

**Reprint
as at 1 July 2013**



**Trans-Tasman Mutual Recognition
(Occupations Tribunal)
Regulations 1998
(SR 1998/62)**

Michael Hardie Boys, Governor-General

Order in Council

At Wellington this 30th day of March 1998

Present:

The Hon Tau Henare presiding in Council

Pursuant to section 73 of the Trans-Tasman Mutual Recognition Act 1997, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, makes the following regulations.

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Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

These regulations are administered by the Ministry of Business, Innovation, and Employment.

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Regulations

1 Title and commencement

- (1) These regulations may be cited as the Trans-Tasman Mutual Recognition (Occupations Tribunal) Regulations 1998.
- (2) These regulations come into force on 1 May 1998.

2 Interpretation

In these regulations, unless the context otherwise requires, **the Act** means the Trans-Tasman Mutual Recognition Act 1997.

3 Form of application

- (1) An application under section 42 of the Act must—
 - (a) be in the form set out in the Schedule; and
 - (b) contain the particulars required by the form; and
 - (c) have annexed to it either the original or a facsimile copy of each document listed in Part 6 of the form; and
 - (d) be filed in the office of the Tribunals Division of the Ministry of Justice at Wellington.
- (2) If a document annexed to an application is either the original or a facsimile copy of the instrument evidencing the applicant's existing registration, the applicant must certify that the document is, as the case requires, the original or a facsimile copy.
- (3) An applicant must verify by statutory declaration a document annexed to an application if the document is the original or a facsimile copy of—
 - (a) the instrument evidencing the applicant's existing registration; or
 - (b) a document identifying the applicant or the applicant's existing registration.

Regulation 3(1)(d): amended, on 1 October 2003, pursuant to section 14(1) of the State Sector Amendment Act 2003 (2003 No 41)

4 Fee payable in respect of application

- (1) An application under section 42 of the Act must be accompanied by a fee of \$600.
- (2) The fee prescribed by subclause (1) is inclusive of goods and services tax.

Regulation 4(1): amended, on 1 July 2013, by regulation 4 of the Trans-Tasman Mutual Recognition (Occupations Tribunal) Amendment Regulations 2013 (SR 2013/225).

Schedule

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**Application for review of decision of local
registration authority**

Section 42, Trans-Tasman Mutual Recognition Act 1997

Part 1—Applicant

Name:

Address:

Daytime phone number: [country/area code] [telephone number]

Fax number: [country/area code] [telephone number]

Address for notices relating to application (*if different from above*):

Part 2—Local registration authority

Name:

Address:

Daytime phone number (*if known*): [area code] [telephone number]

Fax number (*if known*): [area code] [telephone number]

Part 3—Decision to be reviewed

The applicant applies to the Trans-Tasman Occupations Tribunal for the review of the decision of [*insert name of local registration authority*] [*dated*] to (*see section 42 of the Act*):

Part 4—Grounds

The applicant bases this application for review on the following grounds:

Part 5—Facts

The applicant relies on the following facts to support the grounds:

Part 6—List of documents

The applicant relies on the documents in the following list, each of which—

- (a) is annexed to this application (*see regulation 3(1)(c)*); and

- (b) if the instrument evidencing the applicant's existing registration, is certified by the applicant as either the original or a facsimile copy of the instrument (*see regulation 3(2)*); and
- (c) if the instrument evidencing the applicant's existing registration, or a document identifying the applicant or the applicant's existing registration, is verified by the applicant by statutory declaration (*see regulation 3(3)*).

Part 7—Order sought

The applicant seeks the following interim order under section 43(2) of the Act (*if applicable*):

The applicant seeks the following order under section 44(2) of the Act:

Signature of applicant:

Date:

This form once completed is to be filed with:

The Registrar

Trans-Tasman Occupations Tribunal

Ministry of Justice

Schedule: amended, on 1 July 2013, by regulation 5 of the Trans-Tasman Mutual Recognition (Occupations Tribunal) Amendment Regulations 2013 (SR 2013/225).

Marie Shroff,
Clerk of the Executive Council.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 2 April 1998.

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Notes**1 *General***

This is a reprint of the Trans-Tasman Mutual Recognition (Occupations Tribunal) Regulations 1998. The reprint incorporates all the amendments to the regulations as at 1 July 2013, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that contain transitional, savings, or application provisions that cannot be compiled in the reprint are also included, after the principal enactment, in chronological order. For more information, see <http://www.pco.parliament.govt.nz/reprints/>.

2 *Status of reprints*

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 *How reprints are prepared*

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not included in Acts, and provisions that are repealed or revoked

are omitted. For a detailed list of the editorial conventions, see <http://www.pco.parliament.govt.nz/editorial-conventions/> or Part 8 of the *Tables of New Zealand Acts and Ordinances and Statutory Regulations and Deemed Regulations in Force*.

4 *Changes made under section 17C of the Acts and Regulations Publication Act 1989*

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted. A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
 - indentation
 - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)

- position of the date of assent (it now appears on the front page of each Act)
- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
 - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
 - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

5 *List of amendments incorporated in this reprint (most recent first)*

Trans-Tasman Mutual Recognition (Occupations Tribunal) Amendment Regulations 2013 (SR 2013/225)

State Sector Amendment Act 2003 (2003 No 41): section 14(1)
