed]

s 23

Schedule: repealed, on 1 February 1982, by section 248(1) of the Public Works Act 1981 (1981 No 35).

Reprints notes

1 *General*

This is a reprint of the Finance Act 1949 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)
Rating Powers Act 1988 (1988 No 97): section 209(1)
Public Works Act 1981 (1981 No 35): section 248(1)
Public Finance Act 1977 (1977 No 65): section 163(1)
Milk Act 1967 (1967 No 53): section 71(1)
Customs Acts Amendment Act 1958 (1958 No 33): section 14(6)
Hospitals Act 1957 (1957 No 40): section 158(1)
Workers' Compensation Act 1956 (1956 No 62): section 138(1)
Industrial Conciliation and Arbitration Act 1954 (1954 No 72): section 224(1)
Government Life Insurance Act 1953 (1953 No 58): section 41(1)
Post and Telegraph Amendment Act 1953 (1953 No 48): section 5(2)
Finance Act 1951 (1951 No 78): sections 11(2), 15(2)
State Advances Corporation Amendment Act 1951 (1951 No 46): section 8(3)
Civil List Act 1950 (1950 No 99): section 29(1)
New Zealand Army Act 1950 (1950 No 39): section 160(1)