

23 March 2016

Hon Christopher Finlayson QC, Attorney-General

Consistency with the New Zealand Bill of Rights Act 1990: Statutes Repeal Bill

1. In accordance with current arrangements, we have considered the non-Justice items in the Statutes Repeal Bill ('the Bill') for consistency with the rights and freedoms affirmed in the New Zealand Bill of Rights Act 1990 ('the Bill of Rights Act'). The Crown Law Office has considered the Justice items in the Bill.
2. This Bill is an omnibus bill that repeals or partially repeals 132 Acts that are no longer needed because they no longer have any actual effect, have very limited effect, or are designed to achieve regulatory outcomes that are no longer relevant.
3. The Ministry of Justice and the Crown Law Office have concluded that the Bill appears to be consistent with the rights and freedoms affirmed in the Bill of Rights Act.

Acts considered by the Ministry of Justice

4. The Ministry of Justice have considered the proposed repeal or partial repeal of 117 pieces of legislation not administered by the Ministry and advise that they appear to be consistent with the Bill of Rights Act.

Acts considered by the Crown Law Office

5. The Crown Law Office has considered the proposed repeal or partial repeal of the following Acts, which are either administered by the Ministry of Justice or affect legislation administered, or powers and functions performed, by the Ministry:
 - Administration of Community Sentences and Orders Act 2013, s 45(1)
 - Church Property Trust (Canterbury) Amendment Act 1951
 - Church Property Trustees (Canterbury) Indemnity Act 1890
 - Consolidated Statutes Enactment Act 1908
 - Licensing Fund Act 1989
 - Local Restoration Polls Act 1990
 - Mortgagors and Lessees Rehabilitation Act 1936
 - Mount Albert Licensing Trust Dissolution Act 1986
 - Official Information Act 1982, Schedule 1 - repeal of item relating to the Sentencing Council
 - Parole Amendment Act 2007, ss4(1),(3), (7), 16, 48, 49, 67
 - Public Safety Conservation Act Repeal Act 1987
 - Public Service Investment Society Management Act (No 2) 1979
 - Sentencing Amendment Act 2007, ss 5, 6(1), 12, 15, 45, 46, 49(1), (2), (5), 52 - 54
 - Sentencing Council Act 2007

- Statutes Repeal Act 1907.

Conclusion

6. We have concluded that the Bill appears to be consistent with the rights and freedoms affirmed in the Bill of Rights Act.



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