

Race Relations Amendment Act 1980

Public Act 1981 No 136
Date of assent 13 January 1981

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An Act to amend the Race Relations Act 1971

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 Race Relations Amendment Act 1980, and shall be read together with and deemed part of the Race Relations Act 1971 (hereinafter referred to as the principal Act).

2 Procedure after investigation

Section 17 of the principal Act (as amended by section 86 of the Human Rights Commission Act 1977) is hereby amended by inserting, after subsection (3), the following subsections:

“(3a) Notwithstanding subsection (2) of this section and section 38(1) of the Human Rights Commission Act 1977 (as applied by subsection (2) of this section), the aggrieved person (if any) may himself bring proceedings before the Equal Opportunities Tribunal if he wishes to do so and the Conciliator—

- “(a) In any case where the Conciliator would be entitled to take proceedings against the person referred to in subsection (2) of this section for a breach of any of the provisions of sections 3 to 7 or 9a of this Act,—
- “(i) Agrees to the aggrieved person so doing; or
 - “(ii) Declines to take proceedings; or
- “(b) Is of the opinion, after investigation, that no breach of any of the provisions of sections 3 to 7 or 9a of this Act has occurred.
- “(3b) Where the aggrieved person brings proceedings pursuant to subsection (3a) of this section, all the provisions of section 38(5) to (8) and of section 40 of the Human Rights Commission Act 1977 shall apply accordingly with all necessary modifications.”

This Act is administered in the Department of Justice.