

# House of Representatives

# Supplementary Order Paper

Wednesday, 17 November 2021

## Crown Minerals (Decommissioning and Other Matters) Amendment Bill

### *Proposed amendments*

Barbara Kuriger, in Committee, to move the following amendments:

#### *Clause 17*

In *clause 17*, delete *subpart 3 of Part 1B* (page 43, line 13 to page 47, line 30).

In *clause 17*, new section 89ZZO(1)(a), delete *subparagraph (iv)* (page 54, lines 37 and 38).

#### *Clause 19*

In *clause 19(4)*, new section 90(11)(a), replace “**89ZF, 89ZR, and 89ZS**” (page 59, line 16) with “**and 89ZF**”.

#### *Clause 20*

In *clause 20(2)*, delete “**89ZR, 89ZS,**” (page 59, line 21).

### Explanatory note

This Supplementary Order Paper amends the Crown Minerals (Decommissioning and Other Matters) Amendment Bill to entirely remove the post-decommissioning fund.

The fund was entered into the legislation without consultation, and without a cost-benefit analysis or evidence of a problem it seeks to solve. The fund ignores the “polluter pays” principle, as a levy is imposed on all permit holders regardless of their actions or risk profile. The “polluter pays” principle is foundational for environmental law in New Zealand. It creates a perverse incentive for companies to act within the bare minimum legally mandated scope of decommissioning, as they will still pay for decommissioning failures.

**Proposed amendments to  
Crown Minerals (Decommissioning and Other Matters)  
Amendment Bill**

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