

## **Electricity Amendment Bill (No 3)**

Government Bill

As reported from the committee of the whole  
House

This bill was formerly part of the New Zealand-China Free Trade Agreement Bill as reported from the Foreign Affairs, Defence and Trade Committee. The committee of the whole House has amended the bill and has divided it into the following bills:

- Tariff Amendment Bill comprising Part 1
  - Customs and Excise Amendment Bill (No 4) comprising Part 2
  - Radiocommunications Amendment Bill (No 5) comprising Part 3 and the Schedule
  - Fair Trading Amendment Bill (No 2) comprising Part 4
  - This bill comprising Part 5.
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Electricity Amendment Bill (No 3)

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**Key to symbols used in reprinted bill**

**As reported from the committee of the whole  
House**

text inserted

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*Hon Phil Goff*

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Government Bill

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**The Parliament of New Zealand enacts as follows:**

- 1 Title**  
This Act is the Electricity Amendment Act (No 3) **2008**.
  
- 2 Commencement**  
This Act comes into force on the day after the date on which it receives the Royal assent. 5
  
- . . . . .

- 24 Principal Act amended**  
**This Part** amends the Electricity Act 1992.
- 25 Purpose**  
**This Part** amends the principal Act to implement Annex 14 of the Free Trade Agreement between the Government of New Zealand and the Government of the People’s Republic of China done at Beijing on 7 April 2008, namely the Agreement between the Government of New Zealand and the Government of the People’s Republic of China on Cooperation in the Field of Conformity Assessment in Relation to Electrical and Electronic Equipment and Components.
- 26 Long Title amended**  
The Long Title is amended by inserting the following paragraph after paragraph (c):  
“(ca) to provide for the regulation of fittings and electrical appliances that are, or may be, exported pursuant to an international trade instrument; and”.
- 27 Purposes**  
Section 1A is amended by adding the following paragraph after paragraph (d):  
“(da) to provide for the regulation of fittings and electrical appliances that are, or may be, exported pursuant to an international trade instrument; and”.
- 28 Regulations**
- (1) Section 169(1)(2)(b) is amended by—
- (a) inserting “exportation from New Zealand pursuant to the Conformity Cooperation Agreement,” after “importation,”; and
- (b) adding “(including fittings and electrical appliances intended to be used in China after their exportation from New Zealand pursuant to the Conformity Cooperation Agreement)”.
- (2) Section 169(1)(2)(c) is amended by—

- (a) inserting “exportation from New Zealand pursuant to the Conformity Cooperation Agreement,” after “importation,”; and
- (b) adding “(including fittings and electrical appliances intended to be used in China after their exportation from New Zealand pursuant to the Conformity Cooperation Agreement)”.
- (3) Section 169(1) is amended by inserting the following paragraph after paragraph (7):
- “(7A) providing that fittings or electrical appliances that are, or may be, exported from New Zealand pursuant to the Conformity Cooperation Agreement must comply with requirements relating to the preservation of the quality of electricity supplied in China:”.
- (4) Section 169(1)(8) is amended by inserting the following subparagraph after subparagraph (a):
- “(aa) in cases of urgency, to issue, in such manner as may be prescribed, instructions, orders, or requirements for securing the protection of persons from injuries caused, directly or indirectly, by electricity to the extent that such injuries are caused by fittings or electrical appliances that are, or may be, exported pursuant to the Conformity Cooperation Agreement:
- Provided that any such instruction, order, or requirement must remain in force for such period, not exceeding 6 months, as may be determined by the Secretary or until its earlier revocation by the Secretary:”.
- (5) Section 169(1)(8)(c) is amended by adding “(including fittings or electrical appliances that are, or may be, exported from New Zealand pursuant to the Conformity Cooperation Agreement)”.
- (5A) Section 169 is amended by inserting the following subsection after subsection (2B):
- “(2C) In subsections (2), (2A), and (2B), **official standard** may be treated as including, for the purposes of **subsections (1)(2)(b) and (c), (7A), and (8)(aa) and (c)**, the Conformity Cooperation Agreement (including any amendments made to that agreement in accordance with it) and any standards or rules referred to in the Conformity Cooperation Agreement.”

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- (6) Section 169 is amended by adding the following subsection:  
“(5) In this section, **Conformity Cooperation Agreement** means the Agreement between the Government of New Zealand and the Government of the People’s Republic of China on Cooperation in the Field of Conformity Assessment in Relation to Electrical and Electronic Equipment and Components, which is Annex 14 of the Free Trade Agreement between the Government of New Zealand and the Government of the People’s Republic of China done at Beijing on 7 April 2008.”

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**Legislative history**

23 July 2008

Divided from New Zealand-China Free Trade Agreement Bill (Bill 210–1) by committee of the whole House as Bill 210–2E

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