

Maori Purposes Act 1971

Public Act 1971 No 151
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Schedule
Amendments to Maori Trustee Act 1953

6

An Act to amend the law relating to Maoris and Maori Land, and for other purposes

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1 Short Title

This Act may be cited as the Maori Purposes Act 1971.

Amendments to Maori Affairs Act 1953

2 Appointment of general agent by transferee of shares in Maori incorporation

[Repealed]

Section 2 was repealed, as from 1 July 1993, by section 362(2) Te Ture Whenua Maori/Maori Land Act 1993 (1993 No 4).

3 Status of Maori incorporation land on winding up

[Repealed]

Section 3 was repealed, as from 10 October 1975, by section 17(4) Maori Purposes Act 1975 (1975 No 151).

**Amendment to Maori Reserved Land Act
1955**

4 Trust for Auckland and Onehunga Hostels Endowment

Section 89 of the Maori Reserved Land Act 1955 is hereby amended by adding to subsection (1) the following paragraph:

“(d) the making of grants towards the provision and maintenance (including the payment of existing debts) of any marae, community centre, sports ground, or cultural centre, or other centre of a similar nature, which in the Maori Trustee’s opin-

ion is or will be principally or substantially used by Maoris or the descendants of Maoris.”

Amendments to Maori Trustee Act 1953

5 Payment by Maori Trustee to New Zealand Maori Council *[Repealed]*

Section 5 was repealed, as from 24 June 1996, by section 3(2)(c) Maori Trustee Amendment Act 1996 (1996 No 34).

6 Maori Trustee may bar small claims

The Maori Trustee Act 1953 is hereby amended by inserting, after section 48, the following section:

“48A

- (1) Where any person claims, or the Maori Trustee believes a person may claim, to recover from the Maori Trustee any money, chattels, or things under \$1,000 in value, as estimated by the Maori Trustee, and the Maori Trustee rejects the claim or desires to reject the claim, the Maori Trustee may serve upon the person by whom or on whose behalf the claim is made, or may be made, a notice in writing calling up such person to take legal proceedings within a period of 3 months to establish or enforce the claim and also to prosecute the proceedings with all due diligence.
- “(2) If the proceedings are not commenced by such person within the said period, the claim shall thereupon be barred, and the money, chattels, or things shall become irrecoverable, and the Maori Trustee may proceed to administer and distribute the estate disregarding the claim.
- “(3) This section shall apply to every such claim, whether arising or made before or after the commencement of this section, and whether the claim is or may be made by any person as creditor or next of kin or beneficiary or otherwise.
- “(4) The powers given by this section shall be in addition to the powers conferred by section 75 of the Trustee Act 1956.”

- 7 Miscellaneous amendments to Maori Trustee Act 1953**
The Maori Trustee Act 1953 (as amended by section 7(1) of the Decimal Currency Act 1964) is hereby amended in the manner indicated in the Schedule.

Amendment to Maori Trust Boards Act 1955

- 8 Maori Trust Board may accept trusts**
The Maori Trust Boards Act 1955 is hereby amended by inserting, after section 24B (as inserted by section 3 of the Maori Trust Boards Amendment Act 1962), the following section:

“24C

Notwithstanding anything in any other provision of this Act, a Board may accept and hold or otherwise deal with any property upon trust for the benefit of the Board’s beneficiaries or any of them or for the benefit of any group of persons which includes any such beneficiaries. Any property held by a Board pursuant to this section shall be dealt with in accordance with the terms of the trust and shall not constitute an asset of the Board for the general purposes of this Act.”

Amendments to Maori Welfare Act 1962

- 9 Direct representation of Maori Committee on District Maori Council**
The Maori Welfare Act 1962 is hereby amended by inserting, after section 10, the following section:

“10A

- (1) A District Maori Council may at any time, by resolution, determine that a designated Maori Committee shall have direct representation to the District Maori Council and shall, in such case, fix the manner and extent of the representation. Any such Maori Committee shall thereupon be subject in all things to the control of the District Maori Council as if the Council were a Maori Executive Committee, and the Council shall have

such of the powers of a Maori Executive Committee as the Council determines.

“(2) A determination under subsection (1) may at any time in like manner be varied or revoked.”

10 Maori Council Districts

(1) Section 14 of the Maori Welfare Act 1962 is hereby amended by repealing subsection (1), and substituting the following subsection:

“(1) The New Zealand Maori Council may at any time by resolution declare any specified part of New Zealand to be a Maori Council District for the purposes of this Act and may assign a name by which the District shall be known.”

(2) Section 14 of the Maori Welfare Act 1962 is hereby further amended by repealing subsection (4), and substituting the following subsection:

“(4) The New Zealand Maori Council may at any time by resolution alter the boundaries of any Maori Council district or amalgamate two or more districts or constitute a new district over part of an existing district, and may at the same time amend the name of any district or assign a new name thereto.”

11 Election of Maori Committees

Section 19 of the Maori Welfare Act 1962 is hereby amended by adding the following subsection:

“(6) Notwithstanding any other provision of this Act or of any regulations made under this Act, where the members of any Maori Committee (being a committee revived after being in recess) will have been in office for less than 6 months on the date fixed by this section for the election of Maori Committees, no election of members of that Committee shall be held on that date if the District Maori Council concerned has by resolution determined that no such election be held and, in such case, the members of that committee in office on that date shall continue in office as if they had been elected on that date.”

Schedule
Amendments to Maori Trustee Act 1953

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Section Amended	Amendment
Section 12A.....	By omitting from subsection (1) the expression "\$2,000", and substituting the expression "\$7,500". By omitting from subsection (6) the expression "\$3,000", and substituting the expression "\$10,000".
Section 12B.....	By omitting from subsection (1) the expression "\$2,000", and substituting the expression "\$7,500". By omitting from subsection (3) the expression "\$3,000", and substituting the expression "\$10,000".
Section 33.....	By omitting from subsection (2A) the expression "\$500", and substituting the expression "\$2,500".
Section 38.....	By omitting from the proviso to subsection (1) the expression "\$500" and substituting the expression "\$2,000".

An item relating to section 35 was repealed, as from 5 July 1979, by section 2(2) Maori Trustee Amendment Act 1979 (1979 No 4).