Version
as at 23 December 2023

Energy Efficiency and Conservation Act 2000

Public Act	2000 No 14
Date of assent	15 May 2000
Commencement	see section 2

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Note

The Parliamentary Counsel Office has made editorial and format changes to this version using the powers under subpart 2 of Part 3 of the Legislation Act 2019.

Note 4 at the end of this version provides a list of the amendments included in it.

This Act is administered by the Ministry of Business, Innovation, and Employment.

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Schedule 16
Provisions relating to Authority

1 Title

This Act is the Energy Efficiency and Conservation Act 2000.

2 Commencement

This Act comes into force on 1 July 2000.

3 Interpretation

In this Act, unless the context otherwise requires,—

Authority means the Energy Efficiency and Conservation Authority established by section 20

energy conservation means a reduction in energy use

energy efficiency means a change to energy use that results in an increase in net benefits per unit of energy

environment has the meaning given to it by the Resource Management Act 1991

Minister means the Minister who, under the authority of a warrant or with the authority of the Prime Minister, is for the time being responsible for the administration of this Act

publicly notify means publishing a notice—

(a) in 1 or more daily newspapers circulating in the cities of Auckland, Hamilton, Wellington, Christchurch, and Dunedin; and

(b) in the *Gazette*; and

(c) on the Internet in an electronic form that is publicly accessible;—

and **public notification** has a corresponding meaning

strategy means a national energy efficiency and conservation strategy

transferred employee means a person employed in the Ministry of Economic Development immediately before 1 July 2000 who is transferred to the Authority under section 32.

Section 3 **environment**: amended, on 23 December 2023, by section 6 of the Resource Management (Natural and Built Environment and Spatial Planning Repeal and Interim Fast-track Consenting) Act 2023 (2023 No 68).

4 Act binds the Crown

This Act binds the Crown.

5 Purpose

The purpose of this Act is to promote, in New Zealand, energy efficiency, energy conservation, and the use of renewable sources of energy.

6 Sustainability principles

In achieving the purpose of this Act, all persons exercising responsibilities, powers, or functions under it must take into account—

(a) the health and safety of people and communities, and their social, economic, and cultural well-being; and

(b) the need to maintain and enhance the quality of the environment; and

(c) the reasonably foreseeable needs of future generations; and

(d) the principles of the Treaty of Waitangi.

Ministerial responsibilities

7 Responsibilities of Minister

The Minister is responsible for—

(a) developing the Government's policy on the promotion in New Zealand of energy efficiency, energy conservation, and the use of renewable sources of energy:

(b) developing a national energy efficiency and conservation strategy:

(c) promoting public awareness in New Zealand of the importance of energy efficiency and conservation, and the use of renewable sources of energy, by—

(i) providing information and advice; and

(ii) fostering education programmes:

(d) promoting practices and technologies that further energy efficiency, energy conservation, and the use of renewable sources of energy:

(e) arranging for the conduct of such research, assessments, demonstrations, and studies as the Minister thinks fit:

(f) monitoring and reviewing the state of energy efficiency, energy conservation, and the use of renewable sources of energy in New Zealand:

(g) publishing such relevant information, research, and other material as the Minister thinks fit.

National energy efficiency and conservation strategy

8 Preparation and issue of initial strategy

The Minister must ensure that,—

(a) on or before 1 April 2001, a draft strategy is prepared and publicly notified in accordance with section 15; and

(b) on or before 1 October 2001, the strategy is issued under section 17.

9 Ongoing obligation to ensure strategy in place

The Minister must ensure that, at all times after the initial strategy referred to in section 8 comes into force under section 12(1), there is a strategy in force.

Contents and term of strategy

10 Purpose and contents of strategy

(1) The purpose of a strategy is to give effect to the Government's policy on the promotion in New Zealand of energy efficiency, energy conservation, and the use of renewable sources of energy.

(2) The strategy must state—

(a) the Government's policies in relation to the promotion in New Zealand of energy efficiency, energy conservation, and the use of renewable sources of energy; and

(b) the objectives to be pursued to achieve the Government's policies in relation to the promotion in New Zealand of energy efficiency, energy conservation, and the use of renewable sources of energy; and

(c) targets to achieve those policies and objectives, being targets that are measurable, reasonable, practicable, and considered appropriate by the Minister; and

(d) means by which those policies and objectives, and any such targets, are to be achieved; and

(e) such other matters as may be necessary to achieve the purpose of this Act.

11 Consistency with national policy statements

A strategy must be consistent with any national policy statement for the time being in force under the Resource Management Act 1991.

Section 11: replaced, on 23 December 2023, by section 6 of the Resource Management (Natural and Built Environment and Spatial Planning Repeal and Interim Fast-track Consenting) Act 2023 (2023 No 68).

12 Term of strategy

(1) Subject to subsection (4), a strategy comes into force on the day after the date on which it is first published under section 17 and continues in force for a term of 5 years from that date.

(2) The Minister must, at least 6 months before the end of the term of a strategy, determine whether or not the strategy needs to be replaced by a new strategy.

(3) If the Minister determines that the strategy should be replaced, the Minister must, as soon as practicable,—

(a) give public notification that the determination has been made; and

(b) ensure that a replacement strategy is prepared and issued in accordance with the procedure specified in sections 13 to 17.

(4) If the Minister determines that the strategy does not need to be replaced, the strategy continues in force for a term of 5 years beginning with the expiry of the immediately preceding term of the strategy.

Procedure for implementing strategy

13 Preparation of draft strategy

(1) The Minister may direct the Authority—

(a) to prepare a draft strategy for approval by the Minister; and

(b) in preparing the draft strategy, to seek, from the persons listed in subsection (2), comments on the matters to be provided for in the strategy.

(2) In preparing a draft strategy, the Minister or, if a direction is given to the Authority under subsection (1), the Authority must seek comments from—

(a) such representatives, as the Minister or the Authority, as the case may require, considers appropriate, of—

(i) industry and commerce:

(ii) environmental and community organisations:

(iii) Maori organisations:

(iv) local authorities; and

(b) the Parliamentary Commissioner for the Environment.

(3) The Minister or the Authority, as the case may require, may seek comments from any other person.

14 Approval of draft strategy by Minister if draft prepared by Authority

(1) If a direction is given to the Authority under section 13(1), the Authority must, after considering any comments received under section 13 and preparing a draft strategy, submit the draft strategy to the Minister for approval.

(2) The Minister may, before approving the draft strategy, require the Authority to make such changes to the draft strategy as the Minister considers appropriate.

15 Public notice of draft strategy

(1) After considering any comments received under section 13 and preparing a draft strategy or after approving a draft strategy under section 14, as the case may require, the Minister must ensure that the draft strategy—

(a) is publicly notified; and

(b) is available for inspection by any person at such places as the Minister considers appropriate.

(2) A notice published under subsection (1)(a) must—

(a) give reasonable notice of the contents of the draft strategy; and

(b) specify the places at which, and the times at which, the draft strategy may be inspected; and

(c) state that submissions on the draft strategy may be made to the Authority; and

(d) state how submissions may be made; and

(e) specify the date by which submissions must be received.

16 Submissions on draft strategy

(1) Any person may make a submission on a draft strategy.

(2) Every such submission must be in writing.

(3) A submission on the draft strategy must be received by the Authority no later than the date specified in the public notice given under section 15.

(4) The Authority must, following the expiry of the time for making submissions, arrange for a report and recommendations to be made to the Minister in respect of all submissions received in accordance with subsections (2) and (3).

17 Publication of strategy

(1) The Minister must consider the report and recommendations made under section 16, and may make such changes to the draft strategy as the Minister thinks fit.

(2) After considering the report and recommendations, the Minister must—

(a) provide every person who made a submission with a summary of the recommendations and of the Minister's decision on the recommendations; and

(b) make the strategy available for public inspection at such places as the Minister considers appropriate; and

(c) give public notification of the issue of the strategy (which notification must give reasonable notice of the contents of the strategy, incorporating any changes made under this section), and of the places at which it is available for inspection.

Replacing or amending strategy

18 Replacement strategy

(1) Despite section 12, the Minister may at any time prepare and publish a draft replacement strategy.

(2) In preparing a draft replacement strategy, the Minister must follow the procedure specified in sections 13 to 17.

(3) Despite section 12(1), the current strategy remains in force while a draft replacement strategy is being prepared.

19 Amendments to strategy

(1) The Minister may from time to time make amendments of a minor nature to a current strategy.

(2) Before the Minister makes amendments to a current strategy under subsection (1), the Authority must consult with such persons as the Minister considers appropriate, including (without limitation) the persons specified in section 13(2).

(3) The Minister must, in accordance with section 15 (which applies with any necessary modifications), publicly notify any amendments to a current strategy.

(4) Nothing in this section or section 15 requires the Authority or the Minister to receive submissions in relation to amendments that the Minister proposes to make under this section to a strategy.

Energy Efficiency and Conservation Authority

20 Energy Efficiency and Conservation Authority

(1) This section establishes the Energy Efficiency and Conservation Authority.

(2) The Authority is a Crown entity for the purposes of section 7 of the Crown Entities Act 2004.

(3) The Crown Entities Act 2004 applies to the Authority except to the extent that this Act expressly provides otherwise.

Section 20(2): substituted, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Section 20(3): substituted, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

21 Functions

(1) The function of the Authority is to encourage, promote, and support energy efficiency, energy conservation, and the use of renewable sources of energy by—

(a) advising the Minister on any matter relating to or affecting—

(i) energy efficiency and conservation, and the use of renewable sources of energy in New Zealand; or

(ii) the functions of the Authority:

(b) assisting the Minister to prepare and administer a strategy:

(c) promoting public awareness in New Zealand of the importance of energy efficiency and conservation, and the use of renewable sources of energy:

(d) promoting practices and technologies to further energy efficiency, energy conservation, and the use of renewable sources of energy:

(e) arranging for the conduct of research, assessments, demonstrations, and studies:

(f) monitoring and reviewing the state of energy efficiency, energy conservation, and the use of renewable sources of energy in New Zealand:

(g) publishing relevant information, research, and other material:

(h) carrying out such other functions and duties as are conferred or imposed on it by any enactment.

(2) The Authority must perform its functions to achieve the purpose of this Act, and in accordance with the strategy for the time being in force.

(3) Subsection (2) does not limit section 14(2) of the Crown Entities Act 2004.

Section 21(3): added, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

22 Powers

(1) *[Repealed]*

(2) The Authority may—

(a) *[Repealed]*

(b) make grants, awards, or loans of money; and

(c) enter into agreements for the administration of grants.

(d) *[Repealed]*

(3) This section does not limit sections 16 and 17 of the Crown Entities Act 2004.

Section 22(1): repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Section 22(2): amended, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Section 22(2)(a): repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Section 22(2)(b): amended, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Section 22(2)(c): amended, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Section 22(2)(d): repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Section 22(3): substituted, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

23 Authority to comply with Government policy and Minister's directions

[Repealed]

Section 23: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

24 Membership of Authority

(1) The board of the Authority consists of no fewer than 6, and no more than 8, members.

(2) Before appointing a member of the Authority, the Minister must publicly invite nominations of persons who wish to be appointed as members of the Authority.

(3) *[Repealed]*

(4) *[Repealed]*

Section 24(1): substituted, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Section 24(3): repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Section 24(4): repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

25 Eligibility for appointment as member of Authority

(1) The Minister must, in appointing a member of the Authority, have regard to the need for members to have between them a balanced mix of knowledge and experience in matters relevant to the functions of the Authority.

(2) Knowledge and experience that is relevant includes knowledge of and experience in—

(a) the energy sector:

(b) the environment:

(c) community organisations:

(d) commerce, marketing, and communications:

(e) governance and public sector management:

(f) science and technology.

(3) This section does not limit section 29 of the Crown Entities Act 2004.

Section 25(3): added, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

26 Resignation from office

[Repealed]

Section 26: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

27 Appointment of chairperson and deputy chairperson

[Repealed]

Section 27: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

28 Exercise of chairperson's functions, powers, and duties by deputy chairperson

[Repealed]

Section 28: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

29 Authority deemed to be public authority

[Repealed]

Section 29: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

30 Annual report on performance

[Repealed]

Section 30: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

31 Further provisions applying to Authority

The provisions in the Schedule apply in relation to the Authority.

32 Transfer of employees

(1) Where the chief executive of the Ministry of Economic Development finds, in respect of any duties being carried out by the ministry, that those duties are no longer to be carried out by the ministry and are to be carried out (in whole or in part) by the Authority, the chief executive of the ministry and the Authority may agree to the transfer, from that ministry to the Authority, of all or any of the employees of the ministry who are carrying out those duties.

(2) Before transferring an employee under subsection (1), the Authority and the chief executive of the ministry must consult with the employee about the proposed transfer.

(3) Subsection (1) is subject to subsection (2).

(4) The power conferred by this section to transfer an employee is subject to the employment contract applying to that employee.

33 Protection of terms and conditions of employment

(1) The employment of a transferred employee must be on terms and conditions no less favourable to the transferred employee than those applying to the employee immediately before his or her transfer.

(2) Subsection (1) continues to apply to the terms and conditions of employment of a transferred employee until those terms and conditions are varied by agreement between the transferred employee and the Authority.

34 Continuity of employment

Every transferred employee becomes, on his or her transfer, an employee of the Authority, but, for the purposes of every enactment, law, determination, contract, and agreement relating to the employment of each such employee,—

(a) the contract of employment of that employee is deemed to have been unbroken; and

(b) the employee's period of service with the ministry, and every other period of service of the employee that is recognised by the ministry as

continuous service, is deemed to have been a period of service with the Authority.

35 No compensation for technical redundancy

(1) No transferred employee is entitled to any compensation for redundancy or any severance payment solely on the ground that—

(a) the position held by the person in the Ministry of Economic Development has ceased to exist; or

(b) the person has ceased to be an employee of the Ministry of Economic Development.

(2) This section applies despite section 32(4).

Regulations

36 Regulations

(1) The Governor-General may from time to time, by Order in Council made on the recommendation of the Minister, make regulations for all or any of the following purposes:

(a) prescribing minimum energy performance standards for energy-using products and services, including all vehicles:

(b) prescribing requirements in relation to the labelling of products, including all vehicles, in terms of their energy efficiency or proficiency in conserving energy:

(ba) prescribing requirements in relation to the labelling of vehicles in terms of their carbon dioxide emissions and any financial rebates receivable or charges payable relating to those emissions:

(c) requiring specified classes of persons to provide, on the request of the Authority, evidence in the specified form that a minimum energy performance standard prescribed under paragraph (a) has been complied with:

(d) prescribing, for the purposes of paragraphs (a) to (c), the form and manner of testing or verifying the energy performance of energy-using products and services, including vehicles:

(e) requiring, for the purposes of paragraphs (a) to (c), specified classes of persons to certify, in the prescribed form and manner, as to the energy performance of energy-using products and services, including vehicles:

(f) requiring specified classes of persons to supply prescribed information to the Authority for the purpose of compiling statistics on energy efficiency, energy conservation, and the use of renewable sources of energy:

(g) prescribing offences in respect of the contravention of, or non-compliance with, any provision of any regulations made under this section:

(h) prescribing the amount of the fines that may be imposed in respect of any offences against any regulation made under this section, which fines must be an amount not exceeding $10,000.

(2) Before making regulations under this section, the Minister must—

(a) publicly notify the proposal to make the regulations; and

(b) give interested persons a reasonable time, which must be specified in the notice published under paragraph (a), to make submissions on the proposed regulations; and

(c) consult with such persons as the Minister in each case considers appropriate.

(3) Regulations under this section are secondary legislation (*see* Part 3 of the Legislation Act 2019 for publication requirements).

Legislation Act 2019 requirements for secondary legislation made under this section		
Publication	PCO must publish it on the legislation website and notify it in the *Gazette*	LA19 s 69(1)(c)
Presentation	The Minister must present it to the House of Representatives	LA19 s 114, Sch 1 cl 32(1)(a)
Disallowance	It may be disallowed by the House of Representatives	LA19 ss 115, 116

This note is not part of the Act.

Section 36(1)(ba): inserted, on 23 February 2022, by section 24 of the Land Transport (Clean Vehicles) Amendment Act 2022 (2022 No 2).

Section 36(3): inserted, on 28 October 2021, by section 3 of the Secondary Legislation Act 2021 (2021 No 7).

37 Incorporation of material by reference

[Repealed]

Section 37: repealed, on 30 May 2017, by section 140 of the Regulatory Systems (Commercial Matters) Amendment Act 2017 (2017 No 12).

38 Confidentiality of information

(1) This section applies to information supplied to the Authority in accordance with regulations made under section 36(1)(f).

(2) The information may be used only for statistical purposes.

(3) Subject to subsection (5), no person, other than an employee of the Authority, may be permitted to see information that relates to a particular person, except for the purposes of a prosecution or proposed prosecution against regulations made under section 36.

(4) Except for the purposes of a prosecution or proposed prosecution against regulations made under section 36, information that is not particular to any one person—

(a) may be disclosed only to—

(i) an employee of the Authority; or

(ii) a person to whom the information relates; and

(b) may be published only in accordance with subsection (5).

(5) The Authority may publish statistical information only if it is arranged in such a manner as to prevent any information published from being identifiable by any person (other than the person who supplied the information) as information relating to a particular person, unless—

(a) that person has consented to the publication of the information in that manner, or has already permitted its publication in that manner; or

(b) the publication of the information in that manner could not reasonably have been foreseen by the Authority or any employee of the Authority.

(5A) Nothing in this section limits or prevents the provision of information to the Government Statistician for the production of official statistics or research under the Data and Statistics Act 2022.

(6) Nothing in the Official Information Act 1982 or the Privacy Act 2020 requires the Authority to disclose information to which this section applies.

Section 38(5A): inserted, on 1 September 2022, by section 107(1) of the Data and Statistics Act 2022 (2022 No 39).

Section 38(6): amended, on 1 December 2020, by section 217 of the Privacy Act 2020 (2020 No 31).

39 Offence

Every person commits an offence and is liable on conviction to a fine not exceeding $10,000 who, without lawful excuse, publishes or discloses, otherwise than in accordance with section 38, any information to which that section applies.

Section 39: amended, on 1 July 2013, by section 413 of the Criminal Procedure Act 2011 (2011 No 81).

Related amendments to other Acts

[Repealed]

Heading: repealed, on 25 January 2005, pursuant to section 200 of the Crown Entities Act 2004 (2004 No 115).

40 Amendment to Ombudsmen Act 1975

[Repealed]

Section 40: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

41 Amendment to Official Information Act 1982

[Repealed]

Section 41: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

42 Amendment to Public Finance Act 1989

[Repealed]

Section 42: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Schedule
Provisions relating to Authority

s 31

Remuneration and expenses

[Repealed]

Heading: repealed, on 25 January 2005, pursuant to section 200 of the Crown Entities Act 2004 (2004 No 115).

1 Remuneration and expenses of members

[Repealed]

Schedule clause 1: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Meetings

[Repealed]

Heading: repealed, on 25 January 2005, pursuant to section 200 of the Crown Entities Act 2004 (2004 No 115).

2 Time and place of meetings

[Repealed]

Schedule clause 2: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

3 Special meetings

[Repealed]

Schedule clause 3: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

4 Quorum

[Repealed]

Schedule clause 4: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

5 Consensus

[Repealed]

Schedule clause 5: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

6 Resolutions

[Repealed]

Schedule clause 6: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

7 Teleconference meeting

[Repealed]

Schedule clause 7: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

8 Procedure

[Repealed]

Schedule clause 8: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Disclosure of interest

[Repealed]

Heading: repealed, on 25 January 2005, pursuant to section 200 of the Crown Entities Act 2004 (2004 No 115).

9 Obligation to disclose pecuniary interest

[Repealed]

Schedule clause 9: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

10 Pecuniary interest

[Repealed]

Schedule clause 10: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

11 Disclosure to Minister or chairperson

[Repealed]

Schedule clause 11: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

12 Disclosure to meeting

[Repealed]

Schedule clause 12: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

13 Quorum

[Repealed]

Schedule clause 13: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

14 Power of Minister to waive or modify

[Repealed]

Schedule clause 14: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

15 Obligation to notify House of Representatives if power to waive or modify is exercised

[Repealed]

Schedule clause 15: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Provision of services by the Crown

[Repealed]

Heading: repealed, on 25 January 2005, pursuant to section 200 of the Crown Entities Act 2004 (2004 No 115).

16 Crown may provide services for Authority

[Repealed]

Schedule clause 16: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Committees and delegation

[Repealed]

Heading: repealed, on 25 January 2005, pursuant to section 200 of the Crown Entities Act 2004 (2004 No 115).

17 Committees

[Repealed]

Schedule clause 17: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

18 Delegation of functions and powers

[Repealed]

Schedule clause 18: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

19 Exercise of functions and powers under delegation

[Repealed]

Schedule clause 19: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Documents

[Repealed]

Heading: repealed, on 25 January 2005, pursuant to section 200 of the Crown Entities Act 2004 (2004 No 115).

20 Execution of documents

[Repealed]

Schedule clause 20: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Employment

21 Chief executive

(1) The Authority must appoint a chief executive to be responsible for the efficient and effective administration of the affairs of the Authority.

(2) The chief executive must not be a member of the Authority.

(3) Section 117 of the Crown Entities Act 2004 applies to the appointment of a chief executive under this clause.

(4) *[Repealed]*

Schedule clause 21(3): substituted, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Schedule clause 21(4): repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

22 Appointment of employees

[Repealed]

Schedule clause 22: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

23 Liability of members and employees

[Repealed]

Schedule clause 23: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

24 Personnel policy

[Repealed]

Schedule clause 24: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

25 Equal employment opportunities programme

[Repealed]

Schedule clause 25: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

26 Superannuation or retiring allowances

(1) *[Repealed]*

(2) Despite anything in this Act, a person who, immediately before becoming an employee of the Authority, was a contributor to the Government Superannuation Fund under Part 2 or Part 2A of the Government Superannuation Fund Act 1956 is, for the purposes of that Act, deemed to be employed in the Government service so long as that person continues to be an employee of the Authority; and that Act applies to that person in all respects as if that person's service as an employee of the Authority were Government service.

(3) Nothing in subclause (2) entitles a person to become a contributor to the Government Superannuation Fund after that person has once ceased to be a contributor.

(4) For the purposes of applying the Government Superannuation Fund Act 1956 in accordance with subclause (2), the term **controlling authority**, in relation to that employee, means the Authority.

Schedule clause 26(1): repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

27 Employees not in service of the Crown

[Repealed]

Schedule clause 27: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

28 Consultants, agents, etc

[Repealed]

Schedule clause 28: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Financial provisions

[Repealed]

Heading: repealed, on 25 January 2005, pursuant to section 200 of the Crown Entities Act 2004 (2004 No 115).

29 Funds of Authority

[Repealed]

Schedule clause 29: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

30 Bank accounts

[Repealed]

Schedule clause 30: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

31 Power to borrow

[Repealed]

Schedule clause 31: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

32 Investment of money

[Repealed]

Schedule clause 32: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

33 Expenditure not otherwise authorised

[Repealed]

Schedule clause 33: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

34 Auditor-General to be auditor of Authority

[Repealed]

Schedule clause 34: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Application of Public Records Act 2005

[Repealed]

Heading: amended, on 21 April 2005, by section 67(1) of the Public Records Act 2005 (2005 No 40).

Heading: repealed, on 25 January 2005, pursuant to section 200 of the Crown Entities Act 2004 (2004 No 115).

35 Public Records Act 2005 to apply

[Repealed]

Schedule clause 35: repealed, on 25 January 2005, by section 200 of the Crown Entities Act 2004 (2004 No 115).

Schedule clause 35 heading: amended, on 21 April 2005, by section 67(1) of the Public Records Act 2005 (2005 No 40).

Notes

1 General

This is a consolidation of the Energy Efficiency and Conservation Act 2000 that incorporates the amendments made to the legislation so that it shows the law as at its stated date.

2 Legal status

A consolidation is taken to correctly state, as at its stated date, the law enacted or made by the legislation consolidated and by the amendments. This presumption applies unless the contrary is shown.

Section 78 of the Legislation Act 2019 provides that this consolidation, published as an electronic version, is an official version. A printed version of legislation that is produced directly from this official electronic version is also an official version.

3 Editorial and format changes

The Parliamentary Counsel Office makes editorial and format changes to consolidations using the powers under subpart 2 of Part 3 of the Legislation Act 2019. See also PCO editorial conventions for consolidations.

4 Amendments incorporated in this consolidation

Resource Management (Natural and Built Environment and Spatial Planning Repeal and Interim Fast-track Consenting) Act 2023 (2023 No 68): section 6

Data and Statistics Act 2022 (2022 No 39): section 107(1)

Land Transport (Clean Vehicles) Amendment Act 2022 (2022 No 2): section 24

Secondary Legislation Act 2021 (2021 No 7): section 3

Privacy Act 2020 (2020 No 31): section 217

Regulatory Systems (Commercial Matters) Amendment Act 2017 (2017 No 12): section 140

Criminal Procedure Act 2011 (2011 No 81): section 413

Public Records Act 2005 (2005 No 40): section 67(1)

Crown Entities Act 2004 (2004 No 115): section 200

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