Reprint
as at 12 December 2012

Subordinate Legislation (Confirmation and Validation) Act 2011

Public Act	2011 No 96
Date of assent	17 October 2011
Commencement	see section 2

Subordinate Legislation (Confirmation and Validation) Act 2011: repealed, on 12 December 2012, by section 6 of the Subordinate Legislation (Confirmation and Validation) Act 2012 (2012 No 97).

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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.

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The Parliament of New Zealand enacts as follows:

1 Title

This Act is the Subordinate Legislation (Confirmation and Validation) Act 2011.

2 Commencement

This Act comes into force on the day after the date on which it receives the Royal assent.

Part 1
General and technical provisions

3 Purpose of this Act

The purpose of this Act is to prevent the lapse (expiry or deemed revocation) of certain subordinate legislation that, by virtue of the Acts under which it is made, lapses at a stated time unless earlier confirmed or validated by Act of Parliament.

4 Validations to prevent expiry do not cure invalidity, etc

In the light of their purpose, the validations effected by sections 10, 11, and 12 do not—

(a) express an intention to give legislative force to the provisions of the enactments validated; or

(b) apply to any reason for invalidating any of those enactments; or

(c) override any presumption that would otherwise apply to any of those enactments.

5 Act binds the Crown

This Act binds the Crown.

6 Repeal

The Subordinate Legislation (Confirmation and Validation) Act 2010 (2010 No 127) is repealed.

Part 2
Confirmations and validations

7 Commodity Levies Act 1990

The following orders are confirmed:

(a) Commodity Levies (Eggs) Order 2010 (SR 2010/391):

(b) Commodity Levies (Tamarillos) Order 2010 (SR 2010/459).

8 Customs and Excise Act 1996

The following orders are confirmed:

(a) Customs Import Prohibition (Trout) Order 2010 (SR 2010/357):

(b) Customs Export Prohibition (Livestock for Slaughter) Order 2010 (SR 2010/396):

(c) Excise and Excise-equivalent Duties (Tobacco Products Indexation and Separate 10% Increase) Amendment Order 2010:

(d) Excise and Excise-equivalent Duties Table (Alcoholic Beverages Indexation) Amendment Order 2011:

(e) Customs Export Prohibition Order 2011 (SR 2011/235):

(f) Customs Import Prohibition Order 2011 (SR 2011/236).

9 Land Transport Act 1998

The Land Transport (Motor Vehicle Registration and Licensing) Regulations 2011 (SR 2011/79) are confirmed.

10 New Zealand Superannuation and Retirement Income Act 2001 and Social Security Act 1964

The Social Security (Rates of Benefits and Allowances) Order 2011 (SR 2011/16) is validated and confirmed.

11 Tariff Act 1988

The Tariff (New Zealand–Hong Kong, China Closer Economic Partnership Agreement) Amendment Order 2010 is validated and confirmed.

12 War Pensions Act 1954

The War Pensions (Rates of Pensions, Lump Sum Payments, and Allowances) Order 2011 (SR 2011/11) is validated and confirmed.

13 Wine Act 2003

The Wine (Grape Wine Levy) Order 2010 (SR 2010/460) is confirmed.

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Notes

1 General

This is a reprint of the Subordinate Legislation (Confirmation and Validation) Act 2011. The reprint incorporates all the amendments to the Act as at 12 December 2012, 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)

Subordinate Legislation (Confirmation and Validation) Act 2012 (2012 No 97): section 6

Wellington, New Zealand:
Published under the authority of the New Zealand Government—2012