

# Subordinate Legislation (Confirmation and Validation) Bill (No.2)

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7 August 2003

Attorney-General

## LEGAL ADVICE

### SUBORDINATE LEGISLATION (CONFIRMATION AND VALIDATION) BILL (NO 2): CONSISTENCY WITH THE NEW ZEALAND BILL OF RIGHTS ACT 1990

1. We have considered whether the Subordinate Legislation (Confirmation and Validation) Bill (No 2) (PCO 5347/4) ("the Bill") is consistent with the New Zealand Bill of Rights Act 1990 (the "Bill of Rights Act"). We understand that Cabinet Legislation Committee will consider the Bill at its meeting on Thursday 14 August 2003.
2. We have concluded that the Bill does not appear to be inconsistent with the Bill of Rights Act.
3. The Bill confirms and validates certain subordinate legislation made under Acts that provide that subordinate legislation lapses after a specified time unless confirmed or validated by an Act of Parliament, and repeals the Subordinate Legislation (Confirmation and Validation) Act 2002 (2002 No 52).
4. For the purposes of this advice, we considered the consistency of the subordinate legislation with the Bill of Rights Act. The subordinate legislation does not appear to be inconsistent with the Bill of Rights Act.
5. In accordance with your instructions, a copy of this opinion is attached for referral to the Minister of Justice. A copy is also attached for referral to Hon Dr Michael Cullen, Leader of the House, if you agree.

Allison Bennett  
Principal Legal Adviser  
Office of Legal Counsel

Stuart Beresford  
Senior Legal Adviser  
Bill of Rights/Human Rights Team

cc Minister of Justice  
Leader of the House

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