
Tuesday, 20 July 2010

The House met at 2.00 pm.

Prayers

1 Papers

Four papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

2 Select committee reports

The presentation of 48 reports was announced.

The Limitation Bill was set down for second reading.

The following reports were set down for consideration:

- Visit of the Parliamentary Committee System Review Committee of the Queensland Parliament
- Report from the Controller and Auditor-General on Department of Corrections: Managing offenders on parole
- Report from the Controller and Auditor-General on Response of the New Zealand Police to the Commission of Inquiry into Police Conduct: First monitoring report

(*see* Schedule for select committee reports).

3 Introduction of bills

The introduction of the New Zealand Productivity Commission Bill was announced and the bill set down for first reading.

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 Application to debate a matter of urgent public importance

The Speaker notified the House that Hon Phil Goff had indicated his desire to move (for the purpose of debating the Government's announcement relating to mining in Schedule 4 of the conservation estate), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

The Speaker also notified the House that Hon Trevor Mallard had indicated his desire to move (for the purpose of debating the Government's reaction to the Department of Labour's Trial Employment Periods report), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

6 Government orders of the day

Governor-General Bill

The Governor-General Bill was read a first time and stood referred to a select committee.

Resolved, That the Government Administration Committee consider the Governor-General Bill, that the committee report finally to the House on or before 14 September 2010, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c) (*Hon Kate Wilkinson for Hon John Key*).

Government motion—Reserve Bank funding agreement

Resolved, That pursuant to section 161(2) of the Reserve Bank of New Zealand Act 1989, the House ratify the funding agreement entered into by the Minister of Finance and the Governor of the Reserve Bank of New Zealand pursuant to section 159 of that Act on 8 June 2010 and presented to the House on 18 June 2010 (*Hon Bill English*).

Residential Tenancies Amendment Bill

The House resumed the interrupted debate on the question, That the Residential Tenancies Amendment Bill be now read a third time.

The Residential Tenancies Amendment Bill was read a third time.

Electricity Industry Bill

Hon Gerry Brownlee moved, and the question was proposed, That the Electricity Industry Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 53

New Zealand Labour 43; Green Party 9; Progressive 1

Motion agreed to.

The Electricity Industry Bill was read a second time and set down for Committee stage next sitting day.

Infrastructure Bill

The Speaker declared the House in Committee for consideration of the Infrastructure Bill.

(In the Committee)

Part 1 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 115 (*Hon Bill English*).

Infrastructure Bill

Resolved, That the amendments be agreed to.

Resolved, That Part 1, as amended, stand part.

Part 2 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 115 (*Hon Bill English*).

Resolved, That the amendments be agreed to.

Resolved, That Part 2, as amended, stand part.

Part 3 read.

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Infrastructure Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

7 Adjournment

At 9.55 pm the House adjourned.

Wednesday, 21 July 2010

The House met at 2.00 pm.

Prayers

1 Petitions

The presentation of two petitions was announced (*see* Schedule for petitions presented).

2 Papers

The Speaker presented one paper (*see* Schedule for papers presented).

3 Questions for oral answer

Twelve questions to Ministers were answered.

4 Application to debate a matter of urgent public importance

The Speaker notified the House that Hon Trevor Mallard had indicated his desire to move (for the purpose of debating the Government's announcement of the next step towards a public-private partnership for building and maintaining some new school property), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

5 General debate

Hon Phil Goff moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

6 Private and local orders of the day**Rodney District Council Bill**

Darien Fenton moved, and the question was proposed, That the Rodney District Council Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 58

New Zealand Labour 43; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Motion not agreed to.

7 Members' orders of the day

Public Works (Offer Back of and Compensation for Acquired Land) Amendment Bill

Te Ururoa Flavell moved, and the question was proposed, That the Public Works (Offer Back of and Compensation for Acquired Land) Amendment Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 14

Green Party 9; Māori Party 5

Noes 108

New Zealand National 58; New Zealand Labour 43; ACT New Zealand 5; Progressive 1; United Future 1

Motion not agreed to.

Consumer Guarantees Amendment Bill

The House resumed the interrupted debate on the question, That the Consumer Guarantees Amendment Bill be now read a first time.

The Consumer Guarantees Amendment Bill was read a first time and stood referred to a select committee.

Resolved, That the Commerce Committee consider the bill (*Dr Jackie Blue*).

Credit Reforms (Responsible Lending) Bill

Carol Beaumont moved, and the question was proposed, That the Credit Reforms (Responsible Lending) Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 59

New Zealand Labour 43; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Noes 63

New Zealand National 58; ACT New Zealand 5

Motion not agreed to.

Resource Management (Enhancement of Iwi Management Plans) Amendment Bill

Hon Nanaia Mahuta moved, and the question was proposed, That the Resource Management (Enhancement of Iwi Management Plans) Amendment Bill be now read a first time.

8 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Thursday, 22 July 2010

The House met at 2.00 pm.

Prayers

1 Business statement

The Leader of the House made a statement relating to the business of the House.

2 Select committee reports

The presentation of two reports was announced (*see* Schedule for select committee reports).

3 Questions for oral answer

Twelve questions to Ministers were answered.

4 Government orders of the day**Food Bill**

The Food Bill was read a first time and stood referred to a select committee.

Resolved, That the Food Bill be considered by the Primary Production Committee (*Hon Kate Wilkinson*).

New Zealand Productivity Commission Bill

Hon Bill English moved, and the question was proposed, That the New Zealand Productivity Commission Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 113

New Zealand National 58; New Zealand Labour 43; ACT New Zealand 5; Māori Party 5; Progressive 1; United Future 1

Noes 9

Green Party 9

Motion agreed to.

The New Zealand Productivity Commission Bill was read a first time and stood referred to a select committee.

Resolved, That the Commerce Committee consider the New Zealand Productivity Commission Bill, that the committee report finally to the House on or before 22 November 2010, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c) (*Hon John Carter for Hon Bill English*).

Infrastructure Bill

The Speaker declared the House in Committee for further consideration of the Infrastructure Bill.

(In the Committee)

Part 3 read again.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 151 (*Hon Bill English*).

Resolved, That the amendments be agreed to.

Resolved, That Part 3, as amended, stand part.

Part 4 read.

At 5.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Infrastructure Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

5 Adjournment

At 5.55 pm the House adjourned.

Tuesday, 27 July 2010

The House met at 2.00 pm.

Karakia

1 Select committee reports

The presentation of seven reports was announced.

The following bills were set down for second reading:

- Tariff (New Zealand-Hong Kong, China Closer Economic Partnership Agreement) Amendment Bill
- Trans-Tasman Proceedings Bill.

The following reports were set down for consideration:

- Draft annual plan of the Controller and Auditor-General 2010/11 and Draft statement of intent of the Controller and Auditor-General 2010–13
- Report from the Controller and Auditor-General on The Auditor-General's views on setting financial reporting standards for the public sector
- Report from the Controller and Auditor-General on Ministry of Health: Monitoring the progress of the Primary Health Care Strategy
- Report from the Controller and Auditor-General on Performance audits from 2008: Follow-up report
- Visit of His Excellency Mr Uong Chu Luu, Vice President of the National Assembly of the Socialist Republic of Viet Nam

(see Schedule for select committee reports).

2 Questions for oral answer

Twelve questions to Ministers were answered.

3 Government orders of the day**Appropriation (2010/11 Estimates) Bill**

The Speaker declared the House in Committee for consideration of the Appropriation (2010/11 Estimates) Bill.

(In the Committee)

Resolved, That Vote Office of the Clerk stand part of the Schedule.

Resolved, That Vote Parliamentary Service stand part of the Schedule.

Resolved, That Vote Audit stand part of the Schedules.

Resolved, That Vote Ombudsmen stand part of the Schedule.

Resolved, That Vote Parliamentary Commissioner for the Environment stand part of the Schedule.

Appropriation (2010/11 Estimates) Bill

Resolved, That Vote Communications Security and Intelligence stand part of the Schedule.

Resolved, That Vote Ministerial Services stand part of the Schedule.

Resolved, That Vote Prime Minister and Cabinet stand part of the Schedule.

Resolved, That Vote Security Intelligence stand part of the Schedule.

Resolved, That Vote Tourism stand part of the Schedule.

Resolved, That Vote Finance stand part of the Schedule.

Resolved, That Vote Economic Development stand part of the Schedules.

Resolved, That Vote Energy stand part of the Schedules.

Resolved, That Vote Commerce stand part of the Schedule.

Resolved, That Vote Justice stand part of the Schedule.

Resolved, That Vote State-Owned Enterprises stand part of the Schedule.

Resolved, That Vote Health stand part of the Schedule.

Resolved, That Vote State Services stand part of the Schedule.

Resolved, That Vote ACC stand part of the Schedule.

Resolved, That Vote Climate Change stand part of the Schedules.

Resolved, That Vote Environment stand part of the Schedule.

Resolved, That Vote Corrections stand part of the Schedule.

Resolved, That Vote Police stand part of the Schedule.

Resolved, That Vote Serious Fraud Office stand part of the Schedule.

Resolved, That Vote Veterans' Affairs—Defence Force stand part of the Schedule.

Resolved, That Vote Veterans' Affairs—Social Development stand part of the Schedule.

Vote Education read.

Grant Robertson for Hon Trevor Mallard moved, That Vote Education be changed by omitting from Schedule 1 “1,364,193” from the item relating to “School Property Portfolio Management”, and substituting “1,364,593”, and also by omitting “17,610” from the item relating to “Schools Furniture and Equipment”, and substituting “17,210”.

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Appropriation (2010/11 Estimates) Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

4 Adjournment

At 9.55 pm the House adjourned.

Wednesday, 28 July 2010

The House met at 2.00 pm.

Karakia

1 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

2 Select committee reports

The presentation of one report was announced.

The report on the Visit of the Health Committee to Australia, 8–11 March 2010, was set down for consideration (*see* Schedule for select committee reports).

3 Questions for oral answer

Twelve questions to Ministers were answered.

4 General debate

Hon Tim Groser moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

5 Government orders of the day**Appropriation (2010/11 Estimates) Bill**

The Speaker declared the House in Committee for further consideration of the Appropriation (2010/11 Estimates) Bill.

(In the Committee)

Vote Education read again and the motion proposed thereto.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 53

New Zealand Labour 43; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Motion not agreed to.

Resolved, That Vote Education stand part of the Schedule.

Resolved, That Vote Education Review Office stand part of the Schedule.

Resolved, That Vote Arts, Culture and Heritage stand part of the Schedule.

Resolved, That Vote Attorney-General stand part of the Schedule.

Resolved, That Vote Parliamentary Counsel Office stand part of the Schedule.

Appropriation (2010/11 Estimates) Bill

Resolved, That Vote Treaty Negotiations stand part of the Schedule.

Resolved, That Vote Agriculture and Forestry stand part of the Schedules.

Resolved, That Vote Biosecurity stand part of the Schedule.

Resolved, That Vote Foreign Affairs and Trade stand part of the Schedule.

Resolved, That Vote Official Development Assistance stand part of the Schedule.

Resolved, That Vote Sport and Recreation stand part of the Schedule.

Resolved, That Vote Crown Research Institutes stand part of the Schedule.

Resolved, That Vote Defence stand part of the Schedule.

Resolved, That Vote Defence Force stand part of the Schedule.

Resolved, That Vote Research, Science and Technology stand part of the Schedule.

Resolved, That Vote Communications stand part of the Schedule.

Resolved, That Vote Transport stand part of the Schedule.

Resolved, That Vote Courts stand part of the Schedule.

Resolved, That Vote Pacific Island Affairs stand part of the Schedule.

Resolved, That Vote Employment stand part of the Schedule.

Resolved, That Vote Social Development stand part of the Schedule.

Resolved, That Vote Youth Development stand part of the Schedule.

Resolved, That Vote Fisheries stand part of the Schedule.

Resolved, That Vote Housing stand part of the Schedules.

Resolved, That Vote Women's Affairs stand part of the Schedule.

Resolved, That Vote Immigration stand part of the Schedule.

Resolved, That Vote Conservation stand part of the Schedule.

Resolved, That Vote Food Safety stand part of the Schedule.

On the question, That Vote Labour, Vote Customs, Vote Lands, Vote Statistics, Vote Emergency Management, Vote Racing, Vote Senior Citizens, Vote Internal Affairs, Vote National Archives, Vote National Library, Vote Local Government, Vote Consumer Affairs, Vote Māori Affairs, Vote Community and Voluntary Sector, Vote Revenue stand part of the Schedules, and the Preamble, clauses 1 to 12, and Schedules 1 to 7 stand part, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 53

New Zealand Labour 43; Green Party 9; Progressive 1

Resolved, That Vote Labour, Vote Customs, Vote Lands, Vote Statistics, Vote Emergency Management, Vote Racing, Vote Senior Citizens, Vote Internal Affairs, Vote National Archives, Vote National Library, Vote Local Government, Vote Consumer Affairs, Vote Māori Affairs, Vote Community and Voluntary Sector,

Appropriation (2010/11 Estimates) Bill

Vote Revenue stand part of the Schedules, and the Preamble, clauses 1 to 12, and Schedules 1 to 7 stand part.

The Chairperson announced that the bill would be reported without amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Appropriation (2010/11 Estimates) Bill without amendment.

On the question, That the report be adopted, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 53

New Zealand Labour 43; Green Party 9; Progressive 1

Motion agreed to.

The report was adopted and the Appropriation (2010/11 Estimates) Bill set down for third reading next sitting day.

Ngati Tuwharetoa, Raukawa, and Te Arawa River Iwi Waikato River Bill

Hon Tariana Turia for Hon Christopher Finlayson moved, and the question was proposed, That the Ngati Tuwharetoa, Raukawa, and Te Arawa River Iwi Waikato River Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 116

New Zealand National 57; New Zealand Labour 43; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Noes 5

ACT New Zealand 5

Motion agreed to.

The Ngati Tuwharetoa, Raukawa, and Te Arawa River Iwi Waikato River Bill was read a first time and stood referred to a select committee.

Resolved, That the Māori Affairs Committee consider the Ngati Tuwharetoa, Raukawa, and Te Arawa River Iwi Waikato River Bill, that the committee report finally to the House on or before 31 August 2010, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, on a Friday in a week in which there has been a sitting of the House, and outside the Wellington area during a sitting of the House, despite Standing Orders 187, 189(a), and 190(1)(b) and (c) (*Hon Tariana Turia for Hon Christopher Finlayson*).

Legislation Bill

Hon Christopher Finlayson moved, and the question was proposed, That the Legislation Bill be now read a first time.

6 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Thursday, 29 July 2010

The House met at 2.00 pm.

Karakia

1 Business statement

The Leader of the House made a statement relating to the business of the House.

2 Papers

The Speaker presented two papers (*see* Schedule for papers presented).

3 Select committee reports

The presentation of two reports was announced.

The following reports were set down for consideration:

- International treaty examination of the Convention on Jurisdiction, Applicable Law, Recognition, Enforcement and Co-operation in respect of Parental Responsibility and Measures for the Protection of Children
- International treaty examination of the Exchange of Letters Constituting an Agreement to Amend Article 3 (Rules of Origin) of the Australia New Zealand Closer Economic Relations Trade Agreement (ANZCERTA) and of the Agreement to Amend the Product Specific Rules in Annex G of the ANZCERTA

(*see* Schedule for select committee reports).

4 Introduction of bills

The introduction of the Parliamentary Service Amendment Bill was announced and the bill set down for first reading.

5 Questions for oral answer

Twelve questions to Ministers were answered.

6 Government orders of the day**Infrastructure Bill**

The Speaker declared the House in Committee for further consideration of the Infrastructure Bill.

(In the Committee)

Part 4 read again.

The following amendment was tabled:

Amendment to omit Part 4 (*Moana Mackey*).

Amendment ruled out of order as being a direct negation of the question.

The following amendment was put:

Clause 54, new section 277A:

To amend subsection (1) by omitting “a principal” and substituting “one” (*Moana Mackey*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

On the question, That Part 4 stand part, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Resolved, That Part 4 stand part.

Schedule read.

Resolved, That the Schedule stand part.

Clauses 1 and 2 read.

Resolved, That clause 1 stand part.

Resolved, That clause 2 stand part.

Resolved, That the bill be divided into four bills as set out on Supplementary Order Paper No 152 (*Hon Bill English*).

The Chairperson announced that the bill would be reported with amendment and divided into four bills.

Reporting of bills

The Speaker resumed the Chair, and the Chairperson reported the Infrastructure Bill with amendment and divided into the following bills:

- Utilities Access Bill
- Infrastructure (Amendments Relating to Utilities Access) Bill
- New Zealand Railways Corporation Amendment Bill
- Affordable Housing: Enabling Territorial Authorities Act Repeal Bill.

The report was adopted and the bills were set down for third reading next sitting day.

Insurance (Prudential Supervision) Bill

The Insurance (Prudential Supervision) Bill was read a second time and set down for Committee stage next sitting day.

Legislation Bill

The House resumed the interrupted debate on the question, That the Legislation Bill be now read a first time.

7 Adjournment

At 6.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Tuesday, 3 August 2010

The House met at 2.00 pm.

Prayers

1 Death of former member

The Speaker advised the House of the death on 30 July 2010 of Esme Irene Tombleson, QSO, CBE, who represented the electorate of Gisborne from 1960 to 1972.

The Speaker expressed on behalf of the House the sense of loss sustained and sympathy with the relatives of the late former member, and members stood and observed a period of silence as a mark of respect to her memory.

2 Introduction of distinguished visitor

The Speaker informed the House that Hon Dr Vivian Balakrishnan, Minister of Community Development, Youth and Sport of the Parliament of Singapore, was within the precincts of the Chamber.

The Minister was welcomed with applause and accorded a seat on the left of the Chair.

3 Select committee reports

The presentation of two reports was announced.

The Social Assistance (Future Focus) Bill was set down for second reading.

The report on the Report from the Controller and Auditor-General on Ministry of Education: Managing support for students with high special educational needs was set down for consideration (*see* Schedule for select committee reports).

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 Imprest Supply Bill

The Imprest Supply (Second for 2010/11) Bill was introduced, read a first time, and set down for second reading forthwith.

6 Government orders of the day**Appropriation (2010/11 Estimates) Bill and Imprest Supply (Second for 2010/11) Bill**

Hon Bill English moved, and the question was proposed, That the Appropriation (2010/11 Estimates) Bill be now read a third time and the Imprest Supply (Second for 2010/11) Bill be now read a second time.

On the question, That the Appropriation (2010/11 Estimates) Bill be now read a third time and the Imprest Supply (Second for 2010/11) Bill be now read a second time, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 4; Māori Party 5; United Future 1

Noes 53

New Zealand Labour 43; Green Party 9; Progressive 1

Motion agreed to.

The Appropriation (2010/11 Estimates) Bill was read a third time, and the Imprest Supply (Second for 2010/11) Bill was read a second time and set down for third reading forthwith.

The Imprest Supply (Second for 2010/11) Bill was read a third time.

Parliamentary Service Amendment Bill

The Parliamentary Service Amendment Bill was read a first time and stood referred to a select committee.

Resolved, That the Electoral Legislation Committee consider the Parliamentary Service Amendment Bill, that the committee report finally to the House on or before 12 November 2010, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c) (*Hon David Carter for Hon Gerry Brownlee*).

Utilities Access Bill, Infrastructure (Amendments Relating to Utilities Access) Bill, New Zealand Railways Corporation Amendment Bill, and Affordable Housing: Enabling Territorial Authorities Act Repeal Bill

Hon Bill English moved, and the question was proposed, That the Utilities Access Bill, Infrastructure (Amendments Relating to Utilities Access) Bill, New Zealand Railways Corporation Amendment Bill, and Affordable Housing: Enabling Territorial Authorities Act Repeal Bill be now read a third time.

The Utilities Access Bill was read a third time.

The Infrastructure (Amendments Relating to Utilities Access) Bill was read a third time.

The New Zealand Railways Corporation Amendment Bill was read a third time.

On the question, That the Affordable Housing: Enabling Territorial Authorities Act Repeal Bill be now read a third time, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 4; Māori Party 5; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Motion agreed to.

The Affordable Housing: Enabling Territorial Authorities Act Repeal Bill was read a third time.

Legislation Bill

The House resumed the interrupted debate on the question, That the Legislation Bill be now read a first time.

The Legislation Bill was read a first time and stood referred to a select committee.

Resolved, That the Regulations Review Committee consider the Legislation Bill (*Hon Christopher Finlayson*).

7 Adjournment

At 10.00 pm the House adjourned.

Wednesday, 4 August 2010

The House met at 2.00 pm.

Prayers

1 Government motion**Death of New Zealand soldier in Afghanistan and injuries to colleagues**

Resolved, That this House express its deepest sympathy and condolences to the family, friends and military colleagues of the New Zealand Army soldier killed in Afghanistan overnight, and his two injured colleagues (*Hon Gerry Brownlee*).

2 Papers

The Speaker presented one paper (*see* Schedule for papers presented).

3 Select committee reports

The presentation of one report was announced.

The report on the Complaint regarding the New Zealand (Mandatory Fortification of Bread with Folic Acid) Amendment Food Standard 2009 was set down for consideration (*see* Schedule for select committee reports).

4 Introduction of bills

The introduction of the Legal Services Bill was announced and the bill set down for first reading.

5 Questions for oral answer

Twelve questions to Ministers were answered.

6 General debate

Catherine Delahunty moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

7 Members' orders of the day**Resource Management (Enhancement of Iwi Management Plans) Amendment Bill**

The House resumed the interrupted debate on the question, That the Resource Management (Enhancement of Iwi Management Plans) Amendment Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 57

New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Motion not agreed to.

Ethical Investment (Crown Financial Institutions) Bill

Grant Robertson moved, and the question was proposed, That the Ethical Investment (Crown Financial Institutions) Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 58

New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Noes 63

New Zealand National 58; ACT New Zealand 5

Motion not agreed to.

Education (Board of Trustee Freedom) Amendment Bill

Hon Sir Roger Douglas moved, and the question was proposed, That the Education (Board of Trustee Freedom) Amendment Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 10

ACT New Zealand 5; Māori Party 5

Noes 111

New Zealand National 58; New Zealand Labour 42; Green Party 9; Progressive 1; United Future 1

Motion not agreed to.

Employment Relations (Probationary Period Repeal) Amendment Bill

Carmel Sepuloni moved, and the question was proposed, That the Employment Relations (Probationary Period Repeal) Amendment Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 57

New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Motion not agreed to.

Report of Finance and Expenditure Committee on Reserve Bank of New Zealand's financial stability report, May 2010

Craig Foss moved, and the question was proposed, That the House note the report of the Finance and Expenditure Committee on the Reserve Bank of New Zealand's financial stability report, May 2010.

8 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Thursday, 5 August 2010

The House met at 2.00 pm.

Prayers

1 Business statement

The Leader of the House made a statement relating to the business of the House.

2 Select committee reports

The presentation of two reports was announced.

The report on the Report from the Controller and Auditor-General on Response of the New Zealand Police to the Commission of Inquiry into Police Conduct: Second monitoring report was set down for consideration (*see* Schedule for select committee reports).

3 Introduction of bills

The introduction of the—

- Taxation (GST and Remedial Matters) Bill
- Animal Welfare (Treatment of Animals) Amendment Bill
- Shop Trading Hours Act Repeal (Waitaki Easter Trading) Amendment Bill
- Human Rights (Disability Commissioner) Amendment Bill—

was announced and the bills were set down for first reading.

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 Government orders of the day**Social Assistance (Future Focus) Bill**

Hon Paula Bennett moved, and the question was proposed, That the Social Assistance (Future Focus) Bill be now read a second time.

On the question, That the amendments recommended by the Social Services Committee by majority be agreed to, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 4; Māori Party 1 (*Turia*); United Future 1

Noes 55

New Zealand Labour 42; Green Party 9; Māori Party 3 (*Flavell, Harawira, Sharples*); Progressive 1

Resolved, That the amendments recommended by the Social Services Committee by majority be agreed to.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 4; Māori Party 1 (*Turia*); United Future 1

Noes 55

New Zealand Labour 42; Green Party 9; Māori Party 3 (*Flavell, Harawira, Sharples*); Progressive 1

The motion was agreed to.

The Social Assistance (Future Focus) Bill was read a second time.

The Social Assistance (New Work Tests, Incentives, and Obligations) Amendment Bill (formerly the Social Assistance (Future Focus) Bill) was set down for Committee stage next sitting day.

Government motion—appointments to Independent Police Conduct Authority

Hon Christopher Finlayson for Hon Simon Power moved, and the question was proposed, That pursuant to section 5 of the Independent Police Conduct Authority Act 1988 and section 32 of the Crown Entities Act 2004, this House recommend His Excellency the Governor-General appoint Ms Angela Irmgard Hauk-Willis and Ms Dianne Mary Macaskill as members of the Independent Police Conduct Authority, each for a term of three years, and appoint Mr Edward Richard Woods as a member of the Independent Police Conduct Authority for a term of two years.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 110

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 4; Māori Party 4; Progressive 1; United Future 1

Noes 9

Green Party 9

Resolved, That pursuant to section 5 of the Independent Police Conduct Authority Act 1988 and section 32 of the Crown Entities Act 2004, this House recommend His Excellency the Governor-General appoint Ms Angela Irmgard Hauk-Willis and Ms Dianne Mary Macaskill as members of the Independent Police Conduct Authority, each for a term of three years, and appoint Mr Edward Richard Woods as a member of the Independent Police Conduct Authority for a term of two years.

Arts Council of New Zealand Toi Aotearoa Bill

Hon Christopher Finlayson moved moved, and the question was proposed, That the Arts Council of New Zealand Toi Aotearoa Bill be now read a first time.

6 Adjournment

At 6.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Tuesday, 17 August 2010

The House met at 2.00 pm.

Prayers

1 Parliamentary membership

The Speaker advised the House that he had received a letter from the New Zealand Labour Party advising that Hon Chris Carter is no longer a member of the Labour Party for parliamentary purposes.

2 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

3 Select committee reports

The presentation of six reports was announced.

The Child and Family Protection Bill was set down for second reading.

The following reports were set down for consideration:

- Inquiry into the mid-term meeting of the Australasian Council of Public Accounts Committees (ACPAC), Hobart, Tasmania, 5 July 2010
- Briefing from See Here
- Interim report on the Search and Surveillance Bill

(*see* Schedule for select committee reports).

4 Introduction of bills

The introduction of the—

- Taxation (Income-sharing Tax Credit) Bill
- Holidays Amendment Bill
- Employment Relations Amendment Bill (No 2)—

was announced and the bills were set down for first reading.

5 Questions for oral answer

Twelve questions to Ministers were answered.

6 Applications to debate a matter of urgent public importance

The Speaker notified the House that Hon David Parker had indicated his desire to move (for the purpose of debating the announcement that people making new claims for ACC-funded counselling will now be able to access up to 16 hours with a counsellor), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

The Speaker also notified the House that Dr Kennedy Graham had indicated his desire to move (for the purpose of debating the revelation that New Zealand's Special Air Service may have been responsible, directly or indirectly, for the torture of prisoners in the Afghan National Directorate of Security), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

7 Government orders of the day

Social Assistance (New Work Tests, Incentives, and Obligations) Amendment Bill

The order of the day for the consideration in Committee of the Social Assistance (New Work Tests, Incentives, and Obligations) Amendment Bill was called.

Instruction to Committee

By leave, agreed that it be an instruction to the Committee of the whole House on the Social Assistance (New Work Tests, Incentives, and Obligations) Amendment Bill that it consider all of the provisions of the bill as one debate, with multiple calls for members, and the vote on each Part to be put at the conclusion of the debate before 10.00 pm.

The Speaker declared the House in Committee for consideration of the Social Assistance (New Work Tests, Incentives, and Obligations) Amendment Bill.

(In the Committee)

Clauses 1 and 2, Parts 1 to 5, and Schedules 1 to 3 read.

Resolved, That Part 1 stand part.

Resolved, That Part 2 stand part.

Resolved, That Part 3 stand part.

The following amendments were tabled:

Clause 13(3)(a):

To omit "\$100" and substitute "\$130" (*Hon Annette King*).

Clause 13(4)(a):

To omit "\$100" and substitute "\$130" (*Hon Annette King*).

Amendments ruled out of order as the Government had exercised its financial veto.

The following amendments were put:

Clause 13:

To insert the following subclause after subclause (6):

- (6A) Section 3(1) is amended by omitting "15" from the definition of **part-time work** and substituting "20".

(*Hon Annette King*)

Social Assistance (New Work Tests, Incentives, and Obligations) Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 9; Māori Party 4 (*Flavell, Harawira, Katene, Sharples*); Progressive 1

Noes 65

New Zealand National 58; ACT New Zealand 5; Māori Party 1 (*Turia*); United Future 1

Result altered by leave after originally being announced as Ayes 57, Noes 64.

Amendment not agreed to.

Clause 13:

To insert the following subclause after subclause (8):

(8A) Section 3(1) is amended by inserting the following definition in its appropriate alphabetical order:

suitable employment is work that a beneficiary is able to reasonably carry out, ensuring that—

- (a) a sole parent beneficiary, with a child no younger than 6, would not be required to undertake work or training to satisfy their work-test obligations outside of school hours; and
- (b) a Māori person either living in or returning to their papa kainga would still be entitled to a benefit even though there may be no work or training available to them in their papa kainga.

(*Hon Annette King*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 9; Māori Party 4 (*Flavell, Harawira, Katene, Sharples*); Progressive 1

Noes 65

New Zealand National 58; ACT New Zealand 5; Māori Party 1 (*Turia*); United Future 1

Result altered by leave after originally being announced as Ayes 57, Noes 64.

Amendment not agreed to.

Clause 13(8):

To omit this subclause (*Hon Annette King*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 9; Māori Party 4 (*Flavell, Harawira, Katene, Sharples*); Progressive 1

Noes 65

New Zealand National 58; ACT New Zealand 5; Māori Party 1 (*Turia*); United Future 1

Result altered by leave after originally being announced as Ayes 57, Noes 64.

Amendment not agreed to.

Clause 18:

To omit this clause (*Hon Annette King*).

Clause 20:

To omit this clause (*Hon Annette King*).

*Social Assistance (New Work Tests, Incentives, and Obligations) Amendment Bill**Clause 27:*

To omit this clause (*Hon Annette King*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 9; Māori Party 4 (*Flavell, Harawira, Katene, Sharples*); Progressive 1

Noes 65

New Zealand National 58; ACT New Zealand 5; Māori Party 1 (*Turia*); United Future 1

Result altered by leave after originally being announced as Ayes 57, Noes 64.

Amendments not agreed to.

Clause 27: new section 102:

To insert the following subclauses after subclause (2):

- (2A) The work test does not apply to a work-tested beneficiary if the chief executive is satisfied that the beneficiary is undertaking volunteer work, which if it was paid work, would satisfy the work test for that beneficiary.
- (2B) The work test does not apply to a work-tested beneficiary if the chief executive is satisfied that the beneficiary is in education or training as a way of improving their employment opportunities.

(*Hon Annette King*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 9; Māori Party 4 (*Flavell, Harawira, Katene, Sharples*); Progressive 1

Noes 65

New Zealand National 58; ACT New Zealand 5; Māori Party 1 (*Turia*); United Future 1

Result altered by leave after originally being announced as Ayes 57, Noes 65.

Amendment not agreed to.

Clause 27: new section 102:

To add the following subclause:

- (4) For clarity, suitable employment does not include work that—
 - (a) a sole parent beneficiary, with a child no younger than 6, would not be required to undertake work or training to satisfy their work-test obligations outside of school hours; and
 - (b) a Māori person either living in or returning to their papa kainga would still be entitled to a benefit even though there may be no work or training available to them in their papa kainga.

(*Hon Annette King*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 9; Māori Party 4 (*Flavell, Harawira, Katene, Sharples*); Progressive 1

Noes 65

New Zealand National 58; ACT New Zealand 5; Māori Party 1 (*Turia*); United Future 1

Result altered by leave after originally being announced as Ayes 57, Noes 65.

Amendment not agreed to.

*Social Assistance (New Work Tests, Incentives, and Obligations) Amendment Bill**Clause 27: new section 102:*

To insert the following subclauses after subclause (2):

- (2A) The work test does not apply to a work-tested beneficiary if the chief executive is satisfied that the beneficiary is undertaking volunteer work, which if it was paid work, would satisfy the work test for that beneficiary.
- (2B) The work test does not apply to a work-tested beneficiary if the chief executive is satisfied that the beneficiary is in education or training as a way of improving their employment opportunities.

To add the following subclauses:

- (4) The work test does not apply if the chief executive is satisfied that there is no suitable employment for the beneficiary.
- (5) For clarity, suitable employment does not include work that—
 - (a) a sole parent beneficiary, with a child no younger than 6, would not be required to undertake work or training to satisfy their work-test obligations outside of school hours; and
 - (b) a Māori person either living in or returning to their papa kainga would still be entitled to a benefit even though there may be no work or training available to them in their papa kainga.

(Hon Annette King)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 9; Māori Party 4 (*Flavell, Harawira, Katene, Sharples*); Progressive 1

Noes 65

New Zealand National 58; ACT New Zealand 5; Māori Party 1 (*Turia*); United Future 1

Result altered by leave after originally being announced as Ayes 57, Noes 65.

Amendment not agreed to.

Clause 27: new section 102A(1)(h):

To omit this paragraph *(Hon Annette King)*.

Clause 27: new section 102A:

To omit subsections (3) and (4) *(Hon Annette King)*.

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 9; Māori Party 4 (*Flavell, Harawira, Katene, Sharples*); Progressive 1

Noes 65

New Zealand National 58; ACT New Zealand 5; Māori Party 1 (*Turia*); United Future 1

Result altered by leave after originally being announced as Ayes 57, Noes 64.

Amendments not agreed to.

Clause 29:

To omit this clause *(Hon Annette King)*.

Clause 30:

To omit this clause *(Hon Annette King)*.

Social Assistance (New Work Tests, Incentives, and Obligations) Amendment Bill

Clause 31:

To omit this clause (*Hon Annette King*).

Clause 41:

To omit this clause (*Hon Annette King*).

Clause 42:

To omit this clause (*Hon Annette King*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 9; Māori Party 4 (*Flavell, Harawira, Katene, Sharples*); Progressive 1

Noes 65

New Zealand National 58; ACT New Zealand 5; Māori Party 1 (*Turia*); United Future 1

Result altered by leave after originally being announced as Ayes 64, Noes 57.

Amendments not agreed to.

On the question, That Part 4 stand part, the votes were recorded as follows:

Ayes 65

New Zealand National 58; ACT New Zealand 5; Māori Party 1 (*Turia*); United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 4 (*Flavell, Harawira, Katene, Sharples*); Progressive 1

Result altered by leave after originally being announced as Ayes 64, Noes 57.

Resolved, That Part 4 stand part.

On the question, That Part 5 stand part, the votes were recorded as follows:

Ayes 65

New Zealand National 58; ACT New Zealand 5; Māori Party 1 (*Turia*); United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 4 (*Flavell, Harawira, Katene, Sharples*); Progressive 1

Result altered by leave after originally being announced as Ayes 57, Noes 64.

Resolved, That Part 5 stand part.

The following amendments were put:

Schedule 1: Part 5:

To omit the item relating to section 88A.

To omit the item relating to section 104A(2)(c).

(*Hon Annette King*)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 9; Māori Party 4 (*Flavell, Harawira, Katene, Sharples*); Progressive 1

Noes 65

New Zealand National 58; ACT New Zealand 5; Māori Party 1 (*Turia*); United Future 1

Result altered by leave after originally being announced as Ayes 57, Noes 64.

Amendments not agreed to.

Social Assistance (New Work Tests, Incentives, and Obligations) Amendment Bill

Resolved, That Schedule 1 stand part.

Resolved, That Schedule 2 stand part.

Resolved, That Schedule 3 stand part.

The following amendments were tabled:

Clause 1:

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (Work Tests and Sanctions)”.

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (Find Work Even When There’s No Jobs)”.

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (Work is More Important than Childcare)”.

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (Work is More Important than Rehabilitation)”.

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (Penalties for Beneficiaries)”.

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (Lose Your Benefit After 4 Weeks)”.

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (Obligations and Sanctions)”.

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (Fulfilling National’s Campaign Promises)”.

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (Slogans Becoming Law)”.

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (Work is Your Only Option)”.

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (Work but You Can’t Train)”.

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (Job Seeker Agreement Repeal)”.

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (Every Government Department Consulted Opposed This for at Least One Reason)”.

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (Prepared Without Consulting the NGOs and Beneficiary Advocates)”.

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (Welfare Working Group’s Findings Irrelevant)”.

Social Assistance (New Work Tests, Incentives, and Obligations) Amendment Bill

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (Not Backed by Evidence, Research, Sector, or Government Departments)”.

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (Blaming Beneficiaries for the Recession)”.

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (Targeting Beneficiaries Instead of Creating Jobs)”.

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (I’ll Back Them All the Way)”.

To omit “Social Assistance (New Work Tests, Incentives, and Obligations)” and substitute “Social Assistance (Time to Step Up)”.

(Hon Annette King)

Amendments ruled out of order as not being serious amendments.

On the question, That clause 1 stand part, the votes were recorded as follows:

Ayes 65

New Zealand National 58; ACT New Zealand 5; Māori Party 1 (*Turia*); United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 4 (*Flavell, Harawira, Katene, Sharples*); Progressive 1

Resolved, That clause 1 stand part.

The following amendment was tabled:

Clause 2:

To omit this clause (*Hon Annette King*).

Amendment ruled out of order as being a direct negation of the question.

The following amendment was put:

Clause 2(3):

To omit “September 2010” and substitute “December 2015” (*Hon Annette King*).

Amendment not agreed to.

The following amendments were tabled:

Clause 2(3):

A further 59 amendments in the same member’s name to omit “September 2010” and substitute alternative months from January 2011 to October 2015 were ruled out of order as being the same in substance as a previous amendment that had been negated.

Social Assistance (New Work Tests, Incentives, and Obligations) Amendment Bill

On the question, That clause 2 stand part, the votes were recorded as follows:

Ayes 65

New Zealand National 58; ACT New Zealand 5; Māori Party 1 (*Turia*); United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 4 (*Flavell, Harawira, Katene, Sharples*); Progressive 1

Resolved, That clause 2 stand part.

Hon Paula Bennett moved, and the question was proposed, that the bill be divided as set out on Supplementary Order Paper No 153.

The following amendment was put:

New clause 1 relating to Part 3:

To omit “Amendment” from the part of the motion relating to the bill to be divided from Part 3 (*Hon Paula Bennett*).

Resolved, That the amendment be agreed to.

On the question, That the motion, as amended, be agreed to, the votes were recorded as follows:

Ayes 65

New Zealand National 58; ACT New Zealand 5; Māori Party 1 (*Turia*); United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 4 (*Flavell, Harawira, Katene, Sharples*); Progressive 1

Resolved, That the bill be divided into five bills as set out on Supplementary Order Paper No 153, as amended.

The Chairperson announced that the bill would be reported without amendment and divided into five bills.

Reporting of bills

The Speaker resumed the Chair, and the Chairperson reported the Social Assistance (New Work Tests, Incentives, and Obligations) Amendment Bill without amendment and divided into the following bills:

- Children, Young Persons, and Their Families Amendment Bill
- Education Amendment Bill (No 3)
- Taxation (Definitions of Dependent Child) Bill
- Social Security (New Work Tests, Incentives, and Obligations) Amendment Bill
- War Pensions Amendment Bill (No 3).

The report was adopted and the bills were set down for third reading next sitting day.

8 Adjournment

At 9.58 pm the House adjourned.

Wednesday, 18 August 2010

The House met at 2.00 pm.

Prayers

1 Introduction of distinguished visitor

The Speaker informed the House that Hon Bob Dadae, Minister for Defence from the National Parliament of the Independent State of Papua New Guinea, was within the precincts of the Chamber.

The Minister was welcomed with applause and accorded a seat on the left of the Chair.

2 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

3 Questions for oral answer

Twelve questions to Ministers were answered.

4 Debate on a matter of urgent public importance

The Speaker informed the House that he had accepted an application to debate a matter of urgent public importance.

Hon Darren Hughes moved (for the purpose of debating the resignation of the Minister of Consumer Affairs, Hon Heather Roy), That the House take note of a matter of urgent public importance.

The motion lapsed.

5 General debate

Hon Bill English moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

6 Government orders of the day

Children, Young Persons, and Their Families Amendment Bill, Education Amendment Bill (No 3), Taxation (Definitions of Dependent Child) Bill, Social Security (New Work Tests, Incentives, and Obligations) Amendment Bill, and War Pensions Amendment Bill (No 3)

Hon Paula Bennett moved, and the question was proposed, That the Children, Young Persons, and Their Families Amendment Bill, the Education Amendment Bill (No 3), the Taxation (Definitions of Dependent Child) Bill, the Social Security

(New Work Tests, Incentives, and Obligations) Amendment Bill, and the War Pensions Amendment Bill (No 3) be now read a third time.

On the question, That the bills be now read a third time, the votes were recorded as follows:

Ayes 65

New Zealand National 58; ACT New Zealand 5; Māori Party 1 (*Turia*); United Future 1

Noes 55

New Zealand Labour 42; Green Party 9; Māori Party 3 (*Flavell, Harawira, Katene*); Progressive 1

Motion agreed to.

The bills were read a third time.

Government motion—appointments to Electoral Commission

Resolved, That, pursuant to section 4D of the Electoral Act 1993 and section 32 of the Crown Entities Act 2004, this House recommend His Excellency the Governor-General appoint Hon Justice Sir John Hugh Williams as Chair of the Electoral Commission for a term of three years and Mr Robert Andrew Peden as Chief Electoral Officer and Chief Executive of the Electoral Commission for a term of five years (*Hon Simon Power*).

Arts Council of New Zealand Toi Aotearoa Bill

The House resumed the interrupted debate on the question, That the Arts Council of New Zealand Toi Aotearoa Bill be now read a first time.

The Arts Council of New Zealand Toi Aotearoa Bill was read a first time and stood referred to a select committee.

Resolved, That the Government Administration Committee consider the Arts Council of New Zealand Toi Aotearoa Bill, that the committee report finally to the House on or before 3 December 2010, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c) (*Hon David Carter for Hon Christopher Finlayson*).

Taxation (GST and Remedial Matters) Bill

Hon Peter Dunne moved, and the question was proposed, That the Taxation (GST and Remedial Matters) Bill be now read a first time.

7 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Thursday, 19 August 2010

The House met at 2.00 pm.

Prayers

1 Business statement

The Leader of the House made a statement relating to the business of the House.

2 Select committee reports

The presentation of two reports was announced (*see* Schedule for select committee reports).

3 Questions for oral answer

Twelve questions to Ministers were answered.

4 Government orders of the day**Employment Relations Amendment Bill (No 2)**

Hon Kate Wilkinson moved, and the question was proposed, That the Employment Relations Amendment Bill (No 2) be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1

Result corrected after originally being announced as Ayes 64, Noes 57.

Motion agreed to.

The Employment Relations Amendment Bill (No 2) was read a first time and stood referred to a select committee.

Hon Kate Wilkinson moved a motion nominating the select committee to consider the bill and including an instruction in respect of the committee's consideration of the bill.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1

Resolved, That the Transport and Industrial Relations Committee consider the Employment Relations Amendment Bill (No 2), that the committee report finally to the House on or before 5 November 2010, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, on a Friday in a week in which there has been a sitting of the House, and outside the Wellington

area during a sitting of the House, despite Standing Orders 187, 189(a), and 190(1)(b) and (c).

Taxation (GST and Remedial Matters) Bill

The House resumed the interrupted debate on the question, That the Taxation (GST and Remedial Matters) Bill be now read a first time.

The Taxation (GST and Remedial Matters) Bill was read a first time and stood referred to a select committee.

Hon Christopher Finlayson for Hon Peter Dunne moved a motion nominating the select committee to consider the bill and including an instruction in respect of the committee's consideration of the bill.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Result corrected after originally being announced as Ayes 69, Noes 52.

Resolved, That the Finance and Expenditure Committee consider the Taxation (GST and Remedial Matters) Bill, that the committee report finally to the House on or before 15 November 2010, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c).

Holidays Amendment Bill

Hon Kate Wilkinson moved, and the question was proposed, That the Holidays Amendment Bill be now read a first time.

5 Adjournment

At 6.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Tuesday, 24 August 2010

The House met at 2.00 pm.

Prayers

1 Correction of votes

The Speaker corrected the vote on the first reading of the Employment Relations Bill (No 2). The correct result is Ayes 64, Noes 56.

The Speaker also corrected the vote on the motion nominating a select committee to consider the Taxation (GST and Remedial Matters) Bill. The correct result is Ayes 68, Noes 52.

2 Petitions

The presentation of two petitions was announced (*see* Schedule for petitions presented).

3 Papers

Two papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

4 Select committee reports

The presentation of one report was announced.

The report on the International treaty examination of the Agreement between the Government of New Zealand and the Government of the Republic of Turkey for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income was set down for consideration (*see* Schedule for select committee reports).

5 Introduction of bills

The introduction of the—

- Geneva Conventions (Third Protocol—Red Crystal Emblem) Amendment Bill
- Identity Information Confirmation Bill
- State Sector Management Bill
- Manukau City Council (Regulation of Prostitution in Specified Places) Bill—

was announced and the bills were set down for first reading.

6 Questions for oral answer

Twelve questions to Ministers were answered.

Three questions to a member were answered.

7 Application to debate a matter of urgent public importance

The Speaker notified the House that Su'a William Sio had indicated his desire to move (for the purpose of debating the announcement from the Chief Executive of the Ministry of Pacific Island Affairs that a range of organisations will now be asked to bid for the \$4.8 million specifically earmarked in this year's Budget for the Pacific Economic Development Agency), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

8 Government orders of the day

Holidays Amendment Bill

The House resumed the interrupted debate on the question, That the Holidays Amendment Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Motion agreed to.

The Holidays Amendment Bill was read a first time and stood referred to a select committee.

Resolved, That the Transport and Industrial Relations Committee consider the Holidays Amendment Bill, that the committee report finally to the House on or before 5 November 2010, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, on a Friday in a week in which there has been a sitting of the House, and outside the Wellington area during a sitting of the House, despite Standing Orders 187, 189(a), and 190(1)(b) and (c) (*Hon Kate Wilkinson*).

9 Urgency

Hon Gerry Brownlee moved a motion to accord urgency to certain business.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Resolved, that urgency be accorded—

- the passing through their remaining stages of the Tariff (New Zealand–Hong Kong, China Closer Economic Partnership Agreement) Amendment Bill, the Trans-Tasman Proceedings Bill, and the Taxation (Annual Rates, Trans-Tasman Savings Portability, KiwiSaver, and Remedial Matters) Bill

- the first readings of the Legal Services Bill, the Misuse of Drugs Amendment Bill, and the Insolvency Practitioners Bill
- the passing through their remaining stages of the Limitation Bill, the Insurance (Prudential Supervision) Bill, the Motor Vehicle Sales Amendment Bill, the Privacy (Cross-border Information) Amendment Bill, the Trade Marks (International Treaties and Enforcement) Amendment Bill, and the Human Assisted Reproductive Technology (Storage) Amendment Bill, and any bills into which any of those bills may be divided
- the first reading of the Lawyers and Conveyancers Amendment Bill
- the second reading of the Antarctica (Environmental Protection: Liability Annex) Amendment Bill, and
- the second reading and remaining stages of the Inquiries Bill.

10 Business of the House

By leave, agreed that there be questions for oral answer at 2.00 pm on Wednesday, 25 August 2010 and Thursday, 26 August 2010, and that questions be lodged in the normal manner pursuant to Standing Order 372.

11 Government orders of the day—*continued*

Tariff (New Zealand–Hong Kong, China Closer Economic Partnership Agreement) Amendment Bill

Hon John Carter for Hon Tim Groser moved, and the question was proposed, That the Tariff (New Zealand–Hong Kong, China Closer Economic Partnership Agreement) Amendment Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 110

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 3 (*Flavell, Sharples, Turia*); Progressive 1; United Future 1

Noes 11

Green Party 9; Māori Party 2 (*Harawira, Katene*)

Motion agreed to.

The Tariff (New Zealand–Hong Kong, China Closer Economic Partnership Agreement) Amendment Bill was read a second time and set down for Committee stage forthwith.

The Speaker declared the House in Committee for consideration of the Tariff (New Zealand–Hong Kong, China Closer Economic Partnership Agreement) Amendment Bill.

(In the Committee)

Clauses 1 to 4 read.

On the question, That clauses 1 to 4 stand part, the votes were recorded as follows:

Ayes 110

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 3 (*Flavell, Sharples, Turia*); Progressive 1; United Future 1

Noes 8

Green Party 6; Māori Party 2 (*Harawira, Katene*)

Resolved, That clauses 1 to 4 stand part.

The Chairperson announced that the bill would be reported without amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Tariff (New Zealand–Hong Kong, China Closer Economic Partnership Agreement) Amendment Bill without amendment.

The report was adopted and the bill set down for third reading forthwith.

Hon Dr Jonathan Coleman for Hon Tim Groser moved, and the question was proposed, That the Tariff (New Zealand–Hong Kong, China Closer Economic Partnership Agreement) Amendment Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 110

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 3 (*Flavell, Sharples, Turia*); Progressive 1; United Future 1

Noes 9

Green Party 7; Māori Party 2 (*Harawira, Katene*)

Motion agreed to.

The Tariff (New Zealand–Hong Kong, China Closer Economic Partnership Agreement) Amendment Bill was read a third time.

Trans-Tasman Proceedings Bill

The Trans-Tasman Proceedings Bill was read a second time and set down for Committee stage forthwith.

The Speaker declared the House in Committee for consideration of the Trans-Tasman Proceedings Bill.

(In the Committee)

Part 1 read.

The sitting was suspended between 10.00 pm and 9.00 am.

Wednesday, 25 August 2010

Clauses 1 and 2, Parts 1 and 2, and Schedules 1 and 2 read.

Trans-Tasman Proceedings Bill

The following amendments were put:

Amendments set out on Supplementary Order Paper No 160 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That clauses 1 and 2, Parts 1 and 2, and Schedules 1 and 2, as amended, stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Trans-Tasman Proceedings Bill with amendment.

The report was adopted and the bill set down for third reading forthwith.

The Trans-Tasman Proceedings Bill was read a third time.

Taxation (Annual Rates, Trans-Tasman Savings Portability, KiwiSaver, and Remedial Matters) Bill

The Speaker declared the House in Committee for consideration of the Taxation (Annual Rates, Trans-Tasman Savings Portability, KiwiSaver, and Remedial Matters) Bill.

(In the Committee)

Clauses 1 and 2, Parts 1 to 5, and Schedules 1 and 2 read.

The Committee was suspended.

12 Questions for oral answer

Twelve questions to Ministers were answered.

Three questions to members were answered.

13 Government orders of the day—continued

Taxation (Annual Rates, Trans-Tasman Savings Portability, KiwiSaver, and Remedial Matters) Bill

The Speaker declared the house in Committee for further consideration of the Taxation (Annual Rates, Trans-Tasman Savings Portability, KiwiSaver, and Remedial Matters) Bill.

(In the Committee)

Clauses 1 and 2, Parts 1 to 5, and Schedules 1 and 2 read again.

The following amendments were put:

Amendments set out on Supplementary Order Papers Nos 156 and 157 (*Hon Peter Dunne*).

Resolved, That the amendments be agreed to.

Taxation (Annual Rates, Trans-Tasman Savings Portability, KiwiSaver, and Remedial Matters) Bill

The following amendment was tabled:

New clause 81B:

To insert the following clause after clause 81:

81B New section 78AA inserted

The following section is inserted after section 78:

“78AA Transitional exemption of local authority rates

- “(1) For the purposes of this section—
- “(a) original rate is the rate of tax charged on a supply of goods and services made immediately before the rate change day;
 - “(b) rate change day is the day on which an amendment to this Act increases the rate of tax charged on a supply of goods and services.
- “(2) Despite section 8(1), subsection (3) applies to rates set by local authorities under the Local Government (Rating) Act 2002 if—
- “(a) the financial year to which the rate applies includes a rate change day; and
 - “(b) the rating unit is used primarily for residential use.
- “(3) The deemed rates set by local authorities under the Local Government (Rating) Act 2002 are charged at the original rate for the applicable financial year.”

(Stuart Nash)

Amendment ruled out of order as 24 hours' notice had not been given for an amendment that may have an impact on the Government's fiscal aggregates.

Resolved, That clauses 1 and 2, Parts 1 to 5, and Schedules 1 and 2, as amended, stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Taxation (Annual Rates, Trans-Tasman Savings Portability, KiwiSaver, and Remedial Matters) Bill with amendment.

The report was adopted and the bill set down for third reading forthwith.

Hon Peter Dunne moved, and the question was proposed, That the Taxation (Annual Rates, Trans-Tasman Savings Portability, KiwiSaver, and Remedial Matters) Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 112

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 5; Progressive 1; United Future 1

Noes 9

Green Party 9

Motion agreed to.

The Taxation (Annual Rates, Trans-Tasman Savings Portability, KiwiSaver, and Remedial Matters) Bill was read a third time.

Legal Services Bill

Hon Anne Tolley for Hon Simon Power moved, and the question was proposed, That the Legal Services Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 112

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 5; Progressive 1; United Future 1

Noes 9

Green Party 9

Motion agreed to.

The Legal Services Bill was read a first time and stood referred to a select committee.

Hon Anne Tolley for Hon Simon Power moved a motion nominating the select committee to consider the bill and including an instruction in respect of the committee's consideration of the bill.

Charles Chauvel moved the following amendment:

To omit all the words after "Justice and Electoral Committee".

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Resolved, That the Legal Services Bill be considered by the Justice and Electoral Committee, that the committee report finally to the House on or before 21 December 2010, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c).

Misuse of Drugs Amendment Bill

The Misuse of Drugs Amendment Bill was read a first time and stood referred to a select committee.

Hon Judith Collins for Hon Peter Dunne moved a motion nominating the select committee to consider the bill and including an instruction in respect of the committee's consideration of the bill.

Hon Ruth Dyson moved the following amendment:

To omit all the words after "Health Committee".

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 50

New Zealand Labour 42; Green Party 7; Progressive 1

Noes 67

New Zealand National 58; ACT New Zealand 4; Māori Party 4; United Future 1

Amendment not agreed to.

Resolved, That the Misuse of Drugs Amendment Bill be considered by the Health Committee, that the committee report finally to the House on or before 30 November 2010, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c).

Insolvency Practitioners Bill

Hon Judith Collins for Hon Simon Power moved, and the question was proposed, That the Insolvency Practitioners Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 111

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 4; Māori Party 5; Progressive 1; United Future 1

Noes 6

Green Party 6

Motion agreed to.

The Insolvency Practitioners Bill was read a first time and stood referred to a select committee.

Resolved, That the Commerce Committee consider the Insolvency Practitioners Bill (*Hon Christopher Finlayson for Hon Simon Power*).

Limitation Bill

The Limitation Bill was read a second time and set down for Committee stage forthwith.

The Speaker declared the House in Committee for consideration of the Limitation Bill.

(In the Committee)

Clauses 1 and 2, Parts 1 to 4, and the Schedule read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 159 (*Hon Christopher Finlayson*).

Resolved, That the amendments be agreed to.

Limitation Bill

New clause 59A:

To insert the following clause after clause 59:

59A Amendment to Building Act 2004

Notwithstanding any other provision in this Act or the Building Act 2004, the longstop period under the Building Act 2004 is hereby amended to 15 years so as to align with the general longstop period provided under this Act.

(Hon David Parker)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 49

New Zealand Labour 42; Green Party 6; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

Resolved, That clauses 1 and 2, Parts 1 to 4, and the Schedule, as amended, stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Limitation Bill with amendment.

The report was adopted and the bill set down for third reading forthwith.

Hon Christopher Finlayson moved, and the question was proposed, That the Limitation Bill be now read a third time.

The sitting was suspended between 12.00 am and 9.00 am.

Thursday, 26 August 2010

The House resumed the interrupted debate on the question, That the Limitation Bill be now read a third time.

The Limitation Bill was read a third time.

Insurance (Prudential Supervision) Bill

The Speaker declared the House in Committee for consideration of the Insurance (Prudential Supervision) Bill.

(In the Committee)

Clauses 1 and 2, Parts 1 to 5, and Schedules 1 to 3 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 155 (*Hon Bill English*).

Resolved, That the amendments be agreed to.

Resolved, That clauses 1 and 2, Parts 1 to 5, and Schedules 1 to 3, as amended, stand part.

Insurance (Prudential Supervision) Bill

The Chairperson announced that the bill would be reported with amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Insurance (Prudential Supervision) Bill with amendment.

The report was adopted and the bill set down for third reading forthwith.

The Insurance (Prudential Supervision) Bill was read a third time.

Motor Vehicle Sales Amendment Bill

The Speaker declared the House in Committee for consideration of the Motor Vehicle Sales Amendment Bill.

(In the Committee)

Part 1 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 161 (*Hon John Boscawen*).

Resolved, That the amendments be agreed to.

Resolved, That Part 1, as amended, stand part.

Part 2 read.

Resolved, That Part 2 stand part.

The Schedule read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 161 (*Hon John Boscawen*).

Resolved, That the amendments be agreed to.

Resolved, That the Schedule, as amended, stand part.

Clauses 1 to 3 read.

Resolved, That clause 1 stand part.

The following amendment was put:

Clause 2:

Amendment set out on Supplementary Order Paper No 161 (*Hon John Boscawen*).

Resolved, That the amendment be agreed to.

Resolved, That clause 2, as amended, stand part.

Resolved, That clause 3 stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Motor Vehicle Sales Amendment Bill with amendment.

The report was adopted and the bill set down for third reading forthwith.

Hon John Boscawen moved, and the question was proposed, That the Motor Vehicle Sales Amendment Bill be now read a third time.

The debate was interrupted.

14 Questions for oral answer

Twelve questions to Ministers were answered.

Three questions to a member were answered.

15 Government orders of the day—*continued*

The House resumed the interrupted debate on the question, That the Motor Vehicle Sales Amendment Bill be now read a third time.

The Motor Vehicle Sales Amendment Bill was read a third time.

Privacy (Cross-border Information) Amendment Bill

The Privacy (Cross-border Information) Amendment Bill was read a second and third time.

16 Adjournment

At 4.13 pm on Thursday, 26 August 2010 the House adjourned.

Tuesday, 7 September 2010

The House met at 2.00 pm.

Prayers

1 Ministerial statement

Rt Hon John Key made a statement relating to the earthquake in Christchurch.

2 Government motion

Resolved, That this House note the tragic loss of nine lives on Saturday in the air accident at Fox Glacier and express its sympathy and condolences to the victims' friends and families in New Zealand, Ireland, Australia, Germany, and England (*Hon Steven Joyce*).

3 Papers

Two papers were announced as published under the authority of the House.

The Speaker presented one further paper (*see* Schedule for papers published under the authority of the House and papers presented).

4 Select committee reports

The presentation of four reports was announced.

The following bills were set down for second reading:

- Sale of Liquor (Objections to Applications) Amendment Bill
- Ngati Tuwharetoa, Raukawa, and Te Arawa River Iwi Waikato River Bill.

The following reports were set down for consideration:

- Briefing on agricultural education in New Zealand
- Briefing on the Ballance farm environment awards

(*see* Schedule for select committee reports).

5 Introduction of bills

The introduction of the—

- Student Loan Scheme Bill
- Marine and Coastal Area (Takutai Moana) Bill—

was announced and the bills were set down for first reading.

6 Business of the House

By leave, agreed that members from the Canterbury area absent from the parliamentary precincts that day be regarded as present for the purpose of casting party votes.

7 Application to debate a matter of urgent public importance

The Speaker notified the House that Hon Jim Anderton had indicated his desire to move (for the purpose of debating the decision to establish a Cabinet Committee on Canterbury Reconstruction and to allocate funding to the Mayoral Fund and emergency work on roading infrastructure), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

8 Government orders of the day

State Sector Management Bill

Hon Tony Ryall moved, and the question was proposed, That the State Sector Management Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Motion agreed to.

The State Sector Management Bill was read a first time and stood referred to a select committee.

Hon Pansy Wong for Hon Tony Ryall moved a motion nominating the select committee to consider the bill and including an instruction in respect of the committee's consideration of the bill.

Grant Robertson moved the following amendment:

To omit all the words after "Education and Science Committee".

On the question, That the amendment be agreed to, the votes were recorded as follow:

Ayes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Resolved, That the State Sector Management Bill be considered by the Education and Science Committee, that the committee report finally to the House on or before 24 November 2010, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c).

Private Security Personnel and Private Investigators Bill

The Private Security Personnel and Private Investigators Bill was read a second time and set down for Committee stage next sitting day.

Human Assisted Reproductive Technology (Storage) Amendment Bill

Hon Simon Power moved, and the question was proposed, That the Human Assisted Reproductive Technology (Storage) Amendment Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 116

New Zealand National 58; New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; United Future 1

Noes 5

Māori Party 5

Motion agreed to.

The Human Assisted Reproductive Technology (Storage) Amendment Bill was read a second time and set down for Committee stage next sitting day.

Whanganui Iwi (Wanganui (Kaitoke) Prison and Northern Part of Wanganui Forest) On-account Settlement Bill

The House resumed the interrupted debate on the question, That the Whanganui Iwi (Wanganui (Kaitoke) Prison and Northern Part of Wanganui Forest) On-account Settlement Bill be now read a second time.

The Whanganui Iwi (Wanganui (Kaitoke) Prison and Northern Part of Wanganui Forest) On-account Settlement Bill was read a second time.

The Whanganui Iwi (Wanganui (Kaitoke) Prison and Northern Part of Wanganui Forest) On-account Settlement Bill (formerly the Whanganui Iwi (Wanganui (Kaitoke) Prison and Northern Part of Wanganui Forest) On-account Settlement Bill) was set down for Committee stage next sitting day.

Identity Information Confirmation Bill

Hon Nathan Guy moved, and the question was proposed, That the Identity Information Confirmation Bill be now read a first time.

9 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Wednesday, 8 September 2010

The House met at 2.00 pm.

Prayers

1 Ministerial statement

Hon Bill English made a ministerial statement in relation to South Canterbury Finance.

2 Government motion

Black Ferns' Rugby World Cup final victory

Resolved, That this House congratulate the Black Ferns on their outstanding result in winning the 2010 Women's Rugby World Cup (*Rt Hon John Key*).

3 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

4 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

5 Select committee reports

The presentation of one report was announced.

The Governor-General Bill was set down for second reading (*see* Schedule for select committee reports).

6 Questions for oral answer

Twelve questions to Ministers were answered.

7 General debate

Hon David Cunliffe moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

8 Private and local orders of the day

Manukau City Council (Regulation of Prostitution in Specified Places) Bill

Hon George Hawkins moved, and the question was proposed, That the Manukau City Council (Regulation of Prostitution in Specified Places) Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 82

Adams (P)	Finlayson (P)	King C (P)	Sio
Ardern S (P)	Foss (P)	Lee	Smith L (P)
Auchinvole	Garrett	Lotu-Iiga (P)	Smith N (P)
Bakshi	Gilmore (P)	Macindoe	te Heuheu (P)
Bennett P (P)	Goff (P)	Mahuta (P)	Tisch (P)
Blue (P)	Goodhew	Mapp (P)	Tolley
Borrows	Goudie (P)	McClay	Tremain
Boscawen	Graham	McCully (P)	Twyford (P)
Bridges	Groser (P)	Nash (P)	Upston (P)
Brownlee (P)	Guy (P)	O'Connor (P)	Wagner (P)
Calder	Hawkins	Parata (P)	Wilkinson (P)
Carter D (P)	Hayes	Parker (P)	Williamson (P)
Carter J (P)	Heatley (P)	Peachey (P)	Wong
Choudhary (P)	Henare	Power	Woodhouse
Clendon	Hide	Prasad	Young (P)
Coleman (P)	Hodgson (P)	Quinn	
Collins (P)	Huo (P)	Ririnui (P)	<i>Teller:</i>
Cosgrove (P)	Hutchison (P)	Robertson R	Bennett D
Davis (P)	Jones (P)	Roy E	
Dean (P)	Joyce (P)	Roy H	
Douglas	Kaye (P)	Ryall (P)	
English (P)	Key (P)	Shanks (P)	

Noes 36

Ardern J (P)	Fenton (P)	Lees-Galloway	Turei
Barker (P)	Flavell	Locke	Turia (P)
Beaumont (P)	Hague	Mackey (P)	
Burns (P)	Harawira (P)	Mallard (P)	<i>Teller:</i>
Chadwick	Hipkins	Moroney (P)	Hughes D
Chauvel (P)	Horomia (P)	Pillay (P)	
Cunliffe (P)	Hughes G (P)	Robertson G	
Curran (P)	Katene	Sepuloni (P)	
Dalziel (P)	Kedgley	Sharples (P)	
Delahunty (P)	King A (P)	Shearer (P)	
Dyson (P)	Laban (P)	Street	

(p) denotes proxy vote.

Motion agreed to.

The Manukau City Council (Regulation of Prostitution in Specified Places) Bill was read a first time and stood referred to a select committee.

Resolved, That the Local Government and Environment Committee consider the Manukau City Council (Regulation of Prostitution in Specified Places) Bill (*Hon George Hawkins*).

9 Members' orders of the day

Goods and Services Tax (Exemption of Healthy Food) Amendment Bill

Rahui Katene moved, and the question was proposed, That the Goods and Services Tax (Exemption of Healthy Food) Amendment Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Motion not agreed to.

Military Manoeuvres Act Repeal Bill

The Military Manoeuvres Act Repeal Bill was read a first time and stood referred to a select committee.

Resolved, That the Foreign Affairs, Defence and Trade Committee consider the Military Manoeuvres Act Repeal Bill (*Kanwaljit Singh Bakshi*).

Crimes (Reasonable Parental Control and Correction) Amendment Bill

David Garrett moved, and the question was proposed, That the Crimes (Reasonable Parental Control and Correction) Amendment Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 58; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1

Motion not agreed to.

Report of the Finance and Expenditure Committee on Reserve Bank of New Zealand's financial stability report, May 2010

The House resumed the interrupted debate on the question, That the House note the report of the Finance and Expenditure Committee on the Reserve Bank of New Zealand's financial stability report, May 2010.

The motion lapsed.

10 Adjournment

At 9.44 pm the House adjourned.

Thursday, 9 September 2010

The House met at 2.00 pm.

Prayers

1 Business statement

The Acting Leader of the House made a statement relating to the business of the House.

2 Select committee reports

The presentation of one report was announced.

The report on the Briefing on Making tax easier was set down for consideration (*see* Schedule for select committee reports).

3 Introduction of bills

The introduction of the—

- Airports (Cost Recovery for Processing of International Travellers) Bill
- Customs and Excise (Joint Border Management Information Sharing and Other Matters) Amendment Bill
- Depleted Uranium (Prohibition) Bill
- Smoke-free Environments (Removing Tobacco Displays) Amendment Bill
- Environment Canterbury (Democracy Restoration) Amendment Bill
- Gambling (Gambling Harm Reduction) Amendment Bill—

was announced and the bills were set down for first reading.

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 Government orders of the day**Private Security Personnel and Private Investigators Bill**

The Speaker declared the House in Committee for consideration of the Private Security Personnel and Private Investigators Bill.

(In the Committee)

Clauses 1 and 2, Parts 1 to 6, and Schedules 1 to 3 read.

Part 1:

The following amendment was put:

Amendment set out on Supplementary Order Paper No 162 (*Hon Nathan Guy*).

Resolved, That the amendment be agreed to.

Private Security Personnel and Private Investigators Bill

Resolved, That Part 1, as amended, stand part.

Part 2:

The following amendments were put:

Amendments set out on Supplementary Order Paper No 162 (*Hon Nathan Guy*).

Resolved, That the amendments be agreed to.

Resolved, That Part 2, as amended, stand part.

Part 3:

The following amendment was put:

New clause 65:

To insert a new clause 65:

65 Private investigator or employee not to take photographs or make recording without consent

- (1) No person may, in the course of or in connection with the business of a private investigator,—
 - (a) take or cause to be taken, or use or accept for use, any photograph, cinematographic picture, or videotape recording of another person without the prior consent in writing of that other person; or
 - (b) by any mechanical device record or cause to be recorded the voice or speech of another person without the prior consent in writing of that other person.
- (2) Nothing in subsection (1) applies to the taking or using by any person of any photograph for the purposes of identifying any other person on whom any legal process is to be or has been served.
- (3) A person who contravenes subsection (1) commits an offence and is liable on summary conviction to a fine not exceeding \$20,000.
- (4) No photograph or cinematographic picture, or videotape recording taken, or other recording made, in contravention of subsection (1) is admissible as evidence in any civil proceedings.
- (5) This section may be repealed by Order in Council provided that no such Order in Council may be promulgated before legislation regulating surveillance by non-Government agencies has been considered by this House.

(*Hon David Parker*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

Resolved, That Part 3 stand part.

Resolved, That Part 4 stand part.

Resolved, That Part 5 stand part.

Part 6:

The following amendments were put:

Amendments set out on Supplementary Order Paper No 162 (*Hon Nathan Guy*).

Resolved, That the amendments be agreed to.

Clause 106A:

To omit subsection (3) (*Hon David Parker*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

Resolved, That Part 6, as amended, stand part.

Resolved, That Schedule 1 stand part.

Resolved, That Schedule 2 stand part.

Resolved, That Schedule 3 stand part.

Resolved, That clause 1 stand part.

Clause 2:

The following amendment was put:

Amendment set out on Supplementary Order Paper No 162 (*Hon Nathan Guy*).

Resolved, That the amendment be agreed to.

Resolved, That clause 2, as amended, stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Private Security Personnel and Private Investigators Bill with amendment.

The report was adopted and the bill set down for third reading next sitting day.

Child and Family Protection Bill

The Child and Family Protection Bill was read a second time and set down for Committee stage next sitting day.

Identity Information Confirmation Bill

The House resumed the interrupted debate on the question, That the Identity Information Confirmation Bill be now read a first time.

6 Adjournment

At 6.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Tuesday, 14 September 2010

The House met at 2.00 pm.

Prayers

1 Petitions

The presentation of the petition of the Royal Society of New Zealand, requesting that the Royal Society of New Zealand Amendment Bill (*Grant Robertson*) be introduced, was announced.

An endorsement by the Clerk of the House that Standing Orders had been complied with was read by the Speaker.

The presentation of one further petition was announced (*see* Schedule for petitions presented).

2 Papers

The Speaker presented one paper (*see* Schedule for papers presented).

3 Select committee reports

The presentation of four reports was announced.

The following bills were set down for second reading:

- Christ's College (Canterbury) Amendment Bill
- Franklin District Council (Contribution to Funding of Museums) Amendment Bill.

The following reports were set down for consideration:

- Briefing on Burma
- Briefing from Commission IV of the Indonesian House of Representatives

(*see* Schedule for select committee reports).

4 Introduction of bills

The introduction of the—

- Land Transport (Road Safety and Other Matters) Amendment Bill
- Financial Markets (Regulators and KiwiSaver) Bill
- Auditor Regulation and External Reporting Bill
- Royal Society of New Zealand Amendment Bill—

was announced and the bills were set down for first reading.

5 Questions for oral answer

Twelve questions to Ministers were answered.

One question to a member was answered.

6 Business of the House

By leave, agreed that the Canterbury Earthquake Response and Recovery Bill be introduced and passed through all stages, and if required for the completion of that business, the sitting of the House to be extended beyond 10.00 pm (*Hon Gerry Brownlee*).

7 Introduction and passing of Government bill

The Canterbury Earthquake Response and Recovery Bill was introduced and set down for first reading forthwith.

The Canterbury Earthquake Response and Recovery Bill was read a first time and a second time and set down for Committee stage forthwith.

The Speaker declared the House in Committee for consideration of the Canterbury Earthquake Response and Recovery Bill.

(In the Committee)

Clauses 1 and 2, and Parts 1 and 2 read.

Part 1:

The following amendment was put:

Clause 3(b):

To add “acknowledging that an important priority for the response is to enable the preservation and restoration of Canterbury’s architectural and cultural heritage” (*Hon Ruth Dyson*).

Amendment not agreed to.

Part 2:

The following amendments were put:

Clause 6(3):

To omit “.” and also add “, unless a High Court Judge determines that fundamental principles of justice will be compromised by not allowing a case to be heard.” (*Dr Kennedy Graham*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 14

Green Party 9; Māori Party 5

Noes 107

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Progressive 1;
United Future 1

Amendment not agreed to.

*Canterbury Earthquake Response and Recovery Bill**Clause 6(4):*

To omit “enactment, including (but not limited to)—” and substitute “of the following enactments:” (*Dr Kennedy Graham*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

Clause 6(4):

To omit paragraph (1) (*Dr Kennedy Graham*).

Amendment not agreed to.

The following amendment was put:

Clause 7(3):

To omit “1 April 2012” and substitute “15 March 2011”.

Clause 15(1):

To omit “1 April 2012” and substitute “15 March 2011”.

Clause 17(b):

To omit “1 April 2012” and substitute “15 March 2011”.

Clause 17:

To add the following subsection as subsection (2):

- (2) Despite subsection (1), if it appears by 15 March 2011 that further reconstruction is required, the Minister, by lodging a parliamentary notice of motion, can extend the expiry provision for a further 6 months to 15 September 2011, and thereafter at 6 month intervals up to 1 April 2012.

(*Dr Kennedy Graham*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 9

Green Party 9

Noes 112

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 5; Progressive 1; United Future 1

Amendment not agreed to.

New clause 7A:

To insert the following clause after clause 7:

7A Orders in Council to be publicly available and presented to House of Representatives

An Order in Council made under section 6 must be published within 24 hours of being made and presented to the House of Representatives on the next sitting day.

(*Dr Kennedy Graham*)

Canterbury Earthquake Response and Recovery Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 9

Green Party 9

Noes 112

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 5; Progressive 1; United Future 1

Amendment not agreed to.

The following amendment was put:

Clause 9:

To add the following paragraph:

(e) 2 Christchurch City councillors by the Christchurch City Council.

Clause 14:

To add the following subsection:

(6) Despite subsections (1) to (5), only the Christchurch City Council can appoint or terminate the appointment of a commissioner appointed under section 9(e).

(Dr Kennedy Graham)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 9

Green Party 9

Noes 112

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 5; Progressive 1; United Future 1

Amendment not agreed to.

The following amendments were put:

Clause 9:

To add the following subsection as subsection (2):

(2) The Canterbury Earthquake Recovery Commission is an organisation for the purposes of Schedule 1 of the Official Information Act 1982.

(Hon Gerry Brownlee)

Resolved, That the amendment be agreed to.

New clause 9A:

To insert the following clause after clause 9:

9A Application of Local Government Official Information and Meeting Act 1987

The Local Government Official Information and Meeting Act 1987 applies to the recovery commission.

(Dr Kennedy Graham)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

*Canterbury Earthquake Response and Recovery Bill**Clause 10:*

To add the following paragraph:

- (c) appoint a recovery co-ordinator to be appointed to carry on the powers of a civil defence controller, should that be necessary.

(Hon Ruth Dyson)

Amendment not agreed to.

Clause 11:

To insert the following subsection after subsection (2):

- (2A) In appointing the persons referred to in section 9(d), the Minister must appoint commissioners who collectively have knowledge of, and expertise in relation to, the following matters:
 - (a) civil defence:
 - (b) tikanga Māori as it applies in the Canterbury region:
 - (c) the Canterbury region and its people:
 - (d) public health:
 - (e) water resource management:
 - (f) heritage architecture:
 - (g) small and medium enterprise operations:
 - (h) infrastructure.

(Hon Ruth Dyson)

Amendment not agreed to.

Resolved, That clauses 1 and 2, and Parts 1 and 2, as amended, stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Canterbury Earthquake Response and Recovery Bill with amendment.

The report was adopted and the bill set down for third reading forthwith.

The Canterbury Earthquake Response and Recovery Bill was read a third time.

8 Adjournment

The House adjourned at 10.02 pm.

Wednesday, 15 September 2010

The House met at 2.00 pm.

Prayers

1 Business of the House

By leave, agreed that the Financial Markets (Regulators and KiwiSaver) Bill and the Auditor Regulation and External Reporting Bill be treated as cognate bills and for the first reading debate on each bill to be taken together and, at the conclusion of the debate, for the questions on the first readings and the referral to a select committee to be put separately.

2 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

3 Papers

Three papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 General debate

Hon Tony Ryall moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

6 Government orders of the day**Marine and Coastal Area (Takutai Moana) Bill**

Hon Tariana Turia for Hon Christopher Finlayson moved, and the question was proposed, That the Marine and Coastal Area (Takutai Moana) Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 106

New Zealand National 58; New Zealand Labour 42; Māori Party 4; Progressive 1; United Future 1

Noes 15

Green Party 9; ACT New Zealand 5; Hone Harawira 1

Motion agreed to.

The Marine and Coastal Area (Takutai Moana) Bill was read a first time and stood referred to a select committee.

Resolved, That the Māori Affairs Committee consider the Marine and Coastal Area (Takutai Moana) Bill, that the committee report finally to the House on or before 25 February 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c) (*Hon Christopher Finlayson*).

Private Security Personnel and Private Investigators Bill

The Private Security Personnel and Private Investigators Bill was read a third time.

Customs and Excise (Joint Border Management Information Sharing and Other Matters) Amendment Bill

The Customs and Excise (Joint Border Management Information Sharing and Other Matters) Amendment Bill was read a first time and stood referred to a select committee.

Hon Maurice Williamson moved a motion nominating the select committee to consider the bill and including an instruction in respect of the committee's consideration of the bill.

Chris Hipkins moved the following amendment:

To omit all the words after "Justice and Electoral Committee".

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

Resolved, That the Customs and Excise (Joint Border Management Information Sharing and Other Matters) Amendment Bill be considered by the Justice and Electoral Committee, that the committee report finally to the House on or before 9 December 2010, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c) (*Hon Maurice Williamson*).

Airports (Cost Recovery for Processing of International Travellers) Bill

Hon David Carter moved, and the question was proposed, That the Airports (Cost Recovery for Processing of International Travellers) Bill be now read a first time.

7 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Thursday, 16 September 2010

The House met at 2.00 pm.

Prayers

1 Business statement

The Deputy Leader of the House made a statement relating to the business of the House.

2 Papers

One paper was announced as published under the authority of the House.

The Speaker presented one further paper (*see* Schedule for papers published under the authority of the House and papers presented).

3 Select committee reports

The presentation of three reports was announced.

The report on the Report from the Controller and Auditor-General on Inland Revenue Department: Managing child support debt was set down for consideration (*see* Schedule for select committee reports).

4 Questions for oral answer

Twelve questions to Ministers were answered.

One question to a member was answered.

5 Government orders of the day**Land Transport (Road Safety and Other Matters) Amendment Bill**

The Land Transport (Road Safety and Other Matters) Amendment Bill was read a first time and stood referred to a select committee.

Resolved, That the Transport and Industrial Relations Committee consider the Land Transport (Road Safety and Other Matters) Amendment Bill, that the committee report finally to the House on or before 16 December 2010, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, on a Friday in a week in which there has been a sitting of the House, and outside the Wellington area during a sitting of the House, despite Standing Orders 187, 189(a), and 190(1)(b) and (c) (*Hon Steven Joyce*).

Airports (Cost Recovery for Processing of International Travellers) Bill

The House resumed the interrupted debate on the question, That the Airports (Cost Recovery for Processing of International Travellers) Bill be now read a first time.

Resolved, That the Primary Production Committee consider the Airports (Cost Recovery for Processing of International Travellers) Bill, that the committee report finally to the House on or before 15 November 2010, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c) (*Hon Dr Jonathan Coleman for Hon David Carter*).

Human Assisted Reproductive Technology (Storage) Amendment Bill

The Speaker declared the House in Committee for consideration of the Human Assisted Reproductive Technology (Storage) Amendment Bill.

(In the Committee)

Clauses 1 and 2, and Parts 1 and 2 read.

Resolved, That clauses 1 and 2, and Parts 1 and 2 stand part.

The Chairperson announced the bill would be reported without amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Human Assisted Reproductive Technology (Storage) Amendment Bill without amendment.

The report was adopted and the bill set down for third reading next sitting day.

6 Adjournment

At 5.39 pm the House adjourned.

Tuesday, 21 September 2010

The House met at 2.00 pm.

Prayers

1 Parliamentary membership

The Speaker advised the House that he had received a letter from the ACT Party advising that David Garrett is no longer a member of the ACT Party for parliamentary purposes.

2 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

3 Papers

The Speaker presented two papers (*see* Schedule for papers presented).

4 Select committee reports

The presentation of two reports was announced.

The following bills were set down for second reading:

- New Zealand Public Health and Disability Amendment Bill
- Electoral (Disqualification of Convicted Prisoners) Amendment Bill

(*see* Schedule for select committee reports).

5 Introduction of bills

The introduction of the Subordinate Legislation (Confirmation and Validation) Bill (No 2) was announced and the bill set down for first reading.

6 Questions for oral answer

Twelve questions to Ministers were answered.

Two questions to a member were answered.

7 Application to debate a matter of urgent public importance

The Speaker notified the House that Hon Phil Goff had indicated his desire to move (for the purpose of debating recent announcements from the Prime Minister relating to parliamentary support arrangements for his Government), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

8 Government orders of the day

Electricity Industry Bill

The Speaker declared the House in Committee for consideration of the Electricity Industry Bill.

(In the Committee)

Clause 3 read.

On the question, That clause 3 stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; Māori Party 5; ACT New Zealand 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Resolved, That clause 3 stand part.

Part 1 read.

The following amendment was put:

Clause 5:

Amendment set out on Supplementary Order Paper No 154 (*Hon Gerry Brownlee*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 68

New Zealand National 58; Māori Party 5; ACT New Zealand 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Resolved, That the amendment be agreed to.

On the question, That Part 1, as amended, stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; Māori Party 5; ACT New Zealand 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Resolved, That Part 1, as amended, stand part.

Part 2 read.

The following amendments were put:

Clause 17:

Amendment set out on Supplementary Order Paper No 163 (*Hon Nanaia Mahuta*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Noes 68

New Zealand National 58; Māori Party 5; ACT New Zealand 4; United Future 1

Amendment not agreed to.

Clause 18:

Amendment set out on Supplementary Order Paper No 163 (*Hon Nanaia Mahuta*).

Electricity Industry Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Noes 68

New Zealand National 58; Māori Party 5; ACT New Zealand 4; United Future 1

Amendment not agreed to.

Clause 35:

Amendment set out on Supplementary Order Paper No 163 (*Hon Nanaia Mahuta*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Noes 68

New Zealand National 58; Māori Party 5; ACT New Zealand 4; United Future 1

Amendment not agreed to.

Clause 45:

Amendment set out on Supplementary Order Paper No 163 (*Hon Nanaia Mahuta*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Noes 68

New Zealand National 58; Māori Party 5; ACT New Zealand 4; United Future 1

Amendment not agreed to.

Amendments set out on Supplementary Order Paper No 154 (*Hon Gerry Brownlee*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 68

New Zealand National 58; Māori Party 5; ACT New Zealand 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Resolved, That the amendments be agreed to.

On the question, That Part 2, as amended, stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; Māori Party 5; ACT New Zealand 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Resolved, That Part 2, as amended, stand part.

Part 3 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper Nos 154 and 166 (*Hon Gerry Brownlee*).

Electricity Industry Bill

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 67

New Zealand National 58; Māori Party 4; ACT New Zealand 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Resolved, That the amendments be agreed to.

On the question, That Part 3, as amended, stand part, the votes were recorded as follows:

Ayes 67

New Zealand National 58; Māori Party 4; ACT New Zealand 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Resolved, That Part 3, as amended, stand part.

Part 4 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper Nos 154 and 166 (*Hon Gerry Brownlee*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 67

New Zealand National 58; Māori Party 4; ACT New Zealand 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Resolved, That the amendments be agreed to.

On the question, That Part 4, as amended, stand part, the votes were recorded as follows:

Ayes 67

New Zealand National 58; Māori Party 4; ACT New Zealand 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Resolved, That Part 4, as amended, stand part.

Part 5 read.

The following amendments were put:

Clause 124:

Amendment set out on Supplementary Order Paper No 163 (*Hon Nanaia Mahuta*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1

Noes 63

New Zealand National 58; ACT New Zealand 4; United Future 1

Amendment not agreed to.

New clause 124BA:

Amendment set out on Supplementary Order Paper No 163 (*Hon Nanaia Mahuta*).

Electricity Industry Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1

Noes 63

New Zealand National 58; ACT New Zealand 4; United Future 1

Amendment not agreed to.

The following amendment to the amendment was put:

Clause 126(3)(d)(ii):

Amendment to the amendment on Supplementary Order Paper No 154 set out on Supplementary Order Paper No 165 (*Hon Gerry Brownlee*).

On the question, That the amendment to the amendment be agreed to, the votes were recorded as follows:

Ayes 68

New Zealand National 58; Māori Party 5; ACT New Zealand 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Resolved, That the amendment to the amendment be agreed to.

The following amendments, as amended, were put:

Amendments, as amended, set out on Supplementary Order Paper Nos 154 and 166 (*Hon Gerry Brownlee*).

On the question, That the amendments, as amended, be agreed to, the votes were recorded as follows:

Ayes 68

New Zealand National 58; Māori Party 5; ACT New Zealand 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Resolved, That the amendments, as amended, be agreed to.

On the question, That Part 5, as amended, stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; Māori Party 5; ACT New Zealand 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Resolved, That Part 5, as amended, stand part.

Schedule 1 read.

Resolved, That Schedule 1 stand part.

Schedule 2 read.

Resolved, That Schedule 2 stand part.

Schedule 3 read.

Resolved, That Schedule 3 stand part.

Electricity Industry Bill

Schedule 4 read.

The following amendments were put:

Amendments set out on Supplementary Order Papers Nos 154 and 166 (*Hon Gerry Brownlee*).

Resolved, That the amendments be agreed to.

Resolved, That Schedule 4, as amended, stand part.

Schedule 4A read.

Resolved, That Schedule 4A stand part.

Schedule 5 read.

The following amendments were put:

Amendments set out on Supplementary Order Papers Nos 154 and 166 (*Hon Gerry Brownlee*).

Resolved, That the amendments be agreed to.

Resolved, That Schedule 5, as amended, stand part.

Clauses 1 and 2 read.

Resolved, That clause 1 stand part.

The following amendment was put:

Clause 2:

Amendment set out on Supplementary Order Paper No 166 (*Hon Gerry Brownlee*).

Resolved, That the amendment be agreed to.

Resolved, That clause 2, as amended, stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Electricity Industry Bill with amendment.

On the question, That the report be adopted, the votes were recorded as follows:

Ayes 68

New Zealand National 58; Māori Party 5; ACT New Zealand 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Motion agreed to.

The report was adopted and the bill set down for third reading next sitting day.

Financial Markets (Regulators and KiwiSaver) Bill and Auditor Regulation and External Reporting Bill

Hon Nathan Guy for Hon Simon Power moved, and the question was proposed, That the Financial Markets (Regulators and KiwiSaver) Bill and the Auditor Regulation and External Reporting Bill be now read a first time.

9 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Wednesday, 22 September 2010

The House met at 2.00 pm.

Prayers

1 Papers

Four papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

2 Business of the House

By leave, agreed that Hon Luamanuvao Winnie Laban make a valedictory statement on Tuesday, 12 October 2010 at 5.30 pm.

3 Questions for oral answer

Twelve questions to Ministers were answered.

4 General debate

Hon Phil Goff moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

5 Private and local orders of the day**Christ's College (Canterbury) Amendment Bill**

The Christ's College (Canterbury) Amendment Bill was read a second time and set down for Committee stage next sitting day.

Franklin District Council (Contribution to Funding of Museums) Amendment Bill

Dr Paul Hutchison moved, and the question was proposed, That the Franklin District Council (Contribution to Funding of Museums) Amendment Bill be now read a second time.

Motion not agreed to.

Royal Society of New Zealand Amendment Bill

The Royal Society of New Zealand Amendment Bill was read a first time and stood referred to a select committee.

Resolved, That the Education and Science Committee consider the Royal Society of New Zealand Amendment Bill (*Grant Robertson*).

6 Members' orders of the day

Sale of Liquor (Objections to Applications) Amendment Bill

Hon George Hawkins moved, and the question was proposed, That the Sale of Liquor (Objections to Applications) Amendment Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 53

Anderton (P)	Dyson (P)	Kedgley	Robertson G
Ardern J (P)	Fenton (P)	King A (P)	Robertson R (P)
Barker (P)	Flavell	Laban	Sepuloni (P)
Beaumont (P)	Goff (P)	Lees-Galloway (P)	Sharples
Burns (P)	Graham	Locke	Shearer (P)
Chauvel (P)	Hague	Mackey (P)	Sio (P)
Choudhary (P)	Harawira	Mahuta (P)	Street (P)
Clendon	Hawkins	Nash	Turei
Cosgrove (P)	Hipkins (P)	Norman	Turia
Cunliffe (P)	Hodgson (P)	O'Connor	Twyford (P)
Curran (P)	Hughes D (P)	Parker (P)	
Dalziel (P)	Hughes G	Pillay (P)	<i>Teller:</i>
Davis	Huo (P)	Prasad (P)	Chadwick
Delahunty	Katene	Ririnui (P)	

Noes 61

Adams	Dean (P)	Key (P)	Smith N
Ardern S (P)	Douglas (P)	King C (P)	te Heuheu (P)
Auchinvole (P)	English (P)	Lee	Tisch (P)
Bakshi (P)	Finlayson (P)	Lotu-Iiga (P)	Tolley (P)
Bennett D (P)	Foss (P)	Macindoe (P)	Tremain (P)
Bennett P (P)	Gilmore (P)	Mapp (P)	Upston (P)
Blue (P)	Goudie	McClay (P)	Wagner (P)
Borrows (P)	Groser (P)	Parata (P)	Wilkinson (P)
Boscawen	Guy (P)	Peachey (P)	Williamson
Bridges (P)	Hayes (P)	Power (P)	Wong (P)
Brownlee (P)	Heatley	Quinn (P)	Woodhouse (P)
Calder (P)	Henare (P)	Roy E (P)	Young (P)
Carter D (P)	Hide (P)	Roy H (P)	
Carter J (P)	Hutchison (P)	Ryall	<i>Teller:</i>
Coleman (P)	Joyce (P)	Shanks (P)	Goodhew
Collins (P)	Kaye (P)	Smith L (P)	

(p) denotes proxy vote.

Motion not agreed to.

7 Adjournment

At 9.56 pm the House adjourned.

Thursday, 23 September 2010

The House met at 2.00 pm.

Prayers

1 Business statement

The Acting Leader of the House made a statement relating to the business of the House.

2 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

3 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

4 Select committee reports

The presentation of one report was announced.

The report on the Report from the Controller and Auditor-General on the Inquiry into New Zealand Defence Force payments to officers seconded to the United Nations was set down for consideration (*see* Schedule for select committee reports).

5 Questions for oral answer

Twelve questions to Ministers were answered.

6 Government orders of the day**Electricity Industry Bill**

Hon John Carter for Hon Gerry Brownlee moved, and the question was proposed, That the Electricity Industry Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 66

New Zealand National 58; Māori Party 3; ACT New Zealand 4; United Future 1

Noes 49

New Zealand Labour 40; Green Party 9

Motion agreed to.

The Electricity Industry Bill was read a third time.

Financial Markets (Regulators and KiwiSaver) Bill and Auditor Regulation and External Reporting Bill

The House resumed the interrupted debate on the question, That the Financial Markets (Regulators and KiwiSaver) Bill and the Auditor Regulation and External Reporting Bill be now read a first time.

The Financial Markets (Regulators and KiwiSaver) Bill was read a first time and stood referred to a select committee.

Hon Maurice Williamson for Hon Simon Power moved a motion nominating the select committee to consider the bill and including an instruction in respect of the committee's consideration of the bill.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 65

New Zealand National 58; Māori Party 3; ACT New Zealand 3; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That the Commerce Committee consider the Financial Markets (Regulators and KiwiSaver) Bill, that the committee report finally to the House on or before 28 February 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c).

The Auditor Regulation and External Reporting Bill was read a first time and stood referred to a select committee.

Resolved, That the Commerce Committee consider the Auditor Regulation and External Reporting Bill (*Hon Maurice Williamson for Hon Simon Power*).

Taxation (Income-sharing Tax Credit) Bill

Hon Peter Dunne moved, and the question was proposed, That the Taxation (Income-sharing Tax Credit) Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 64

New Zealand National 58; Māori Party 3; United Future 1

Noes 54

New Zealand Labour 41; Green Party 9; ACT New Zealand 3; Progressive 1

Motion agreed to.

The Taxation (Income-sharing Tax Credit) Bill was read a first time and stood referred to a select committee.

Hon Peter Dunne moved a motion nominating the select committee to consider the bill.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 59

New Zealand National 58; United Future 1

Noes 54

New Zealand Labour 41; Green Party 9; ACT New Zealand 3; Progressive 1

Resolved, That the Finance and Expenditure Committee consider the Taxation (Income-sharing Tax Credit) Bill.

7 Adjournment

At 6.00 pm the House adjourned.

Tuesday, 12 October 2010

The House met at 2.00 pm.

Prayers

1 Resignation of member

The Speaker advised the House that he had received a letter from David Garrett resigning his seat in the House with effect at midnight on Thursday, 23 September 2010.

2 Return of member

The Speaker informed the House that he had been advised by the Chief Electoral Officer that, pursuant to section 137 of the Electoral Act 1993, Hilary Jane Calvert had been declared to be elected a member of the House of Representatives in place of David Arthur Garrett.

3 Member sworn

Hilary Jane Calvert presented herself at the bar of the House, was called forward to the Chair by the Speaker, took the Oath of Allegiance required by law, and took her seat in the House.

4 Correction of vote

The Speaker corrected the vote on the first reading of the Taxation (Income-sharing Tax Credit) Bill. The correct result is Ayes 62, Noes 54.

5 Petitions

The presentation of three petitions was announced (*see* Schedule for petitions presented).

6 Papers

Fifteen papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

7 Select committee reports

The presentation of five reports was announced.

The following bills were set down for second reading:

- Employment Relations (Rest Breaks and Meal Breaks) Amendment Bill
- Education (Freedom of Association) Amendment Bill
- Employment Relations (Workers' Secret Ballot for Strikes) Amendment Bill
- Rugby World Cup 2011 (Empowering) Bill.

The report on the Reserve Bank of New Zealand's monetary policy statement, September 2010 was set down for consideration (*see* Schedule for select committee reports).

8 Introduction of bills

The introduction of the—

- Dairy Industry Restructuring (New Sunset Provisions) Amendment Bill
- Ngāti Manawa and Ngāti Whare Claims Settlement Bill—

was announced and the bills were set down for first reading.

9 Questions for oral answer

Twelve questions to Ministers were answered.

10 Applications to debate a matter of urgent public importance

The Speaker notified the House that Sue Moroney had indicated her desire to move (for the purpose of debating the Government's announcement of the establishment of a taskforce to review the effectiveness of early childhood education spending), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

The Speaker also notified the House that Grant Robertson had indicated his desire to move (for the purpose of debating the findings of the State Services Commissioner on two investigations into possible unauthorised disclosure of information), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

The Speaker further notified the House that Hon Ruth Dyson had indicated her desire to move (for the purpose of debating the announcement that the Government has put two subsidiaries of the IHC into statutory management), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

11 Member's motion

Moana Mackey moved, and the question was proposed, That this House disallow the New Zealand (Mandatory Fortification of Bread with Folic Acid) Amendment Food Standard 2009.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 44

New Zealand Labour 42; Progressive 1; United Future 1

Noes 77

New Zealand National 58; Green Party 9; ACT New Zealand 5; Māori Party 5

Motion not agreed to.

12 Maiden statement

Hilary Calvert made a maiden statement.

13 Government orders of the day**New Zealand Public Health and Disability Amendment Bill**

Hon Tony Ryall moved, and the question was proposed, That the New Zealand Public Health and Disability Amendment Bill be now read a second time.

The debate was interrupted.

14 Valedictory statement

Hon Luamanuvao Winnie Laban made a valedictory statement.

15 Government orders of the day—continued**New Zealand Public Health and Disability Amendment Bill**

The House resumed the interrupted debate on the question, That the New Zealand Public Health and Disability Amendment Bill be now read a second time.

The New Zealand Public Health and Disability Amendment Bill was read a second time and set down for Committee stage next sitting day.

Ngati Tuwharetoa, Raukawa, and Te Arawa River Iwi Waikato River Bill

Hon Turiana Turia for Hon Christopher Finlayson moved, and the question was proposed, That the Ngati Tuwharetoa, Raukawa, and Te Arawa River Iwi Waikato River Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 116

New Zealand National 58; New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Noes 5

ACT New Zealand 5

Motion agreed to.

The Ngati Tuwharetoa, Raukawa, and Te Arawa River Iwi Waikato River Bill was read a second time and set down for Committee stage next sitting day.

Human Assisted Reproductive Technology (Storage) Amendment Bill

Hon Simon Power moved, and the question was proposed, That the Human Assisted Reproductive Technology (Storage) Amendment Bill be now read a third time.

16 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Wednesday, 13 October 2010

The House met at 2.00 pm.

Prayers

1 Papers

Two papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

2 Introduction of bills

The introduction of the Sentencing (Aggravating Factors) Amendment Bill was announced and the bill set down for first reading.

3 Member's motion

Resolved, That the House call on the Burmese authorities to guarantee the three freedoms of expression, association and peaceful assembly, and call for the immediate and unconditional release of all political prisoners arrested for their peaceful opposition to the regime (*Hon Maryan Street*).

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 General debate

Hon Rodney Hide moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

6 Government orders of the day**Governor-General Bill**

The Governor-General Bill was read a second time and set down for Committee stage next sitting day.

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

Hon John Carter for Hon Gerry Brownlee moved, and the question was proposed, That the Subordinate Legislation (Confirmation and Validation) Bill (No 2) be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 112

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 5; Progressive 1; United Future 1

Abstentions 9

Green Party 9

Motion agreed to.

The Subordinate Legislation (Confirmation and Validation) Bill (No 2) was read a first time and stood referred to a select committee.

Resolved, That the Regulations Review Committee consider the Subordinate Legislation (Confirmation and Validation) Bill (No 2), and that the committee report finally to the House on or before 15 November 2010 (*Hon John Carter for Hon Gerry Brownlee*).

New Zealand Public Health and Disability Amendment Bill

The Speaker declared the House in Committee for consideration of the New Zealand Public Health and Disability Amendment Bill.

(In the Committee)

Part 1 read.

The following amendment was put:

Clause 13(1):

To omit “, and HQSC”.

Clause 13:

To add the following subclause:

(3) Section 66 is amended by inserting the following subsection after subsection (1):

“(1A) Subsection (1) does not apply to HQSC in respect of costs, which are to be met by the Ministry of Health in a financially responsible manner that allows HQSC to carry out its functions to a high standard.”

(Kevin Hague)

Resolved, That the amendment be agreed to.

Resolved, That Part 1 stand part.

Part 2 read.

Resolved, That Part 2 stand part.

Clauses 1 to 3 read.

Resolved, That clause 1 stand part.

Resolved, That clause 2 stand part.

Resolved, That clause 3 stand part.

The Chairperson announced that the bill would be reported without amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the New Zealand Public Health and Disability Amendment Bill with amendment.

The report was adopted and the bill set down for third reading next sitting day.

Report corrected having originally been reported as without amendment.

Human Assisted Reproductive Technology (Storage) Amendment Bill

The House resumed the interrupted debate on the question, That the Human Assisted Reproductive Technology (Storage) Amendment Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 116

New Zealand National 58; New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; United Future 1

Noes 4

Māori Party 4

Motion agreed to.

The Human Assisted Reproductive Technology (Storage) Amendment Bill was read a third time.

Lawyers and Conveyancers Amendment Bill

Hon Nathan Guy moved, and the question was proposed, That the Lawyers and Conveyancers Amendment Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 76

New Zealand National 58; Green Party 9; ACT New Zealand 4; Māori Party 4; United Future 1

Noes 43

New Zealand Labour 42; Progressive 1

Motion agreed to.

The Lawyers and Conveyancers Amendment Bill was read a first time and stood referred to a select committee.

Hon Nathan Guy moved a motion nominating the select committee to consider the bill.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 76

New Zealand National 58; Green Party 9; ACT New Zealand 4; Māori Party 4; United Future 1

Noes 43

New Zealand Labour 42; Progressive 1

Resolved, That the Justice and Electoral Committee consider the Lawyers and Conveyancers Amendment Bill.

Ngati Tuwharetoa, Raukawa, and Te Arawa River Iwi Waikato River Bill

The Speaker declared the House in Committee for consideration of the Ngati Tuwharetoa, Raukawa, and Te Arawa River Iwi Waikato River Bill.

(In the Committee)

Clauses 1 and 2, Parts 1 to 3, and Schedules 1 to 5 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 169 (*Hon Christopher Finlayson*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 115

New Zealand National 58; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1

Noes 4

ACT New Zealand 4

Amendments agreed to.

On the question, That clauses 1 and 2, Parts 1 to 3, and Schedules 1 to 5, as amended, stand part, the votes were recorded as follows:

Ayes 115

New Zealand National 58; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1

Noes 4

ACT New Zealand 4

Resolved, That clauses 1 and 2, Parts 1 to 3, and Schedules 1 to 5, as amended, stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Ngati Tuwharetoa, Raukawa, and Te Arawa River Iwi Waikato River Bill with amendment.

The report was adopted and the bill set down for third reading next sitting day.

7 Adjournment

At 9.55 pm the House adjourned.

Thursday, 14 October 2010

The House met at 2.00 pm.

Prayers

1 Business statement

The Deputy Leader of the House made a statement relating to the business of the House.

2 Correction of Committee of whole House report

The Speaker advised the House that the report of the Committee on the New Zealand Public Health and Disability Amendment Bill incorrectly reported the bill as being without amendment. He ordered the record be corrected to show that the New Zealand Public Health and Disability Amendment Bill was reported with amendment.

3 Papers

Seven papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

4 Select committee reports

The presentation of three reports was announced.

The following reports were set down for consideration:

- Report from the Controller and Auditor-General on Local government: Examples of better practice in setting local authorities' performance measures
- Report from the Controller and Auditor-General on Local government: Results of the 2008/09 audits

(*see* Schedule for select committee reports).

5 Questions for oral answer

Twelve questions to Ministers were answered.

6 Government orders of the day**Dairy Industry Restructuring (New Sunset Provisions) Amendment Bill**

Hon Maurice Williamson for Hon David Carter moved, and the question was proposed, That the Dairy Industry Restructuring (New Sunset Provisions) Amendment Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 112

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 5; Progressive 1; United Future 1

Noes 9

Green Party 9

Motion agreed to.

The Dairy Industry Restructuring (New Sunset Provisions) Amendment Bill was read a first time and stood referred to a select committee.

Resolved, That the Primary Production Committee consider the Dairy Industry Restructuring (New Sunset Provisions) Amendment Bill, that the committee report finally to the House on or before 28 February 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c) (*Hon Maurice Williamson for Hon David Carter*).

Student Loan Scheme Bill

Hon Peter Dunne moved, and the question was proposed, That the Student Loan Scheme Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 115

New Zealand National 58; New Zealand Labour 42; Green Party 8; ACT New Zealand 5; Progressive 1; United Future 1

Noes 5

Māori Party 5

Motion agreed to.

The Student Loan Scheme Bill was read a first time and stood referred to a select committee.

Resolved, That the Finance and Expenditure Committee consider the bill (*Hon Peter Dunne*).

Identity Information Confirmation Bill

The House resumed the interrupted debate on the question, That the Identity Information Confirmation Bill be now read a first time.

7 Adjournment

At 6.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Tuesday, 19 October 2010

The House met at 2.00 pm.

Prayers

1 Resignation of member

The Speaker advised the House that he had received a letter from Winifred Alexandra Laban resigning her seat in the House with effect at midnight on Friday, 15 October 2010.

2 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

3 Papers

Twelve papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

4 Select committee reports

The presentation of five reports was announced.

The following bills were set down for second reading:

- Securities Trustees and Statutory Supervisors Bill
- Courts and Criminal Matters Bill.

The report on the International treaty examination of the Agreement between the Government of New Zealand and the Government of the Cook Islands concerning the Delimitation of the Maritime Boundaries between Tokelau and the Cook Islands was set down for consideration (*see* Schedule for select committee reports).

5 Questions for oral answer

Twelve questions to Ministers were answered.

6 Government orders of the day**New Zealand Public Health and Disability Amendment Bill**

The New Zealand Public Health and Disability Amendment Bill was read a third time.

Rugby World Cup 2011 (Empowering) Bill

Hon Dr Wayne Mapp for Hon Murray McCully moved, and the question was proposed, That the Rugby World Cup 2011 (Empowering) Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Motion agreed to.

The Rugby World Cup 2011 (Empowering) Bill was read a second time and set down for Committee stage next sitting day.

Ngāti Manawa and Ngāti Whare Claims Settlement Bill

The Ngāti Manawa and Ngāti Whare Claims Settlement Bill was read a first time and stood referred to a select committee.

Resolved, That the Māori Affairs Committee consider the Ngāti Manawa and Ngāti Whare Claims Settlement Bill, that the committee report finally to the House on or before 31 March 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, on a Friday in a week in which there has been a sitting of the House, and outside the Wellington area during a sitting of the House, despite Standing Orders 187, 189(a), and 190(1)(b) and (c) (*Hon Christopher Finlayson*).

Identity Information Confirmation Bill

The House resumed the interrupted debate on the question, That the Identity Information Confirmation Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 111

New Zealand National 58; New Zealand Labour 41; ACT New Zealand 5; Māori Party 5; Progressive 1; United Future 1

Noes 9

Green Party 9

Motion agreed to.

The Identity Information Confirmation Bill was read a first time and stood referred to a select committee.

Resolved, That the Government Administration Committee consider the Identity Information Confirmation Bill (*Hon Simon Power for Hon Nathan Guy*).

7 Adjournment

At 9.59 pm the House adjourned.

Wednesday, 20 October 2010

The House met at 2.00 pm.

Prayers

1 Papers

Five papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

2 Select committee reports

The presentation of one report was announced.

The interim report on the Education Amendment Bill (No 2) was set down for consideration (*see* Schedule for select committee reports).

3 Questions for oral answer

Twelve questions to Ministers were answered.

Three questions to a member were answered.

4 General debate

Hon Bill English moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

5 Private and local orders of the day**Christ's College (Canterbury) Amendment Bill**

The Speaker declared the House in Committee for consideration of the Christ's College (Canterbury) Amendment Bill.

(In the Committee)

Preamble read.

Resolved, That the Preamble stand part.

Clause 1 read.

Resolved, That clause 1 stand part.

Clause 2 read.

Resolved, That clause 2 stand part.

Clause 3 read.

Resolved, That clause 3 stand part.

Christ's College (Canterbury) Amendment Bill

Clause 4 read.

Resolved, That clause 4 stand part.

Clause 5 read.

Resolved, That clause 5 stand part.

The Chairperson announced that the bill would be reported without amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Christ's College (Canterbury) Amendment Bill without amendment.

The report was adopted and the bill set down for third reading forthwith.

The Christ's College (Canterbury) Amendment Bill was read a third time.

6 Members' orders of the day

Electoral (Disqualification of Convicted Prisoners) Amendment Bill

Paul Quinn moved, and the question was proposed, That the Electoral (Disqualification of Convicted Prisoners) Amendment Bill be now read a second time.

On the question, That the amendments recommended by the Law and Order Committee by majority be agreed to, the votes were recorded as follows:

Ayes 63

New Zealand National 58; ACT New Zealand 5

Noes 55

New Zealand Labour 39; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Vote corrected having originally been announced as Ayes 64, Noes 54.

Resolved, That the amendments recommended by the Law and Order Committee by majority be agreed to.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 63

New Zealand National 58; ACT New Zealand 5

Noes 55

New Zealand Labour 39; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Motion agreed to.

The Electoral (Disqualification of Sentenced Prisoners) Amendment Bill (formerly the Electoral (Disqualification of Convicted Prisoners) Amendment Bill) was read a second time and set down for Committee stage next sitting day.

Education (Freedom of Association) Amendment Bill

Hon Heather Roy moved, and the question was proposed, That the Education (Freedom of Association) Amendment Bill be now read a second time.

7 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Thursday, 21 October 2010

The House met at 2.00 pm.

Prayers

1 Business statement

The Acting Leader of the House made a statement relating to the business of the House.

2 Papers

Seventeen papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

3 Select committee reports

The presentation of two reports was announced.

The report on the Report from the Controller and Auditor-General on effectiveness of arrangements to check the standard of services provided by rest homes was set down for consideration (*see* Schedule for select committee reports).

4 Questions for oral answer

Twelve questions to Ministers were answered.

One question to a member was answered.

5 Government orders of the day**Ngati Tuwharetoa, Raukawa, and Te Arawa River Iwi Waikato River Bill**

Hon Christopher Finlayson moved, and the question was proposed, That the Ngati Tuwharetoa, Raukawa, and Te Arawa River Iwi Waikato River Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 113

New Zealand National 57; New Zealand Labour 40; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Noes 5

ACT New Zealand 5

Motion agreed to.

The Ngati Tuwharetoa, Raukawa, and Te Arawa River Iwi Waikato River Bill was read a third time.

Child and Family Protection Bill

The Speaker declared the House in Committee for consideration of the Child and Family Protection Bill.

(In the Committee)

Clauses 1 and 2, and Parts 1 to 3 read.

At 5.55 pm the Chairperson left the chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Child and Family Protection Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

6 Adjournment

At 5.56 pm the House adjourned.

Tuesday, 26 October 2010

The House met at 2.00 pm.

Prayers

1 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

2 Papers

One paper was announced as published under the authority of the House.

The Speaker presented one further paper (*see* Schedule for papers published under the authority of the House and papers presented).

3 Select committee reports

The presentation of two reports was announced.

The report on the International treaty examination of the Agreement between the Government of New Zealand and the Government of the Republic of the Marshall Islands on the Exchange of Information with respect to Taxes; the Agreement between the Government of New Zealand and the Government of the Republic of the Marshall Islands for the Allocation of Taxing Rights with respect to Certain Income of Individuals and to Establish a Mutual Agreement Procedure in respect of Transfer Pricing Adjustments; the Agreement between the Government of New Zealand and the Government of Samoa on the Exchange of Information with respect to Taxes; the Agreement between the Government of New Zealand and the Government of Samoa for the Allocation of Taxing Rights with respect to Certain Income of Individuals and to Establish a Mutual Agreement Procedure in respect of Transfer Pricing Adjustments; and the Agreement between the Government of New Zealand and the Government of the Republic of Vanuatu on the Exchange of Information with respect to Taxes was set down for consideration (*see* Schedule for select committee reports).

4 Introduction of bills

The introduction of the Taxation (International Investment and Remedial Matters) Bill was announced and the bill set down for first reading.

5 Questions for oral answer

Twelve questions to Ministers were answered.

6 Application to debate a matter of urgent public importance

The Speaker notified the House that Hon David Parker had indicated his desire to move (for the purpose of debating the announcement by the Acting Attorney-

General on 21 October 2010 that Justice Wilson will resign), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

7 Government orders of the day

Governor-General Bill and Rugby World Cup 2011 (Empowering) Bill

The order of the day for consideration in Committee of the Governor-General Bill and the Rugby World Cup 2011 (Empowering) Bill was called.

Instruction to Committee

Keith Locke moved, That it be an instruction to the Committee of the whole House on the Governor-General Bill that it have the power to consider and, if it thinks fit, adopt the amendments set out on Supplementary Order Paper No 173.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 9

Green Party 9

Noes 111

New Zealand National 58; New Zealand Labour 41; ACT New Zealand 5; Māori Party 5; Progressive 1; United Future 1

Motion not agreed to.

The Speaker declared the House in Committee for consideration of the Governor-General Bill and the Rugby World Cup 2011 (Empowering) Bill.

(In the Committee)

Governor-General Bill

Part 1 read.

Kanwaljit Singh Bakshi moved, That the question be now put. The Chairperson declined the motion.

David Bennett moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 50

New Zealand Labour 41; Green Party 9

Resolved, That the question be now put.

The following amendment was put:

Clause 11(1):

To omit “and the use of chauffeured cars” (*Keith Locke*).

Governor-General Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 9

Green Party 9

Noes 111

New Zealand National 58; New Zealand Labour 41; ACT New Zealand 5; Māori Party 5; Progressive 1; United Future 1

Amendment not agreed to.

Resolved, That Part 1 stand part.

Part 2 read.

The following amendment was put:

New clause 20A:

Amendment set out on Supplementary Order Paper No 164 (*Rt Hon John Key*).

Resolved, That the amendment be agreed to.

Resolved, That Part 2, as amended, stand part.

Clauses 1 and 2 read.

Chris Tremain moved, That the question be now put. The Chairperson declined the motion.

John Hayes moved, That the question be now put. The Chairperson declined the motion.

John Hayes moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That the question be now put.

Resolved, That clause 1 stand part.

Resolved, That clause 2 stand part.

The Chairperson announced that the bill would be reported with amendment presently.

Rugby World Cup 2011 (Empowering) Bill

Part 1 read.

Hon Tau Henare moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That the question be now put.

Resolved, That Part 1 stand part.

Rugby World Cup 2011 (Empowering) Bill

Part 2 read.

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bills

The Speaker resumed the Chair, and the Chairperson reported the Governor-General Bill with amendment and reported progress on the Rugby World Cup 2011 (Empowering) Bill.

The report was adopted and the Governor-General Bill set down for third reading next sitting day.

The Rugby World Cup 2011 (Empowering) Bill was set down for further consideration in Committee next sitting day.

8 Adjournment

At 9.56 pm the House adjourned.

Wednesday, 27 October 2010

The House met at 2.00 pm.

Prayers

1 Papers

Two papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

2 Questions for oral answer

Twelve questions to Ministers were answered.

3 General debate

Hon Annette King moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

4 Government orders of the day**Rugby World Cup 2011 (Empowering) Bill**

The order of the day for consideration in Committee of the Rugby World Cup 2011 (Empowering) Bill was called.

Instructions to Committee

Hon Trevor Mallard moved, That it be an instruction to the Committee of the whole House on the Rugby World Cup 2011 (Empowering) Bill that it have the power to consider and, if it thinks fit, adopt typescript amendments to clause 51 in his name.

Chris Tremain moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That the question be now put.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Motion not agreed to.

Iain Lees-Galloway moved, That it be an instruction to the Committee of the whole House on the Rugby World Cup 2011 (Empowering) Bill that it have the power to consider and, if it thinks fit, adopt typescript amendments to clause 72 in his name.

Chris Tremain moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 42

New Zealand Labour 41; Progressive 1

Abstentions 9

Green Party 9

Resolved, That the question be now put.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 42

New Zealand Labour 41; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Abstentions 9

Green Party 9

Motion not agreed to.

The Speaker declared the House in Committee for further consideration of the Rugby World Cup 2011 (Empowering) Bill.

(In the Committee)

Part 2 read again.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

John Hayes moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That the question be now put.

Resolved, That Part 2 stand part.

Part 3 read.

Jacqui Dean moved, That the question be now put. The Chairperson declined the motion.

Chris Tremain moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 49

New Zealand Labour 39; Green Party 9; Progressive 1

Resolved, That the question be now put.

The following amendments were put:

Clause 20(d):

To omit “19(4)” and substitute “19(2)(d)”.

*Rugby World Cup 2011 (Empowering) Bill**Clause 32(1):*

To omit “or if a hearing is not conducted under section 29” and substitute “(whether or not a hearing is conducted)”.

Clause 32(3):

To omit paragraph (a) and substitute the following paragraph:

- (a) in the case of an application which is not publicly notified,—
 - (i) not later than 5 working days after notice is given under section 29A(2); or
 - (ii) not later than 10 working days after the end of a hearing, if one is conducted; or

Clause 32(3)(b):

To omit “to which subsection (2) applies” and substitute “that is publicly notified” (*Hon Murray McCully*).

Resolved, That the amendments be agreed to.

Resolved, That Part 3, as amended, stand part.

Part 4 read.

John Hayes moved, That the question be now put. The Chairperson declined the motion.

Sandra Goudie moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 48

New Zealand Labour 39; Green Party 8; Progressive 1

Resolved, That the question be now put.

The following amendment was put:

Clause 51:

To add the following subclause:

- (5) Despite subclause (4), if the Authority’s recommendation is to not grant an urgent application the Minister may not override that advice and grant the application.

(*Hon Trevor Mallard*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 53

New Zealand Labour 39; Green Party 8; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

On the question, That Part 4 stand part, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 48

New Zealand Labour 39; Green Party 8; Progressive 1

Resolved, That Part 4 stand part.

Rugby World Cup 2011 (Empowering) Bill

Part 5 read.

John Hayes moved, That the question be now put. The Chairperson declined the motion.

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Rugby World Cup 2011 (Empowering) Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

5 Adjournment

At 9.55 pm the House adjourned.

Thursday, 28 October 2010

The House met at 2.00 pm.

Prayers

1 Business statement

The Leader of the House made a statement relating to the business of the House.

2 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

3 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

4 Select committee reports

The presentation of one report was announced.

The Television New Zealand Amendment Bill was set down for second reading (*see* Schedule for select committee reports).

5 Introduction of bills

The introduction of the Citizenship Amendment Bill was announced and the bill set down for first reading.

6 Questions for oral answer

Twelve questions to Ministers were answered.

7 Application to debate a matter of urgent public importance

The Speaker notified the House that Hon Trevor Mallard had indicated his desire to move (for the purpose of debating the announcement regarding changes to widen the qualifying criteria for the Large Budget Screen Production Fund), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

8 Urgency

Hon Gerry Brownlee moved a motion to accord urgency to certain business.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That urgency be accorded the introduction and passing of Government bills.

9 Introduction and passing of Government bills

Employment Relations (Film Production Work) Amendment Bill

The Employment Relations (Film Production Work) Amendment Bill was introduced and set down for first reading forthwith.

Hon Kate Wilkinson moved, and the question was proposed, That the Employment Relations (Film Production Work) Amendment Bill be now read a first time.

Hon Trevor Mallard moved the following amendment:

To omit “now” and add “this day 3 months”.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Motion agreed to.

The Employment Relations (Film Production Work) Amendment Bill was read a first time and set down for second reading forthwith.

Hon Kate Wilkinson moved, and the question was proposed, That the Employment Relations (Film Production Work) Amendment Bill be now read a second time.

Hon Trevor Mallard moved the following amendment:

To omit “now” and add “until the bill has been amended to remove clause 4 and insert a schedule of employee protections”.

Amendment ruled out of order as making the House’s decision on the bill’s second reading unclear.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Motion agreed to.

The Employment Relations (Film Production Work) Amendment Bill was read a second time and set down for Committee stage forthwith.

The Speaker declared the House in Committee for consideration of the Employment Relations (Film Production Work) Amendment Bill.

(In the Committee)

Clause 1 read.

David Bennett moved, That the question be now put. The Chairperson declined the motion.

Dr Paul Hutchison moved, That the question be now put. The Chairperson declined the motion.

Louise Upston moved, That the question be now put. The Chairperson declined the motion.

Amy Adams moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That the question be now put.

The following amendment was tabled:

To omit “Film Production Work” and substitute “As Requested by Warner Brothers” (*Hon Trevor Mallard*).

Amendment ruled out of order as not being a serious amendment.

On the question, That clause 1 stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That clause 1 stand part.

Clause 2 read.

Simon Bridges moved, That the question be now put. The Chairperson declined the motion.

John Hayes moved, That the question be now put. The Chairperson declined the motion.

Employment Relations (Film Production Work) Amendment Bill

Dr Paul Hutchison moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That the question be now put.

The following amendment was put:

To omit the words after “force” and substitute “1 April 2012” (*Hon Trevor Mallard*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

On the question, That clause 2 stand part, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That clause 2 stand part.

The following amendment was proposed:

New clause 2A:

To insert the following clause after clause 2:

2A This Act expires on the close of 8 November 2010.

(*Hon Trevor Mallard*)

The sitting was suspended between 10.00 pm and 9.00 am.

Friday, 29 October 2010

New clause 2A read again.

David Bennett moved, That the question be now put. The Chairperson declined the motion.

Chris Tremain moved, That the question be now put. The Chairperson declined the motion.

Chris Tremain moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That the question be now put.

Employment Relations (Film Production Work) Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

Clause 3 read.

Dr Cam Calder moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That the question be now put.

On the question, That clause 3 stand part, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That clause 3 stand part.

Clause 4 read.

The following amendment was tabled:

To omit “excludes” from section 6(1)(d) and substitute “includes unless their employment agreement expressly provides otherwise” (*Hon Trevor Mallard*).

Amendment ruled out of order as being inconsistent with the principles and objects of the bill.

The following amendments were put:

Subclause (1):

To add the following paragraph to section 6(1):

“(e) paragraph (d) expires on the close of 8 November 2010.”

(*Hon Trevor Mallard*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

New subclause (5):

To add the following subclause:

(5) This section expires on the close of 8 November 2010.

(*Hon Trevor Mallard*)

Employment Relations (Film Production Work) Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

Subclause (2):

To omit “an” from new subsection (1A) and substitute “a written”.

Subclause (3):

To omit from paragraph (a)(v) of the definition of **film production work**, “subparagraph (i)” and substitute “subparagraphs (i) to (iv)” (*Hon Kate Wilkinson*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That the amendments be agreed to.

On the question, That clause 4, as amended, stand part, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That clause 4, as amended, stand part.

The following amendment was proposed:

New clauses 5 to 9:

To add the following clauses:

5 Review of operation of Act and related matters

- (1) The Employment Relations (Film Production Work) Law Review Committee must,—
 - (a) as soon as practicable after the commencement of this Act,—
 - (i) assess the number of persons working as film production workers in New Zealand and any prescribed matters relating to film production work; and
 - (ii) report on its findings to the Minister of Labour; and
 - (b) no sooner than the expiry of 3 years, but before the expiry of 5 years, after the commencement of this Act,—
 - (i) review the operation of this Act since its commencement; and
 - (ii) assess the impact of this Act on the number of persons working as film production workers in New Zealand and any prescribed matters relating to film production work; and
 - (iv) consider whether any amendments to this Act or any other law are necessary or desirable; and
 - (v) consider whether any further review or assessment of the matters set out in this paragraph is necessary or desirable; and
 - (vi) report on its findings to the Minister of Labour; and
 - (c) carry out any other review, assessment, and reporting required by regulations made under this Act.

Employment Relations (Film Production Work) Amendment Bill

- (2) The Minister of Labour must present a copy of any report provided under this section to the House of Representatives as soon as practicable after receiving it.

6 Employment Relations (Film Production Work) Law Review Committee

- (1) The Employment Relations (Film Production Work) Law Review Committee must consist of 11 members appointed by the Minister of Labour.
- (2) The Minister of Labour must appoint—
 - (a) 2 persons nominated by the Minister of Labour; and
 - (b) 4 persons nominated by the New Zealand Council of Trade Unions (or, if there is no New Zealand Council of Trade Unions, by the union registered under Part 4 of the Employment Relations Act 2002 that the Minister of Labour considers represents the interests of the largest number of New Zealand workers); and
 - (c) 1 person nominated by the Minister of Women's Affairs; and
 - (d) 1 person nominated by the Minister of Māori Affairs; and
 - (e) 1 person nominated by the Minister of Youth Affairs.
- (3) The Minister of Labour may, on the recommendation of a member's nominator, remove a member from office for inability to perform the member's duties, misconduct by the member, or any other just cause proved to the satisfaction of the nominator.
- (4) The member is not entitled to compensation or other payment relating to removal from office.
- (5) The Employment Relations (Film Production Work) Law Review Committee ceases to exist on a date appointed by the Minister of Labour, by notice in the Gazette, that is after the date of its report to the Minister under section 42(1)(b)(vii).

7 Other provisions on appointment, removal, term, and resignation of members of Employment Relations (Film Production Work) Law Review Committee

- (1) A member must be appointed or removed by written notice to the member and his or her nominator.
- (2) A member holds office for a term stated in that notice of up to 5 years.
- (3) A member whose term of office expires continues to hold office until he or she is reappointed or his or her successor is appointed.
- (4) However, all members cease to hold office on the date on which the Employment Relations (Film Production Work) Law Review Committee ceases to exist.
- (5) A person may be reappointed as a member.
- (6) A member may resign by written notice to the Minister of Labour and his or her nominator.
- (7) The powers of the Employment Relations (Film Production Work) Law Review Committee are not affected by any vacancy in its membership.

8 Remuneration of members of Employment Relations (Film Production Work) Law Review Committee

- (1) A member is entitled to receive remuneration by way of fees, salary, or allowances and travelling allowances and expenses in accordance with the Fees and Travelling Allowances Act 1951 (and the provisions of that Act apply as if the Employment Relations (Film Production Work) Law Review Committee were a statutory Board under that Act).
- (2) That remuneration must be paid out of the departmental bank account operated by the Department of Labour.
- (3) This section does not apply to a person who is a member in his or her capacity as an employee of a department.

*Employment Relations (Film Production Work) Amendment Bill***9 Procedure of Employment Relations (Film Production Work) Law Review Committee**

The Employment Relations (Film Production Work) Law Review Committee may regulate its own procedure.

(Hon Trevor Mallard)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

The Chairperson announced that the bill would be reported with amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Employment Relations (Film Production Work) Amendment Bill with amendment.

On the question, That the report be adopted, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Motion agreed to.

The report was adopted and the bill set down for third reading forthwith.

Hon Kate Wilkinson moved, and the question was proposed, That the Employment Relations (Film Production Work) Amendment Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 4; Māori Party 3; United Future 1

Noes 50

New Zealand Labour 41; Green Party 8; Progressive 1

Motion agreed to.

The Employment Relations (Film Production Work) Amendment Bill was read a third time.

Summary Proceedings Amendment Bill (No 2)

The Summary Proceedings Amendment Bill (No 2) was introduced and set down for first reading forthwith.

Hon Kate Wilkinson for Hon Simon Power moved, and the question was proposed, That the Summary Proceedings Amendment Bill (No 2) be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 94

New Zealand National 58; New Zealand Labour 30; ACT New Zealand 4; Progressive 1; United Future 1

Abstentions 7

Green Party 7

Motion agreed to.

The Summary Proceedings Amendment Bill (No 2) was read a first time and set down for second reading forthwith.

Hon Kate Wilkinson for Hon Simon Power moved, and the question was proposed, That the Summary Proceedings Amendment Bill (No 2) be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 94

New Zealand National 58; New Zealand Labour 30; ACT New Zealand 4; Progressive 1; United Future 1

Abstentions 7

Green Party 7

Motion agreed to.

The Summary Proceedings Amendment Bill (No 2) was read a second time and set down for Committee stage forthwith.

The Speaker declared the House in Committee for consideration of the Summary Proceedings Amendment Bill (No 2).

(In the Committee)

Clauses 1 to 6 read.

On the question, That clauses 1 to 6 stand part, the votes were recorded as follows:

Ayes 94

New Zealand National 58; New Zealand Labour 30; ACT New Zealand 4; Progressive 1; United Future 1

Abstentions 7

Green Party 7

Resolved, That clauses 1 to 6 stand part.

The Chairperson announced that the bill would be reported without amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Summary Proceedings Amendment Bill (No 2) without amendment.

The report was adopted and the bill set down for third reading forthwith.

Hon Kate Wilkinson for Hon Simon Power moved, and the question was proposed, That the Summary Proceedings Amendment Bill (No 2) be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 94

New Zealand National 58; New Zealand Labour 30; ACT New Zealand 4; Progressive 1; United Future 1

Abstentions 6

Green Party 6

Motion agreed to.

The Summary Proceedings Amendment Bill (No 2) was read a third time.

10 Adjournment

At 2.35 pm on Friday, 29 October 2010 the House adjourned.

Tuesday, 9 November 2010

The House met at 2.00 pm.

Prayers

1 Ministerial statement

Hon David Carter made a ministerial statement relating to the discovery of kiwifruit disease.

2 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

3 Papers

Five papers were announced as published under the authority of the House.

The Speaker presented one further paper (*see* Schedule for papers published under the authority of the House and papers presented).

4 Select committee reports

The presentation of eight reports was announced.

The following bills were set down for second reading:

- Education Amendment Bill (No 2)
- Employment Relations Amendment Bill (No 2)
- Holidays Amendment Bill
- Copyright (Infringing File Sharing) Amendment Bill
- Local Government Act 2002 Amendment Bill
- Search and Surveillance Bill
- Military Manoeuvres Act Repeal Bill.

The report on the Inquiry into the tobacco industry in Aotearoa and the consequences of tobacco use for Māori was set down for consideration (*see* Schedule for select committee reports).

5 Introduction of bills

The introduction of the—

- Alcohol Reform Bill
- Māori Purposes Bill
- Aquaculture Legislation Amendment Bill (No 3)—

was announced and the bills were set down for first reading.

6 Questions for oral answer

Twelve questions to Ministers were answered.

7 Debate on a matter of urgent public importance

The Speaker notified the House that Hon David Parker had indicated his desire to move (for the purpose of debating the resignation of Justice Wilson), That the House take note of a matter of urgent public importance.

The Speaker further notified the House that Hon Trevor Mallard had indicated his desire to move (for the purpose of debating the decision of the Acting Attorney-General to approve a resignation package for former Justice Wilson), That the House take note of a matter of urgent public importance.

The Speaker stated that in his opinion the two applications, while not identical, related to the same matter and therefore priority would be given to the first application received.

Hon David Parker moved, and the question was proposed, That the House take note of a matter of urgent public importance.

The motion lapsed.

8 Government orders of the day

Rugby World Cup 2011 (Empowering) Bill

The Speaker declared the House in Committee for further consideration of the Rugby World Cup 2011 (Empowering) Bill.

(In the Committee)

Part 5 read again.

Jacqui Dean moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 92

New Zealand National 58; New Zealand Labour 23 (*Ardern, Beaumont, Chadwick, Cunliffe, Curran, Davis, Fenton, Goff, Hawkins, Hipkins, Hodgson, Horomia, Hughes, Huo, King, Lees-Galloway, Mackey, Mallard, Nash, Parker, Prasad, Robertson G, Twyford*); ACT New Zealand 5; Māori Party 5; United Future 1

Noes 21

New Zealand Labour 11 (*Chauvel, Choudhary, Dalziel, Dyson, Mahuta, O'Connor, Ririnui, Robertson R, Sio, Shearer, Street*); Green Party 9; Progressive 1

Abstentions 4

New Zealand Labour 4 (*Burns, Cosgrove, Moroney, Sepuloni*)

Resolved, That the question be now put.

The following amendment was put:

Clause 72(1)(a):

To add the following subparagraph:

- (iii) must display details of various transportation options available nearby the premises for patrons to encourage them to choose safe transportation.

(Iain Lees-Galloway)

Rugby World Cup 2011 (Empowering) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 53

New Zealand Labour 38; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

On the question, That Part 5 stand part, the votes were recorded as follows:

Ayes 92

New Zealand National 58; New Zealand Labour 23 (*Arder, Beaumont, Chadwick, Cunliffe, Curran, Davis, Fenton, Goff, Hawkins, Hipkins, Hodgson, Horomia, Hughes, Huo, King, Lees-Galloway, Mackey, Mallard, Nash, Parker, Prasad, Robertson G, Twyford*); ACT New Zealand 5; Māori Party 5; United Future 1

Noes 21

New Zealand Labour 11 (*Chauvel, Choudhary, Dalziel, Dyson, Mahuta, O'Connor, Ririnui, Robertson R, Sio, Shearer, Street*); Green Party 9; Progressive 1

Abstentions 4

New Zealand Labour 4 (*Burns, Cosgrove, Moroney, Sepuloni*)

Resolved, That Part 5 stand part.

Part 6 read.

John Hayes moved, That the question be now put. The Chairperson declined the motion.

Craig Foss moved, That the question be now put. The Chairperson declined the motion.

Resolved, That the question be now put (*Amy Adams*).

On the question, That Part 6 stand part, the votes were recorded as follows:

Ayes 108

New Zealand National 58; New Zealand Labour 38; ACT New Zealand 5; Māori Party 5; Progressive 1; United Future 1

Noes 9

Green Party 9

Resolved, That Part 6 stand part.

Schedule 1 read.

Resolved, That Schedule 1 stand part.

Schedule 2 read.

Resolved, That Schedule 2 stand part.

Clauses 1 and 2 read.

Resolved, That clause 1 stand part.

The following amendment was put:

Clause 2(1):

To insert "Sections 1 and 2 and" before "Parts" (*Hon Murray McCully*).

Resolved, That the amendment be agreed to.

Rugby World Cup 2011 (Empowering) Bill

Resolved, That clause 2, as amended, stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Rugby World Cup 2011 (Empowering) Bill with amendment.

The report was adopted and the bill set down for third reading next sitting day.

Taxation (International Investment and Remedial Matters) Bill

The Taxation (International Investment and Remedial Matters) Bill was read a first time and stood referred to a select committee.

Resolved, That the Finance and Expenditure Committee consider the bill (*Hon Dr Jonathan Coleman for Hon Peter Dunne*).

Governor-General Bill

Hon Phil Heatley for Rt Hon John Key moved, and the question was proposed, That the Governor-General Bill be now read a third time.

9 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Wednesday, 10 November 2010

The House met at 2.00 pm.

Prayers

1 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

2 Questions for oral answer

Twelve questions to Ministers were answered.

3 General debate

Hon Gerry Brownlee moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

4 Members' orders of the day**Electoral (Disqualification of Sentenced Prisoners) Amendment Bill**

The Speaker declared the House in Committee for consideration of the Electoral (Disqualification of Sentenced Prisoners) Amendment Bill.

(In the Committee)

Clauses 1 to 5 read.

The following amendment was proposed:

New clause 6:

Amendment set out on Supplementary Order Paper No 174 (*Paul Quinn*).

Resolved, That the amendment be agreed to.

On the question, That clauses 1 to 6 stand part, the votes were recorded as follows:

Ayes 63

New Zealand National 58; ACT New Zealand 5

Noes 57

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Resolved, That clauses 1 to 6 stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Electoral (Disqualification of Sentenced Prisoners) Amendment Bill with amendment.

On the question, That the report be adopted, the votes were recorded as follows:

Ayes 63

New Zealand National 58; ACT New Zealand 5

Noes 57

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Motion agreed to.

The report was adopted and the bill set down for third reading next sitting day.

Education (Freedom of Association) Amendment Bill

The House resumed the interrupted debate on the question, That the Education (Freedom of Association) Amendment Bill be now read a second time.

Resolved, That the amendments recommended by the Education and Science Committee by majority be agreed to.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 54

New Zealand Labour 39; Green Party 9; Māori Party 5; Progressive 1

Motion agreed to.

The Education (Freedom of Association) Amendment Bill was read a second time and set down for Committee stage next sitting day.

Employment Relations (Workers' Secret Ballot for Strikes) Amendment Bill

Hon Tau Henare moved, and the question was proposed, That the Employment Relations (Workers' Secret Ballot for Strikes) Amendment Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 53

New Zealand Labour 38; Green Party 9; Māori Party 5; Progressive 1

Motion agreed to.

The Employment Relations (Secret Ballot for Strikes) Amendment Bill (formerly the Employment Relations (Workers' Secret Ballot for Strikes) Amendment Bill was read a second time and set down for Committee stage next sitting day.

Animal Welfare (Treatment of Animals) Amendment Bill

Sue Kedgley moved, and the question was proposed, That the Animal Welfare (Treatment of Animals) Amendment Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 56

New Zealand Labour 39; Green Party 9; Māori Party 5; Progressive 1; United Future 1;
Independent: Carter C

Noes 62

New Zealand National 58; ACT New Zealand 4

Result corrected after originally being announced as Ayes 57, Noes 62.

Motion not agreed to.

5 Adjournment

At 9.58 pm the House adjourned.

Thursday, 11 November 2010

The House met at 2.00 pm.

Prayers

1 Business statement

The Deputy Leader of the House made a statement relating to the business of the House.

2 Papers

Five papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

3 Select committee reports

The presentation of one report was announced (*see* Schedule for select committee reports).

4 Introduction of bills

The introduction of the Register of Pecuniary Interests of Judges Bill was announced and the bill set down for first reading.

5 Questions for oral answer

Twelve questions to Ministers were answered.

6 Application to debate a matter of urgent public importance

The Speaker notified the House that Charles Chauvel had indicated his desire to move (for the purpose of debating the release of the National Institute of Water and Atmospheric Research report, Lake water quality in New Zealand 2010: Status and trends), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

7 Government orders of the day

Alcohol Reform Bill

Hon Simon Power moved, and the question was proposed, That the Alcohol Reform Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 114

New Zealand National 58; New Zealand Labour 38; Green Party 9; Māori Party 5; ACT New Zealand 2 (*Boscawen, Hide*), Progressive 1; United Future 1

Noes 3

ACT New Zealand 3 (*Calvert, Douglas, Roy H*)

The Alcohol Reform Bill was read a first time and stood referred to a select committee.

Resolved, That the Justice and Electoral Committee consider the bill (*Hon Kate Wilkinson for Hon Simon Power*).

Employment Relations Amendment Bill (No 2)

Hon Kate Wilkinson moved, and the question was proposed, That the Employment Relations Amendment Bill (No 2) be now read a second time.

8 Adjournment

At 6.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Tuesday, 16 November 2010

The House met at 2.00 pm.

Prayers

1 Introduction of distinguished visitor

The Speaker informed the House that the Portfolio Committee on Agriculture from the KwaZulu-Natal Legislature of South Africa, led by Richard Themba Mthembu, was within the precincts of the Chamber.

The delegation was welcomed with applause.

2 Correction of vote

The Speaker corrected the vote on the first reading of the Animal Welfare (Treatment of Animals) Amendment Bill. The correct result is Ayes 56, Noes 62.

3 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

4 Papers

Seven papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

5 Select committee reports

The presentation of nine reports was announced.

The following bills were set down for second reading:

- Subordinate Legislation (Confirmation and Validation) Bill (No 2)
- New Zealand Productivity Commission Bill
- Taxation (GST and Remedial Matters) Bill
- Airports (Cost Recovery for Processing of International Travellers) Bill.

The following reports were set down for consideration:

- Report from the Parliamentary Commissioner for the Environment on Making difficult decisions: Mining the conservation estate
- Briefing from Aung Khaing Min

(*see* Schedule for select committee reports).

6 Introduction of bills

The introduction of the—

- Criminal Procedure (Reform and Modernisation) Bill
- Social Security Amendment Bill (No 3)
- Nga Wai o Maniapoto (Waipa River) Bill
- Social Assistance (Living Alone Payments) Amendment Bill
- Environmental Protection Authority Bill
- Electoral (Administration) Amendment Bill (No 2)—

was announced and the bills were set down for first reading.

7 Questions for oral answer

Twelve questions to Ministers were answered.

8 Application to debate a matter of urgent public importance

The Speaker notified the House that Hon Pete Hodgson had indicated his desire to move (for the purpose of debating the resignation of the Minister for Ethnic Affairs, and Women's Affairs, Pansy Wong), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

9 Government orders of the day

Governor-General Bill

The House resumed the interrupted debate on the question, That the Governor-General Bill be now read a third time.

The Governor-General Bill was read a third time.

Aquaculture Legislation Amendment Bill (No 3)

Hon Phil Heatley moved, and the question was proposed, That the Aquaculture Legislation Amendment Bill (No 3) be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 111

New Zealand National 58; New Zealand Labour 41; ACT New Zealand 5; Māori Party 5; Progressive 1; United Future 1

Noes 9

Green Party 9

Motion agreed to.

The Aquaculture Legislation Amendment Bill (No 3) was read a first time and stood referred to a select committee.

Resolved, That the Primary Production Committee consider the Aquaculture Legislation Amendment Bill (No 3), and that the committee report finally to the House on or before 27 April 2011.

Rugby World Cup 2011 (Empowering) Bill

Hon Nathan Guy for Hon Murray McCully moved, and the question was proposed, That the Rugby World Cup 2011 (Empowering) Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Motion agreed to.

The Rugby World Cup 2011 (Empowering) Bill was read a third time.

10 Urgency

Hon Gerry Brownlee moved a motion to accord urgency to certain business.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That urgency be accorded—

- the second reading of the Courts and Criminal Matters Bill
- the first reading of the Māori Purposes Bill
- the interrupted second reading and Committee stage of the Employment Relations Amendment Bill (No 2)
- the second reading and Committee stage of the Holidays Amendment Bill
- the passing through their remaining stages of the—
 - Local Government Act 2002 Amendment Bill
 - Education Amendment Bill (No 2)
 - Child and Family Protection Bill—

and of any bills into which they may be divided

- the Committee stages of the Ngāti Apa (North Island) Claims Settlement Bill and the Whanganui Iwi (Whanganui (Kaitoke) Prison and Northern Part of Whanganui Forest) On-account Settlement Bill, and
- the second reading of the Television New Zealand Amendment Bill.

11 Business of the House

By leave, agreed that there be questions for oral answer at 2.00 pm on Wednesday, 17 November 2010 and Thursday, 18 November 2010, and that questions be lodged in the normal manner pursuant to Standing Order 371.

12 Government orders of the day—*continued*

Courts and Criminal Matters Bill

Hon Georgina te Heuheu moved, and the question was proposed, That the Courts and Criminal Matters Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 110

New Zealand National 58; New Zealand Labour 41; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 8

Green Party 8

Motion agreed to.

The Courts and Criminal Matters Bill was read a second time and set down for Committee stage next sitting day.

Māori Purposes Bill

Hon Dr Pita Sharples moved, and the question was proposed, That the Māori Purposes Bill be now read a first time.

The sitting was suspended between 10.00 pm and 9.00 am.

Wednesday, 17 November 2010

The House resumed the interrupted debate on the question, That the Māori Purposes Bill be now read a first time.

The Māori Purposes Bill was read a first time and stood referred to a select committee.

Resolved, That the Māori Affairs Committee consider the bill (*Hon Maurice Williamson for Hon Dr Pita Sharples*).

Employment Relations Amendment Bill (No 2)

The House resumed the interrupted debate on the question, That the Employment Relations Amendment Bill (No 2) be now read a second time.

On the question, That the amendments recommended by the Transport and Industrial Relations Committee by majority be agreed to, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That the amendments recommended by the Transport and Industrial Relations Committee by majority be agreed to.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Motion agreed to.

The Employment Relations Amendment Bill (No 2) was read a second time and set down for Committee stage forthwith.

The Speaker declared the House in Committee for consideration of the Employment Relations Amendment Bill (No 2).

(In the Committee)

Part 1 read.

Louise Upston moved, That the question be now put. The Chairperson declined the motion.

Chester Borrows moved, That the question be now put. The Chairperson declined the motion.

Hon Tau Henare moved, That the question be now put. The Chairperson declined the motion.

Dr Jackie Blue moved, That the question be now put. The Chairperson declined the motion.

David Bennett moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That the question be now put.

The following amendments were put:

Clause 6: new section 20A(1):

To add “unless the access is required for urgent health and safety matters” (*Hon Trevor Mallard*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

To add “unless the access is required for matters relating to harassment or discrimination of any employee” (*Hon Trevor Mallard*).

Employment Relations Amendment Bill (No 2)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

To add “unless the access is required for matter relating to redundancies or potential dismissals or where the union representative is seeking to represent a worker in an employment dispute” (*Hon Trevor Mallard*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

To add “unless the access is required for the conducting of a secret ballot” (*Hon Trevor Mallard*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 6: new section 20A(2)(a):

To omit “unreasonably” (*Hon Trevor Mallard*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 6: new section 20A(3):

To omit “, as soon as is reasonably practicable but no later than the working day after the date of the decision” and substitute “on the same day as the decision is given,” (*Hon Trevor Mallard*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Employment Relations Amendment Bill (No 2)

Clause 9:

To omit this clause (*Hon Trevor Mallard*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

The following amendments were proposed:

New clause 12A:

To insert the following clause after clause 12:

12A Effect of trial provision under section 67A

Section 67B(5)(a) is repealed.

(*Hon Trevor Mallard*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

New clause 12B:

To insert the following clause after clause 12:

12B Effect of trial provision under section 67A

Section 67B(5)(b) is repealed.

(*Hon Trevor Mallard*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

New clause 12C:

To insert the following clause after clause 12:

12C Effect of trial provision under section 67A

Section 67B(5) is repealed.

(*Hon Trevor Mallard*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

*Employment Relations Amendment Bill (No 2)**New clause 12D:*

To insert the following clause after clause 12:

12D When employment agreement may contain provision for trial period for 90 days or less

Section 67A is amended by adding the following subsection:

- “(6) A trial provision may not be included in any advertisement for a job as a pre-requisite for employment in that job.”

(Hon Trevor Mallard)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

New clause 12E:

To insert the following clause after clause 12:

12E When employment agreement may contain provision for trial period for 90 days or less

Section 67A(2)(c) is amended by adding “except where the employer has not acted in good faith”.

(Hon Trevor Mallard)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

New clause 12F:

To insert the following clause after clause 12:

12F Effect of trial provision under section 67A

Section 67B(2) is repealed.

(Hon Trevor Mallard)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

New clause 12G:

To insert the following clause after clause 12:

*Employment Relations Amendment Bill (No 2)***12G Effect of trial provision under section 67A**

Section 67B(5) is repealed and the following subsection substituted:

- “(5) If the reason for dismissal provided by the employer is alleged to be frivolous, untrue or unfair, the employee retains the right to take a personal grievance or legal proceedings in relation to that dismissal.”

(Hon Trevor Mallard)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 15: new section 125:

To add the following subsection:

- “(3) If this section applies and the employee concerned is also a union delegate, health and safety representative or member of a party actively involved in bargaining, the Authority must, whether or not it provides for any of the other remedies provided for in section 123, provide, wherever practicable, for reinstatement as described in section 123(a).”

(Hon Trevor Mallard)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 9A(2):

To omit “63(2)(b)” and substitute “63A(2)(b)” *(Hon Kate Wilkinson)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Amendment agreed to.

On the question, That Part 1, as amended, stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That Part 1, as amended, stand part.

Part 2 read.

Dr Jackie Blue moved, That the question be now put.

Employment Relations Amendment Bill (No 2)

On the question, That the question be now put, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 59

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That the question be now put.

On the question, That Part 2 stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That Part 2 stand part.

The following amendment was tabled:

New Parts 3 and 4:

To insert the following new Parts after Part 2:

Part 3

Protections for employees covered by 90-day provisions

41 New part 6AAA: Protections for employees covered by 90-day provisions

To insert the following Part after section 69AAL:

“Part 6AAA

“Protections for employees covered by 90-day provisions

“69AAM Employer must provide access to information about decision to dismiss an employee

- “(1) Notwithstanding the provisions relating to the 90-day trial period in sections 67A and 67B of the principal Act, any employer proposing to dismiss an employee under the provisions of the 90-day trial period must, in good faith, provide access to information about the decision to the affected employee before a final decision is reached.
- “(2) An employee must be provided the opportunity to comment on the information relating to the potential discontinuation of their employment before a final decision is reached.

“69AAN Reasons for dismissal must be given if requested

- “(1) For the avoidance of doubt, employees who are dismissed under the provisions of the 90-day trial period are entitled to request a reason for that dismissal in writing from their employer.
- “(2) A request for reasons for dismissal must be made by the employee, or former employee, within 60 days after they have become aware of the dismissal.
- “(3) Any employer who receives a request for reasons for dismissal from an employee, or former employee, under the terms of subsections (1) and (2) must provide those reasons in writing within 14 days of the request being received.
- “(4) If a request for reasons for dismissal is not complied with by an employer under the conditions of the preceding subsections (1), (2), and (3), the employee, or former employee, has the right to pursue a personal grievance or legal proceedings in relation to that dismissal.

“69AAO Personal grievance may be taken if reason for dismissal is frivolous, untrue, or unfair

- “(1) If the reason for dismissal provided by the employer under section 69AAN is alleged to be frivolous, untrue or unfair, the employee retains the right to take a personal grievance or legal proceedings in relation to that dismissal.

Employment Relations Amendment Bill (No 2)

- “(2) A reason for dismissal will be considered to be unfair if the employer has been requested to provide information in relation to that dismissal and has not complied with that request.
- “(3) A reason for dismissal will be considered to be unfair if the employer has not provided the employee, or former employee, with the opportunity to comment on their potential dismissal before a final decision is made.
- “(4) A reason for dismissal will be considered to be unfair if the employer has not taken into account any comments made by the employee, or former employee, as provided for under section 69AAM(2), before a final decision is made.

“69AAP 90-day trial cannot be advertised as condition of employment

- “(1) A trial provision may not be included in any advertisement for a job as a prerequisite for employment in that job.
- “(2) An employer may not tell any prospective employee that employment is conditional on acceptance of a trial period.
- “(3) A trial period may only be entered into when the employer and employee have negotiated such an agreement in good faith and mutually agreed to those terms.
- “(4) If an employer is found to have breached any of the conditions described in the preceding subsections (1), (2), or (3), the prospective employee may take a personal grievance or legal proceedings against that employer.

“69AAQ Unjustified dismissal and personal grievance remedies may be sought where good faith has been breached

- “(1) For the avoidance of doubt, this section clarifies that an employer must meet the good faith requirements when dealing with an employee who is employed under the 90-day trial provision.
- “(2) Where subsection (1) is not complied with by an employer, the employee has the right to pursue personal grievance or legal proceedings in relation to their dismissal.”

Part 4**Protections for employees belonging to unions****42 New Part 4A: Protections for employees belonging to unions**

To insert the following Part after section 30:

“Part 4A**“Protections for employees belonging to unions****“30A Situations where access to the workplace by union representative may not be denied**

Notwithstanding the provisions relating to union access to the workplace in section 20A, an employer or representative of the employer must not withhold consent for a union representative to access the workplace if the access is required for—

- “(a) health and safety matters;
- “(b) matters relating to alleged harassment or discrimination of an employee;
- “(c) matters relating to redundancies or potential dismissals of any employee;
- “(d) the conducting of a secret ballot.

“30B Conditions on communication during collective bargaining

- “(1) Any communication by an employer with their employees during collective bargaining must not in any way encourage an employee or employees to ignore the advice of their union representatives.
- “(2) Any communication by an employer with their employees during collective bargaining must not in any way attempt to undermine the credibility of a union representative or the credibility of the advice being provided by a union representative.
- “(3) Any communication by an employer with their employees during collective bargaining must not in any way encourage or pressure an employee to revoke their membership of a union.

*Employment Relations Amendment Bill (No 2)***“30C Reinstatement as primary remedy for union delegates, health and safety representatives, and members of bargaining teams**

“(1) This section applies if—

“(a) an employee has a personal grievance:

“(b) the remedies sought by or on behalf of an employee include reinstatement (as described in section 123(1)(a));

“(c) the employee is a union delegate, health and safety representative or member of a party actively involved in bargaining.

“(2) Where the conditions in subsection (1) are met, the Authority must, whether or not it provides for any of the other remedies provided for in section 123, provide, wherever practicable, for reinstatement as described in section 123(a).”

(Hon Trevor Mallard)

Amendment ruled out of order as being more properly associated with Part 1, consideration of which had been completed.

Resolved, That the Chairperson report progress to obtain the Speaker’s ruling on the admissibility of a proposed amendment *(Hon Trevor Mallard)*.

Speaker’s ruling

The Speaker resumed the Chair, and the Chairperson reported that he had been directed to report progress to obtain the Speaker’s ruling on the admissibility of a proposed amendment.

The Speaker ruled on the matter referred to him on motion by the Committee.

13 Questions for oral answer

Eleven questions to Ministers were answered.

14 Government orders of the day—continued**Instruction to Committee**

Hon Trevor Mallard moved, That it be an instruction to the Committee of the whole House on the Employment Relations Amendment Bill (No 2) that it have the power to consider and, if it thinks fit, adopt an amendment not proposed in the correct place.

Motion ruled out of order as not having been moved at the appropriate time.

Employment Relations Amendment Bill (No 2)

The Speaker declared the House in Committee for further consideration of the Employment Relations Amendment Bill (No 2).

(In the Committee)

Schedule 1 read.

Employment Relations Amendment Bill (No 2)

On the question, That Schedule 1 stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 57

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1;

Independent: Carter C

Resolved, That Schedule 1 stand part.

Schedule 2 read.

On the question, That Schedule 2 stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That Schedule 2 stand part.

Clauses 1 to 3 read.

Paul Quinn moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That the question be now put.

The following amendments were put:

Clause 1:

To omit “Employment Relations Amendment Bill (No 2)” and substitute “Employment Relations (Trial Periods and Union Access) Amendment Bill” (*Hon Trevor Mallard*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

To omit “Employment Relations Amendment Bill (No 2)” and substitute “Employment Relations (Trial periods, Union Access and Consequential Amendments) Amendment Bill” (*Hon Trevor Mallard*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

Employment Relations Amendment Bill (No 2)

The following amendments were tabled:

Clause 1:

To omit “Employment Relations Amendment Bill (No 2)” and substitute “Employment Relations (Extended Application of Trial Periods and New Conditions on Union Access) Amendment Bill”.

To omit “Employment Relations Amendment Bill (No 2)” and substitute “Employment Relations (Extended Application of Trial Periods, New Conditions on Union Access and Consequential Amendments) Amendment Bill”.

To omit “Employment Relations Amendment Bill (No 2)” and substitute “Employment Relations (Application of Trial Periods to all Employers and New Conditions on Union Access) Amendment Bill”.

To omit “Employment Relations Amendment Bill (No 2)” and substitute “Employment Relations (Application of Trial Periods to all Employers, New Conditions on Union Access and Consequential Amendments) Amendment Bill”.

To omit “Employment Relations Amendment Bill (No 2)” and substitute “Employment Relations (Conditional Union Access) Amendment Bill”.

To omit “Employment Relations Amendment Bill (No 2)” and substitute “Employment Relations (Union Access, Extension of Trial Period and Transitional Provisions) Amendment Bill” (*Hon Trevor Mallard*).

Amendments ruled out of order as being the same in substance as previous amendments that had been negated.

The following amendments were put:

Clause 1:

To omit “Employment Relations Amendment Bill (No 2)” and substitute “Employment Relations (Personal Grievance Claim Changes) Amendment Bill” (*Hon Trevor Mallard*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

To omit “Employment Relations Amendment Bill (No 2)” and substitute “Employment Relations (Flexibility for Employers) Amendment Bill” (*Hon Trevor Mallard*).

Employment Relations Amendment Bill (No 2)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

On the question, That clause 1 stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That clause 1 stand part.

The following amendment was put:

Clause 2:

To omit “1 July 2011” and substitute “31 December 2011” (*Hon Trevor Mallard*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

A further 92 amendments in the same member’s name to omit “1 July 2011” and substitute dates in October, November, and December 2011 were ruled out of order as being the same in substance as a previous amendment that had been negated.

A further 30 amendments in the name of Carol Beaumont to omit “1 July 2011” and substitute dates in September 2011 were also ruled out of order as being the same in substance as a previous amendment that had been negated.

On the question, That clause 2 stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That clause 2 stand part.

On the question, That clause 3 stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That clause 3 stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Employment Relations Amendment Bill (No 2) with amendment.

On the question, That the report be adopted, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Motion agreed to.

The report was adopted and the bill set down for third reading next sitting day.

Holidays Amendment Bill

Hon Kate Wilkinson moved, and the question was proposed, That the Holidays Amendment Bill be now read a second time.

On the question, That the amendments recommended by the Transport and Industrial Relations Committee by majority be agreed to, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That the amendments recommended by the Transport and Industrial Relations Committee by majority be agreed to.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Motion agreed to.

The Holidays Amendment Bill was read a second time and set down for Committee stage forthwith.

The Speaker declared the House in Committee for consideration of the Holidays Amendment Bill.

(In the Committee)

Part 1 read.

Resolved, That the Chairperson report progress to obtain the Speaker's ruling on a personal reflection that the Chairperson had ruled against (*Hon Trevor Mallard*).

Speaker's ruling

The Speaker resumed the Chair, and the Chairperson reported that he had been directed to report progress to obtain the Speaker's ruling on a personal reflection that the Chairperson had ruled against.

The Speaker ruled on the matter referred to him on motion by the Committee and declared the House in Committee for further consideration of the Holidays Amendment Bill.

(In the Committee)

Part 1 read again.

David Bennett moved, That the question be now put. The Chairperson declined the motion.

Dr Jackie Blue moved, That the question be now put. The Chairperson declined the motion.

Louise Upston moved, That the question be now put. The Chairperson declined the motion.

Michael Woodhouse moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That the question be now put.

The following amendments were put:

Clause 10: new section 28A(2):

To insert the following paragraph above paragraph (b):

“(a) must be informed and voluntary; and”

(Hon Trevor Mallard)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

To insert the following paragraph above paragraph (b):

“(a) must be made in the absence of duress; and”

(Hon Trevor Mallard)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

Clause 10: new section 28A(2)(c):

To omit “1 week” and substitute “1 day” *(Hon Trevor Mallard)*.

Holidays Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

The following amendments were tabled:

Clause 10: new section 28A(2)(c):

To omit “1 week” and substitute “2 days”.

To omit “1 week” and substitute “3 days”.

To omit “1 week” and substitute “4 days”.

(Hon Trevor Mallard)

Amendments ruled out of order as being the same in substance as a previous amendment that had been negatived.

The following amendment was put:

Clause 10: new section 28A(2):

To add the following paragraph:

“(d) may only be made once in a 10-year period of continuous employment.”

(Hon Trevor Mallard)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

A further eight amendments in the same member’s name to add a provision regarding periods of continuous employment of between two and nine years were ruled out of order as being the same in substance as a previous amendment that had been negatived.

The following amendments were put:

Clause 10: new section 28A(4)(b):

To omit “not” *(Hon Trevor Mallard)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

Clause 10: new section 28D(b):

To add “, nor may it be raised at any time in the future as a reason for not providing a pay increase to an employee” *(Hon Trevor Mallard)*.

Holidays Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

The following amendment was put:

New clause 11A:

11A Days that are public holidays

Section 44 is amended by adding the following subsection:

- “(5) Whenever Easter Monday and Anzac Day fall on the same day, Easter Monday must be treated as falling on the following Tuesday.”

(Darien Fenton)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

The following amendments were put:

Clause 12: new section 44A(2):

To omit “the employee and his or her employer may agree in writing (whether in an employment agreement or otherwise)” and substitute “the employee may request that” *(Hon Trevor Mallard)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

Clause 12: new section 44A:

To insert the following subsection after subsection (2):

- “(2A) Any reasonable request by an employee under subsection (2) must not be refused by the employer.”

(Hon Trevor Mallard)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

Clause 12: new section 44A(3):

To omit all the words after “for working on a public holiday” *(Hon Trevor Mallard)*.

Holidays Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

Clause 13:

To insert the following subclause after the clause heading:

- (1) Section 57(1) is amended by adding “; and” and also by adding the following paragraph:

“(d) not to be taken on a public holiday.”

(Hon Kate Wilkinson)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Amendment agreed to.

The following amendments were tabled:

Clause 13:

To omit this clause *(Hon Trevor Mallard)*.

Clause 13(2):

To add “but shall not apply to New Year’s Day”.

To add “but shall not apply to the day after New Year’s Day”.

To add “but shall not apply to Waitangi Day”.

To add “but shall not apply to Good Friday”.

To add “but shall not apply to Easter Monday”.

To add “but shall not apply to Anzac Day”.

To add “but shall not apply to Queen’s Birthday”.

To add “but shall not apply to Labour Day”.

To add “but shall not apply to Christmas Day”.

To add “but shall not apply to Boxing Day”.

To add “but shall not apply to the Anniversary Day of the province in which an employee works”.

(Hon Trevor Mallard)

Amendments ruled out of order as being as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 14: section 68(1A)(b):

To omit “reasonable” and substitute “full” *(Hon Trevor Mallard)*.

Holidays Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

Clause 14(1): section 68(1A):

To add the following paragraph:

“(c) informs the employee of the grounds upon which the employer suspects that the sick leave being taken by the employee is not genuine because none of the grounds in section 65(1) are met.”

(Hon Trevor Mallard)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

The following amendment was tabled:

Clause 14(1): section 68(1A):

To add the following paragraph:

“(c) has reasonable grounds to believe that the sick leave is not genuine.”

(Hon Trevor Mallard)

Amendment ruled out of order as being the same in substance as a previous amendment that had been negatived.

On the question, That Part 1, as amended, stand part, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That Part 1, as amended, stand part.

Part 2 read.

Hon Tau Henare moved, That the question be now put. The Chairperson declined the motion.

Dr Jackie Blue moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That the question be now put.

Holidays Amendment Bill

On the question, That Part 2 stand part, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That Part 2 stand part.

Schedule 1 read.

On the question, That Schedule 1 stand part, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That Schedule 1 stand part.

Schedule 2 read.

On the question, That Schedule 2 stand part, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That Schedule 2 stand part.

Clauses 1 to 3 read.

Amy Adams moved, That the question be now put. The Chairperson declined the motion.

Michael Woodhouse moved, That the question be now put. The Chairperson declined the motion.

Jonathan Young moved, That the question be now put. The Chairperson declined the motion.

Louise Upston moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That the question be now put.

The following amendments were tabled:

Clause 1:

To omit “Holidays Amendment Act 2010” and substitute “Holiday Entitlement Repeal Act”.

To omit “Holidays Amendment Act 2010” and substitute “Selling Your Holidays Act”.

To omit “Holidays Amendment Act 2010” and substitute “Holidays for Cash Act”.

To omit “Holidays Amendment Act 2010” and substitute “Holidays (Workers Must Not Be Trusted) Amendment Act”.

Holidays Amendment Bill

To omit “Holidays Amendment Act 2010” and substitute “Holidays (Enabling Bad Employers) Amendment Act”.

To omit “Holidays Amendment Act 2010” and substitute “Holidays (Loss of Productivity) Amendment Act”.

To omit “Holidays Amendment Act 2010” and substitute “Holidays (Revoking Annual Holidays, Public Holidays and Sick Leave) Act”.

To omit “Holidays Amendment Act 2010” and substitute “Holidays (Stopping the Sickie) Amendment Act”.

To omit “Holidays Amendment Act 2010” and substitute “Holidays are for Slackers Act”.

(Hon Trevor Mallard)

Amendments ruled out of order as not being serious amendments.

On the question, That clause 1 stand part, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That clause 1 stand part.

The following amendment was put:

Clause 2:

To omit “1 April 2011” and substitute “30 September 2011” *(Hon Trevor Mallard)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

A further 121 amendments in the same member’s name to omit “1 April 2011” and substitute dates in September, October, November, and December 2011 were ruled out of order as being the same in substance as a previous amendment that had been negatived.

On the question, That clause 2 stand part, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Result corrected having originally been announced as Ayes 69, Noes 49.

Resolved, That clause 2 stand part.

On the question, That clause 3 stand part, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That clause 3 stand part.

Holidays Amendment Bill

The Chairperson announced that the bill would be reported with amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Holidays Amendment Bill with amendment.

On the question, That the report be adopted, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Motion agreed to.

The report was adopted and the bill set down for third reading next sitting day.

Local Government Act 2002 Amendment Bill

Hon Rodney Hide moved, and the question was proposed, That the Local Government Act 2002 Amendment Bill be now read a second time.

The debate was interrupted.

15 Business of the House

The Speaker corrected the vote in the Committee of the whole House on the Holidays Amendment Bill on the question, That clause 2 stand part. The correct result is Ayes 69, Noes 51.

16 Government orders of the day—continued

The House resumed the interrupted debate on the question, That the Local Government Act 2002 Amendment Bill be now read a second time.

On the question, That the amendments recommended by the Local Government and Environment Committee by majority be agreed to, the votes were recorded as follows:

Ayes 63

New Zealand National 58; ACT New Zealand 4; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That the amendments recommended by the Local Government and Environment Committee by majority be agreed to.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 63

New Zealand National 58; ACT New Zealand 4; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Motion agreed to.

The Local Government Act 2002 Amendment Bill was read a second time and set down for Committee stage forthwith.

The Speaker declared the House in Committee for consideration of the Local Government Act 2002 Amendment Bill.

(In the Committee)

Part 1 read.

The sitting was suspended between 12.00 am and 9.00 am.

Thursday, 18 November 2010

Part 1 read again.

Nicky Wagner moved, That the question be now put. The Chairperson declined the motion.

Chris Auchinvole moved, That the question be now put. The Chairperson declined the motion.

Dr Cam Calder moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That the question be now put.

The following amendments were put:

Clause 4:

Amendment set out on Supplementary Order Paper No 180 (*Phil Twyford*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 5:

Amendment set out on Supplementary Order Paper No 180 (*Phil Twyford*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Amendment set out on Supplementary Order Paper No 181 (*Gareth Hughes*).

Local Government Act 2002 Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Amendment set out on Supplementary Order Paper No 182 (*Sue Kedgley*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 6:

Amendment set out on Supplementary Order Paper No 182 (*Sue Kedgley*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 8:

Amendment set out on Supplementary Order Paper No 180 (*Phil Twyford*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Amendment set out on Supplementary Order Paper No 182 (*Sue Kedgley*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 11:

Amendment set out on Supplementary Order Paper No 180 (*Phil Twyford*).

Local Government Act 2002 Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 12:

Amendment set out on Supplementary Order Paper No 180 (*Phil Twyford*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 14:

Amendment set out on Supplementary Order Paper No 180 (*Phil Twyford*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 17:

Amendment set out on Supplementary Order Paper No 180 (*Phil Twyford*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 23:

Amendment set out on Supplementary Order Paper No 180 (*Phil Twyford*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Amendment set out on Supplementary Order Paper No 182 (*Sue Kedgley*).

Local Government Act 2002 Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 29:

Amendment set out on Supplementary Order Paper No 182 (*Sue Kedgley*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 31:

Amendment set out on Supplementary Order Paper No 180 (*Phil Twyford*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Amendment set out on Supplementary Order Paper No 182 (*Sue Kedgley*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 32:

Amendment set out on Supplementary Order Paper No 180 (*Phil Twyford*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 33:

Amendment set out on Supplementary Order Paper No 180 (*Phil Twyford*).

Local Government Act 2002 Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 175 (*Hon Rodney Hide*).

Clause 41: heading to new section 261A:

To omit “may” and substitute “must” (*Hon Rodney Hide*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Amendments agreed to.

On the question, That Part 1, as amended, stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That Part 1, as amended, stand part.

Part 2 read.

Louise Upston moved, That the question be now put. The Chairperson declined the motion.

Dr Cam Calder moved, That the question be now put. The Chairperson declined the motion.

Chris Auchinvole moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That the question be now put.

On the question, That Part 2 stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That Part 2 stand part.

Local Government Act 2002 Amendment Bill

Schedule 1 read.

On the question, That Schedule 1 stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That Schedule 1 stand part.

Schedule 2 read.

On the question, That Schedule 2 stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That Schedule 2 stand part.

Schedule 3 read.

On the question, That Schedule 3 stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That Schedule 3 stand part.

Clauses 1 to 3 read.

Tim Macindoe moved, That the question be now put. The Chairperson declined the motion.

Dr Cam Calder moved, That the question be now put. The Chairperson declined the motion.

Chris Tremain moved, That the question be now put. The Chairperson declined the motion.

Chris Auchinvole moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That the question be now put.

On the question, That clause 1 stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That clause 1 stand part.

Local Government Act 2002 Amendment Bill

On the question, That clause 2 stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That clause 2 stand part.

On the question, That clause 3 stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Resolved, That clause 3 stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Local Government Act 2002 Amendment Bill with amendment.

On the question, That the report be adopted, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Motion agreed to.

The report was adopted and the bill set down for third reading forthwith.

Hon Rodney Hide moved, and the question was proposed, That the Local Government Act 2002 Amendment Bill be now read a third time.

The debate was interrupted.

17 Questions for oral answer

Twelve questions to Ministers were answered.

One question to a member was answered.

18 Government orders of the day—continued

The House resumed the interrupted debate on the question, that the Local Government Act 2002 Amendment Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Motion agreed to.

The Local Government Act 2002 Amendment Bill was read a third time.

Education Amendment Bill (No 2)

Hon John Carter for Hon Anne Tolley moved, and the question was proposed, That the Education Amendment Bill (No 2) be now read a second time.

On the question, That the amendments recommended by the Education and Science Committee by majority be agreed to, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Resolved, That the amendments recommended by the Education and Science Committee by majority be agreed to.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Motion agreed to.

The Education Amendment Bill (No 2) was read a second time and set down for Committee stage next sitting day.

19 Adjournment

At 5.55 pm on Thursday, 18 November 2010 the House adjourned.

Tuesday, 23 November 2010

The House met at 2.00 pm.

Prayers

1 Government motion

Resolved, That this House express its concern to all those involved in the Pike River mine explosion—the miners themselves, those battling to save them, their families and friends, and the people of New Zealand who are waiting and watching with increasing distress as this tragedy unfolds (*Rt Hon John Key*).

2 Business of the House

By leave, agreed that the Electoral (Finance Reform and Advance Voting) Amendment Bill and the Parliamentary Service Amendment Bill be treated as cognate bills and be taken together for the purpose of the debates on their respective second and third readings, but with separate questions being proposed on each bill at the conclusion of each debate (*Hon Simon Power*).

3 Petitions

The presentation of the petition of Westpac New Zealand Limited, requesting that the Westpac New Zealand Bill (*Craig Foss*) be introduced, was announced.

An endorsement by the Clerk of the House that Standing Orders had been complied with was read by the Speaker.

4 Papers

Thirteen papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

5 Select committee reports

The presentation of seven reports was announced.

The following bills were set down for second reading:

- Commerce Commission (International Co-operation, and Fees) Bill
- Electoral (Finance Reform and Advance Voting) Amendment Bill
- Electoral Referendum Bill
- Parliamentary Service Amendment Bill
- State Sector Management Bill

(*see* Schedule for select committee reports).

6 Introduction of bills

The introduction of the—

- Building Amendment Bill (No 3)
- Taxation (Tax Administration and Remedial Matters) Bill
- Telecommunications (TSO, Broadband and Other Matters) Amendment Bill
- Weathertight Homes Resolution Services (Financial Assistance Package) Amendment Bill
- Westpac New Zealand Bill—

was announced and the bills were set down for first reading.

7 Questions for oral answer

Twelve questions to Ministers were answered.

8 Government orders of the day

Employment Relations Amendment Bill (No 2)

Hon Kate Wilkinson moved, and the question was proposed, That the Employment Relations Amendment Bill (No 2) be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Motion agreed to.

The Employment Relations Amendment Bill (No 2) was read a third time.

Holidays Amendment Bill

Hon Kate Wilkinson moved, and the question was proposed, That the Holidays Amendment Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Motion agreed to.

The Holidays Amendment Bill was read a third time.

Electoral (Administration) Amendment Bill (No 2)

The Electoral (Administration) Amendment Bill (No 2) was read a first time and stood referred to a select committee.

Resolved, That the Justice and Electoral Committee consider the bill (*Hon Simon Power*).

Environmental Protection Authority Bill

The Environmental Protection Authority Bill was read a first time and stood referred to a select committee.

Hon Dr Nick Smith moved a motion nominating the select committee to consider the bill and including an instruction in respect of the committee's consideration of the bill.

Charles Chauvel moved the following amendment:

To omit all the words after "Committee".

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 78

New Zealand National 58; Green Party 9; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 42

New Zealand Labour 41; Progressive 1

Resolved, That the Environmental Protection Authority Bill be considered by the Local Government and Environment Committee, that the committee report finally to the House on or before 28 March 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c).

9 Adjournment

At 10.01 pm the House adjourned.

Wednesday, 24 November 2010

The House met at 2.00 pm.

Prayers

1 Business of the House

By leave, agreed that the Subordinate Legislation (Confirmation and Validation) Bill (No 2) be set down for third reading forthwith without debate following its second reading.

2 Papers

Three papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

3 Select committee reports

The presentation of two reports was announced.

The following reports were set down for consideration:

- Recommended sitting programme for 2011
- Complaint regarding Rules for Cadastral Survey 2010

(*see* Schedule for select committee reports).

4 Questions for oral answer

Twelve questions to Ministers were answered.

One question to a member was answered.

5 General debate

Hon Pete Hodgson moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

6 Government orders of the day**Subordinate Legislation (Confirmation and Validation) Bill (No 2)**

The Subordinate Legislation (Confirmation and Validation) Bill (No 2) was read a second and third time.

Criminal Procedure (Reform and Modernisation) Bill

Hon Simon Power moved, and the question was proposed, That the Criminal Procedure (Reform and Modernisation) Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 110

New Zealand National 58; New Zealand Labour 41; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 9

Green Party 9

Motion agreed to.

The Criminal Procedure (Reform and Modernisation) Bill was read a first time and stood referred to a select committee.

Resolved, That the Justice and Electoral Committee consider the bill (*Hon Simon Power*).

Taxation (GST and Remedial Matters) Bill

The Taxation (GST and Remedial Matters) Bill was read a second time and set down for Committee stage next sitting day.

New Zealand Productivity Commission Bill

Hon David Carter for Hon Bill English moved, and the question was proposed, That the New Zealand Productivity Commission Bill be now read a second time.

The debate was interrupted.

7 Business of the House

By leave, agreed that, following prayers on Thursday, 25 November 2010, the House consider a Government motion without notice relating to the Pike River coal mine tragedy, and for the House to adjourn immediately following consideration of that motion despite Standing Orders 62 and 63.

8 Government orders of the day—continued

The House resumed the interrupted debate on the question, That the New Zealand Productivity Commission Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 111

New Zealand National 58; New Zealand Labour 41; ACT New Zealand 5; Māori Party 5; Progressive 1; United Future 1

Noes 9

Green Party 9

Motion agreed to.

The New Zealand Productivity Commission Bill was read a second time and set down for Committee stage next sitting day.

Social Assistance (Living Alone Payments) Amendment Bill

Hon Paula Bennett moved, and the question was proposed, That the Social Assistance (Living Alone Payments) Amendment Bill be now read a first time.

9 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Thursday, 25 November 2010

The House met at 2.00 pm.

Prayers

1 Government motion

Resolved, That the House mark the tragic loss of life that has occurred at the Pike River coal mine; express its deepest sympathy to the family and friends of the men who died; thank the rescue and support teams who were so willingly prepared to help; and acknowledge the profound impact on the communities that this disaster has affected (*Hon Bill English for Rt Hon John Key*).

A waiata was sung.

Members stood and observed a period of silence as a mark of respect to the memory of the 29 miners lost in the Pike River coal mine tragedy.

2 Adjournment

At 2.44 pm the House adjourned.

Tuesday, 7 December 2010

The House met at 2.00 pm.

Prayers

1 Correction of vote

The Speaker corrected the vote on the closure motion on Part 2 of the Employment Relations Amendment Bill (No 2). The correct result is Ayes 69, Noes 51.

2 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

3 Papers

Sixteen papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

4 Select committee reports

The presentation of 16 reports was announced.

The following bills were set down for second reading:

- Misuse of Drugs Amendment Bill
- Customs and Excise (Joint Border Management Information Sharing and Other Matters) Amendment Bill
- Arts Council of New Zealand Toi Aotearoa Bill
- Legislation Bill
- Hamilton City Council (Parana Park) Land Vesting Bill.

The following reports were set down for consideration:

- Report from the Controller and Auditor-General on Matters arising from the 2009–19 long-term council community plans
- Dog Control (Perro de Presa Canario) Order 2010
- International treaty examination of the Third Protocol Amending the Treaty of Amity and Cooperation in Southeast Asia
- International treaty examination of the Statute of the International Renewable Energy Agency
- Reserve Bank of New Zealand's financial stability report, November 2010
- Inquiry into the operation of the Maori Community Development Act 1962 and related issues

- Interim report on the Orders in Council made under the Canterbury Earthquake Response and Recovery Act 2010

(see Schedule for select committee reports).

5 Introduction of bills

The introduction of the—

- Biosecurity Law Reform Bill
- Regulatory Reform (Repeals) Bill
- Road User Charges Bill
- Smoke-free Environments (Controls and Enforcement) Amendment Bill
- New Zealand Security Intelligence Service Amendment Bill
- Appropriation (2009/10 Financial Review) Bill—

was announced and the bills were set down for first reading.

6 Questions for oral answer

Twelve questions to Ministers were answered.

7 Application to debate a matter of urgent public importance

The Speaker notified the House that Hon Darren Hughes had indicated his desire to move (for the purpose of debating the decision of the Prime Minister not to reappoint Pansy Wong as the Minister for Ethnic Affairs and Minister for Women's Affairs), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

8 Government orders of the day

Electoral (Finance Reform and Advance Voting) Amendment Bill and Parliamentary Service Amendment Bill

Hon Simon Power moved, and the question was proposed, That the Electoral (Finance Reform and Advance Voting) Amendment Bill and (for Hon Gerry Brownlee) the Parliamentary Service Amendment Bill be now read a second time.

On the question, That the amendments to the Electoral (Finance Reform and Advance Voting) Amendment Bill recommended by the Electoral Legislation Committee by majority be agreed to, the votes were recorded as follows:

Ayes 115

New Zealand National 58; New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Noes 5

ACT New Zealand 5

Resolved, That the amendments to the Electoral (Finance Reform and Advance Voting) Amendment Bill recommended by the Electoral Legislation Committee by majority be agreed to.

On the question, That the Electoral (Finance Reform and Advance Voting) Amendment Bill be now read a second time, the votes were recorded as follows:

Ayes 115

New Zealand National 58; New Zealand Labour 41; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Noes 5

ACT New Zealand 5

Motion agreed to.

The Electoral (Finance Reform and Advance Voting) Amendment Bill was read a second time and set down for Committee stage next sitting day.

The Parliamentary Service Amendment Bill was read a second time and set down for Committee stage next sitting day.

Electoral Referendum Bill

Resolved, That the amendments recommended by the Electoral Legislation Committee by majority be agreed to.

The Electoral Referendum Bill was read a second time and set down for Committee stage next sitting day.

Ngāti Apa (North Island) Claims Settlement Bill

The order of the day for the consideration in Committee of the Ngāti Apa (North Island) Claims Settlement Bill was called.

Instruction to Committee

By leave, agreed that it be an instruction to the Committee of the whole House on the Ngāti Apa (North Island) Claims Settlement Bill that the bill be taken as one question.

The Speaker declared the House in Committee for consideration of the Ngāti Apa (North Island) Claims Settlement Bill.

(In the Committee)

The Preamble, clauses 1 and 2, Parts 1 to 3, and Schedules 1 and 2 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 168 (*Hon Christopher Finlayson*).

Resolved, That the amendments be agreed to.

Resolved, That the Preamble, clauses 1 and 2, Parts 1 to 3, and Schedules 1 and 2, as amended, stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Ngāti Apa (North Island) Claims Settlement Bill with amendment.

The report was adopted and the bill set down for third reading next sitting day.

Taxation (Tax Administration and Remedial Matters) Bill

Hon Peter Dunne moved, and the question was proposed, That the Taxation (Tax Administration and Remedial Matters) Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 4; Māori Party 5; United Future 1

Noes 51

New Zealand Labour 41; Green Party 9; Progressive 1

Motion agreed to.

The Taxation (Tax Administration and Remedial Matters) Bill was read a first time and stood referred to a select committee.

Resolved, That the Finance and Expenditure Committee consider the bill (*Hon Peter Dunne*).

State Sector Management Bill

Hon Tony Ryall moved, and the question was proposed, That the State Sector Management Bill be now read a second time.

9 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Wednesday, 8 December 2010

The House met at 2.00 pm.

Prayers

1 Electorate vacancy

The Speaker informed the House that he had been advised by the Electoral Commissioner that, pursuant to section 185 of the Electoral Act 1993, the name of the member elected to the House of Representatives for the Mana Electoral District is Kristopher John Faafoi.

2 Member sworn

Kristopher John Faafoi presented himself at the bar of the House, was called forward to the Chair by the Speaker, took the Oath of Allegiance required by law, and took his seat in the House.

3 Member's motion

Resolved, That this House note with sadness the loss of New Zealander Private John Howard, serving with the British Parachute Regiment in Afghanistan, and offer its condolences to his parents, Roger Howard and Anne Scott, family and friends (*Hon Phil Goff*).

4 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

5 Questions for oral answer

Twelve questions to Ministers were answered.

6 General debate

Hon Bill English moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

7 Private and local orders of the day**Westpac New Zealand Bill**

The Westpac New Zealand Bill was read a first time and stood referred to a select committee.

Resolved, That the Finance and Expenditure Committee consider the Westpac New Zealand Bill, and that the committee report finally to the House on or before 8 April 2011 (*Craig Foss*).

8 Members' orders of the day

Inquiry into the tobacco industry in Aotearoa and the consequences of tobacco use for Māori

Resolved, That the House take note of the report of the Māori Affairs Committee on its inquiry into the tobacco industry in Aotearoa and the consequences of tobacco use for Māori (*Hon Tau Henare*).

Electoral (Disqualification of Sentenced Prisoners) Amendment Bill

Paul Quinn moved, and the question was proposed, That the Electoral (Disqualification of Sentenced Prisoners) Amendment Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 63

New Zealand National 58; ACT New Zealand 5

Noes 58

New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Motion agreed to.

The Electoral (Disqualification of Sentenced Prisoners) Amendment Bill was read a third time.

Education (Freedom of Association) Amendment Bill and Employment Relations (Secret Ballot for Strikes) Amendment Bill

The Speaker declared the House in Committee for consideration of the Education (Freedom of Association) Amendment Bill and the Employment Relations (Secret Ballot for Strikes) Amendment Bill.

(In the Committee)

Education (Freedom of Association) Amendment Bill

Clause 1 read.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Colin King moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 57

New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1

Resolved, That the question be now put.

The following amendment was put:

To omit “Education (Freedom of Association) Amendment Act 2009” and substitute “Education (Removal of Student Choice) Amendment Act 2010” (*Grant Robertson*).

Education (Freedom of Association) Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

The following amendments were tabled:

To omit “Education (Freedom of Association) Amendment Act 2009” and substitute “Education (Destruction of Student Advocacy) Amendment Act 2010”.

To omit “Education (Freedom of Association) Amendment Act 2009” and substitute “Education (Destruction of Student Welfare) Amendment Act 2010”.

To omit “Education (Freedom of Association) Amendment Act 2009” and substitute “Education (Destruction of Student Clubs) Amendment Act 2010”.

To omit “Education (Freedom of Association) Amendment Act 2009” and substitute “Education (Student Opportunity Abatement) Amendment Bill 2010”.

To omit “Education (Freedom of Association) Amendment Act 2009” and substitute “Education (Cutting Student Services) Amendment Bill 2010”.

To omit “Education (Freedom of Association) Amendment Act 2009” and substitute “Education (Wrecking Student Representation) Amendment Bill 2010”.

To omit “Education (Freedom of Association) Amendment Act 2009” and substitute “Education (Downgrading Student Support) Amendment Bill 2010”.

(Grant Robertson)

Amendments ruled out of order as not being serious amendments.

On the question, That clause 1 stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 57

New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1

Resolved, That clause 1 stand part.

Clause 2 read.

At 9.55 pm the Chairperson left the Chair to report progress on the Education (Freedom of Association) Amendment Bill and no progress on the Employment Relations (Secret Ballot for Strikes) Amendment Bill.

Reporting of bills

The Speaker resumed the Chair, and the Chairperson reported progress on the Education (Freedom of Association) Amendment Bill.

The Chairperson reported no progress on the Employment Relations (Secret Ballot for Strikes) Amendment Bill.

The report was adopted.

The Education (Freedom of Association) Amendment Bill was set down for further consideration in Committee next sitting day.

The Employment Relations (Secret Ballot for Strikes) Amendment Bill was set down for consideration in Committee next sitting day.

9 Adjournment

At 9.56 pm the House adjourned.

Thursday, 9 December 2010

The House met at 2.00 pm.

Prayers

1 Business statement

The Leader of the House made a statement relating to the business of the House.

2 Petitions

The presentation of two petitions was announced (*see* Schedule for petitions presented).

3 Papers

The Speaker presented one paper (*see* Schedule for papers presented).

4 Select committee reports

The presentation of four reports was announced (*see* Schedule for select committee reports).

5 Introduction of bills

The introduction of the—

- Crown Pastoral Land (Rent for Pastoral Leases) Amendment Bill
- National Animal Identification and Tracing Bill—

was announced and the bills were set down for first reading.

6 Questions for oral answer

Twelve questions to Ministers were answered.

Twenty questions to members were answered.

Four questions to members were postponed until 14 December 2010.

7 Urgency

Hon Gerry Brownlee moved a motion to accord urgency to certain business.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Resolved, That urgency be accorded—

- the first reading of the New Zealand Security Intelligence Service Amendment Bill

- the third reading of the Ngāti Apa (North Island) Claims Settlement Bill
 - the first readings of the—
 - Weathertight Homes Resolution Services (Financial Assistance Package) Amendment Bill
 - Building Amendment Bill (No 3)
 - Telecommunications (TSO, Broadband and Other Matters) Amendment Bill—
 - the passing through its remaining stages of the Taxation (GST and Remedial Matters) Bill
 - the first readings of the—
 - Biosecurity Law Reform Bill
 - Smoke-free Environments (Controls and Enforcement) Amendment Bill—
 - the second reading of the Customs and Excise (Joint Border Management Information Sharing and Other Matters) Amendment Bill, and
 - the passing through their remaining stages of the—
 - State Sector Management Bill
 - Education Amendment Bill (No 2)
 - New Zealand Productivity Commission Bill—
- and of any bills into which any of those bills may be divided.

8 Government orders of the day

New Zealand Security Intelligence Service Amendment Bill

Hon Christopher Finlayson for Rt Hon John Key moved, and the question was proposed, That the New Zealand Security Intelligence Service Amendment Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 111

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 9

Green Party 9

Motion agreed to.

The New Zealand Security Intelligence Service Amendment Bill was read a first time and stood referred to a select committee.

Hon Christopher Finlayson for Rt Hon John Key moved a motion nominating the select committee to consider the bill and including an instruction in respect of the committee's consideration of the bill.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1

Resolved, That the Intelligence and Security Committee consider the New Zealand Security Intelligence Service Amendment Bill, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c).

Ngāti Apa (North Island) Claims Settlement Bill

The Ngāti Apa (North Island) Claims Settlement Bill was read a third time.

Weathertight Homes Resolution Services (Financial Assistance Package)

Amendment Bill

The Weathertight Homes Resolution Services (Financial Assistance Package) Amendment Bill was read a first time and stood referred to a select committee.

Hon Anne Tolley for Hon Maurice Williamson moved a motion nominating the select committee to consider the bill and including an instruction in respect of the committee's consideration of the bill.

Moana Mackey moved the following amendment:

To omit all the words after "Committee".

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 42; Green Party 8; Progressive 1

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 51

New Zealand Labour 42; Green Party 8; Progressive 1

Resolved, That the Weathertight Homes Resolution Services (Financial Assistance Package) Amendment Bill be considered by the Local Government and Environment Committee, that the committee report finally to the House on or before 28 April 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, on a Friday in a week in which there has been a sitting of the House, and outside the Wellington area during a sitting of the House, despite Standing Orders 187, 189(a), and 190(1)(b) and (c).

Building Amendment Bill (No 3)

The Building Amendment Bill (No 3) was read a first time and stood referred to a select committee.

Resolved, That the Local Government and Environment Committee consider the Building Amendment Bill (No 3), and that the committee report finally to the House on or before 30 June 2011 (*Hon David Carter for Hon Maurice Williamson*).

Telecommunications (TSO, Broadband and Other Matters) Amendment Bill

Hon Steven Joyce moved, and the question was proposed, That the Telecommunications (TSO, Broadband and Other Matters) Amendment Bill be now read a first time.

The sitting was suspended between 10.00 pm and 9.00 am.

Friday, 10 December 2010

The House resumed the interrupted debate on the question, That the Telecommunications (TSO, Broadband and Other Matters) Amendment Bill be now read a first time.

The Telecommunications (TSO, Broadband and Other Matters) Amendment Bill was read a first time and stood referred to a select committee.

Resolved, That the Finance and Expenditure Committee consider the Telecommunications (TSO, Broadband and Other Matters) Amendment Bill, that the committee report finally to the House on or before 6 May 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, on a Friday in a week in which there has been a sitting of the House, and outside the Wellington area during a sitting of the House, despite Standing Orders 187, 189(a), and 190(1)(b) and (c) (*Hon John Carter for Hon Steven Joyce*).

Taxation (GST and Remedial Matters) Bill

The Speaker declared the House in Committee for consideration of the Taxation (GST and Remedial Matters) Bill.

(In the Committee)

Part 1 read.

Simon Bridges moved, That the question be now put. The Chairperson declined the motion.

Aaron Gilmore moved, That the question be now put. The Chairperson declined the motion.

Hon Tau Henare moved, That the question be now put. The Chairperson declined the motion.

Colin King moved, That the question be now put.

Taxation (GST and Remedial Matters) Bill

On the question, That the question be now put, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 45

New Zealand Labour 36; Green Party 8; Progressive 1

Resolved, That the question be now put.

The following amendment was tabled:

Clause 10:

To insert the following subclause after subclause (1):

(1A) Section 11(1) is amended by inserting the following paragraph after paragraph (n):

“(na) the supply of fresh fruit and vegetables being fruit and vegetables existing in their natural raw state and not cooked, processed, or preserved in any way.”

(Stuart Nash)

Amendment ruled out of order as 24 hours' notice had not been given for an amendment that may have an impact on the Government's fiscal aggregates.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 187 (*Hon Peter Dunne*).

Clause 4(5):

To omit “21G(2) and (5)” and substitute “21G(2B)” (*Hon Peter Dunne*).

Resolved, That the amendments be agreed to.

On the question, That Part 1, as amended, stand part, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 45

New Zealand Labour 36; Green Party 8; Progressive 1

Resolved, That Part 1, as amended, stand part.

Part 2 read.

Sandra Goudie moved, That the question be now put. The Chairperson declined the motion.

Colin King moved, That the question be now put. The Chairperson declined the motion.

Paul Quinn moved, That the question be now put. The Chairperson declined the motion.

Tim Macindoe moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 44

New Zealand Labour 35; Green Party 8; Progressive 1

Resolved, That the question be now put.

Taxation (GST and Remedial Matters) Bill

The following amendment to the amendment was tabled:

Supplementary Order Paper No 187: new clause 30D:

To insert the following clause after clause 30C:

30D Treatment of government grants to Canterbury business

The following subsections are inserted after section DF 1(1):

“(1A) This section applies—

“(a) for the duration of the Canterbury Earthquake Recovery as defined under section 17 of the Canterbury Earthquake Response and Recovery Act 2010; and

“(b) a payment is made to a business to assist with relocation following the Canterbury earthquake.

“(1B) Where subsection (1A) applies no income taxation applies to the grant received.”

(Brendon Burns)

Amendment ruled out of order as 24 hours' notice had not been given for an amendment that may have an impact on the Government's fiscal aggregates.

The following amendment to the amendment was put:

Supplementary Order Paper No 187: clause 62C:

To replace section ME 13(3), other than the heading, with the following subsection:

“(3) If, in the absence of this subsection, the total value of payments that would be included under subsection (1) in the family scheme income for the year of the person and the person's spouse, civil union partner, or de facto partner is less than or equal to \$5,000, then the payments paid or provided to the person are not included in the person's family scheme income for the income year.”

(Hon Peter Dunne)

On the question, That the amendment to the amendment be agreed to, the votes were recorded follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 44

New Zealand Labour 35; Green Party 8; Progressive 1

Resolved, That the amendment to the amendment be agreed to.

The following amendments were put:

Amendments, as amended, set out on Supplementary Order Paper No 187 *(Hon Peter Dunne)*.

On the question, That the amendments, as amended, be agreed to, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 44

New Zealand Labour 35; Green Party 8; Progressive 1

Resolved, That the amendments, as amended, be agreed to.

On the question, That Part 2, as amended, stand part, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 44

New Zealand Labour 35; Green Party 8; Progressive 1

Resolved, That Part 2, as amended, stand part.

Taxation (GST and Remedial Matters) Bill

Part 3 read.

Chris Tremain moved, That the question be now put. The Chairperson declined the motion.

Chris Tremain moved, That the question be now put. The Chairperson declined the motion.

Amy Adams moved, That the question be now put. The Chairperson declined the motion.

Chris Tremain moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 68

New Zealand National 57; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 43

New Zealand Labour 36; Green Party 6; Progressive 1

Resolved, That the question be now put.

Resolved, That the Chairperson report progress to obtain the Speaker's ruling on the giving of the call by the Chairperson.

Speaker's ruling

The Speaker resumed the Chair, and the Chairperson reported that he had been directed to report progress to obtain the Speaker's ruling on the giving of the call.

The Speaker ruled on the matter referred to him on motion by the Committee and declared the House in Committee for further consideration of the Taxation (GST and Remedial Matters) Bill.

(In the Committee)

Part 3 read again.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 187 (*Hon Peter Dunne*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 43

New Zealand Labour 36; Green Party 6; Progressive 1

Resolved, That the amendments be agreed to.

On the question, That Part 3, as amended, stand part, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 43

New Zealand Labour 36; Green Party 6; Progressive 1

Resolved, That Part 3, as amended, stand part.

Part 4 read.

Dr Cam Calder moved, That the question be now put. The Chairperson declined the motion.

Taxation (GST and Remedial Matters) Bill

Chris Auchinvole moved, That the question be now put. The Chairperson declined the motion.

Chris Tremain moved, That the question be now put. The Chairperson declined the motion.

Dr Cam Calder moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 43

New Zealand Labour 36; Green Party 6; Progressive 1

Resolved, That the question be now put.

The following amendment was put:

Clause 88(3):

To omit “2005–06” and substitute “2000–01” (*Hon Trevor Mallard*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 43

New Zealand Labour 36; Green Party 6; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

On the question, That Part 4 stand part, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 43

New Zealand Labour 36; Green Party 6; Progressive 1

Resolved, That Part 4 stand part.

Part 5 read.

Chris Tremain moved, That the question be now put. The Chairperson declined the motion.

Dr Jackie Blue moved, That the question be now put. The Chairperson declined the motion.

Dr Jackie Blue moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 43

New Zealand Labour 36; Green Party 6; Progressive 1

Resolved, That the question be now put.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 187 (*Hon Peter Dunne*).

Taxation (GST and Remedial Matters) Bill

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 43

New Zealand Labour 36; Green Party 6; Progressive 1

Resolved, That the amendments be agreed to.

On the question, That Part 5, as amended, stand part, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 43

New Zealand Labour 36; Green Party 6; Progressive 1

Resolved, That Part 5, as amended, stand part.

Part 6 read.

Chris Tremain moved, That the question be now put. The Chairperson declined the motion.

Michael Woodhouse moved, That the question be now put. The Chairperson declined the motion.

Dr Paul Hutchison moved, That the question be now put. The Chairperson declined the motion.

Michael Woodhouse moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 43

New Zealand Labour 36; Green Party 6; Progressive 1

Resolved, That the question be now put.

On the question, That Part 6 stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 43

New Zealand Labour 36; Green Party 6; Progressive 1

Resolved, That Part 6 stand part.

Part 7 read.

Todd McClay moved, That the question be now put. The Chairperson declined the motion.

Dr Paul Hutchison moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 43

New Zealand Labour 36; Green Party 6; Progressive 1

Resolved, That the question be now put.

Taxation (GST and Remedial Matters) Bill

On the question, That Part 7 stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 43

New Zealand Labour 36; Green Party 6; Progressive 1

Resolved, That Part 7 stand part.

Schedule read.

On the question, That the Schedule stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 43

New Zealand Labour 36; Green Party 6; Progressive 1

Resolved, That the Schedule stand part.

The following amendment was proposed:

New Schedule 2:

Amendment set out on Supplementary Order Paper No 187 (*Hon Peter Dunne*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 43

New Zealand Labour 36; Green Party 6; Progressive 1

Resolved, That the amendment be agreed to.

Clauses 1 and 2 read.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Jacqui Dean moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 4; Māori Party 3; United Future 1

Noes 47

New Zealand Labour 40; Green Party 6; Progressive 1

Resolved, That the question be now put.

On the question, That clause 1 stand part, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 4; Māori Party 3; United Future 1

Noes 47

New Zealand Labour 40; Green Party 6; Progressive 1

Resolved, That clause 1 stand part.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 187 (*Hon Peter Dunne*).

Taxation (GST and Remedial Matters) Bill

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 4; Māori Party 3; United Future 1

Noes 47

New Zealand Labour 40; Green Party 6; Progressive 1

Resolved, That the amendments be agreed to.

On the question, That clause 2, as amended, stand part, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 4; Māori Party 3; United Future 1

Noes 47

New Zealand Labour 40; Green Party 6; Progressive 1

Resolved, That clause 2, as amended, stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Taxation (GST and Remedial Matters) Bill with amendment.

On the question, That the report be adopted, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 4; Māori Party 3; United Future 1

Noes 47

New Zealand Labour 40; Green Party 6; Progressive 1

Motion agreed to.

The report was adopted and the bill set down for third reading forthwith.

Hon Trevor Mallard moved, That the Government order of the day for the third reading of the Taxation (GST and Remedial Matters) Bill be postponed.

Motion ruled out of order as not being in the proper form.

Hon Trevor Mallard moved, That the Government order of the day for the third reading of the Taxation (GST and Remedial Matters) Bill be discharged.

Motion ruled out of order as not being in the proper form.

Hon Paula Bennett for Hon Peter Dunne moved, and the question was proposed, That the Taxation (GST and Remedial Matters) Bill be now read a third time.

Stuart Nash moved, That “this day 6 months” be added.

Amendment ruled out of order as being contrary to the decision of the House to pass the bill.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 4; Māori Party 3; United Future 1

Noes 47

New Zealand Labour 40; Green Party 6; Progressive 1

Motion agreed to.

The Taxation (GST and Remedial Matters) Bill was read a third time.

Biosecurity Law Reform Bill

Hon David Carter moved, and the question was proposed, That the Biosecurity Law Reform Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 107

New Zealand National 58; New Zealand Labour 40; ACT New Zealand 4; Māori Party 3; Progressive 1; United Future 1

Noes 6

Green Party 6

Motion agreed to.

The Biosecurity Law Reform Bill was read a first time and stood referred to a select committee.

Resolved, That the Primary Production Committee consider the Biosecurity Law Reform Bill (*Hon David Carter*).

Smoke-free Environments (Controls and Enforcement) Amendment Bill

Hon Nathan Guy for Hon Tariana Turia moved, and the question was proposed, That the Smoke-free Environments (Controls and Enforcement) Amendment Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 108

New Zealand National 57; New Zealand Labour 40; Green Party 4; ACT New Zealand 2 (*Boscawen, Hide*); Māori Party 3; Progressive 1; United Future 1

Noes 2

ACT New Zealand 2 (*Calvert, Roy H*)

Result altered by leave after originally being announced as Ayes 66, Noes 3.

Motion agreed to.

The Smoke-free Environments (Controls and Enforcement) Amendment Bill was read a first time and stood referred to a select committee.

Resolved, That the Health Committee consider the Smoke-free Environments (Controls and Enforcement) Amendment Bill, and that the committee report finally to the House on or before 8 April 2011 (*Hon David Carter for Hon Tariana Turia*).

Customs and Excise (Joint Border Management Information Sharing and Other Matters) Amendment Bill

Hon Georgina te Heuheu for Hon Maurice Williamson moved, and the question was proposed, That the Customs and Excise (Joint Border Management Information Sharing and Other Matters) Amendment Bill be now read a second time.

The sitting was suspended between 12.00 am and 9.00 am.

Saturday, 11 December 2010

The House resumed the interrupted debate on the question, That the Customs and Excise (Joint Border Management Information Sharing and Other Matters) Amendment Bill be now read a second time.

The Customs and Excise (Joint Border Management Information Sharing and Other Matters) Amendment Bill was read a second time and set down for Committee stage next sitting day.

State Sector Management Bill

The House resumed the interrupted debate on the question, That the State Sector Management Bill be now read a second time.

On the question, That the amendments recommended by the Education and Science Committee by majority be agreed to, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 4; Māori Party 3; United Future 1

Noes 44

New Zealand Labour 39; Green Party 5

Result altered by leave after originally being announced as Ayes 66, Noes 45.

Resolved, That the amendments recommended by the Education and Science Committee by majority be agreed to.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 4; Māori Party 3; United Future 1

Noes 44

New Zealand Labour 39; Green Party 5

Result altered by leave after originally being announced as Ayes 66, Noes 45.

Motion agreed to.

The State Sector Management Bill was read a second time and set down for Committee stage forthwith.

Instructions to Committee

Hon Trevor Mallard moved, That it be an instruction to the Committee of the whole House on the State Sector Management Bill that it consider the amendment set out on Supplementary Order Paper No 196.

Motion ruled out of order as the amendment being proposed was foreign to the objects of the bill.

Grant Robertson moved, That it be an instruction to the Committee of the whole House on the State Sector Management Bill that it consider the typescript amendment to clause 25.

Motion ruled out of order as being within the power of the Committee.

The Speaker declared the House in Committee for consideration of the State Sector Management Bill.

(In the Committee)

Part 1 read.

Colin King moved, That the question be now put. The Chairperson declined the motion.

Louise Upston moved, That the question be now put. The Chairperson declined the motion.

Sandra Goudie moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 4; Māori Party 3; United Future 1

Noes 43

New Zealand Labour 37; Green Party 6

Resolved, That the question be now put.

The following amendments were put:

Clause 7(2):

To add the following paragraph:

(g) promotes or facilitates a Māori world view of research, science and technology.

(Hon Darren Hughes)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 47

New Zealand Labour 38; Green Party 6; Māori Party 3

Noes 63

New Zealand National 58; ACT New Zealand 4; United Future 1

Amendment not agreed to.

Amendments set out on Supplementary Order Paper No 189 *(Hon Tony Ryall)*.

Resolved, That the amendments be agreed to.

Resolved, That Part 1, as amended, stand part.

Part 2 read.

David Bennett moved, That the question be now put. The Chairperson declined the motion.

Chris Auchinvole moved, That the question be now put. The Chairperson declined the motion.

Colin King moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 44

New Zealand Labour 38; Green Party 6

Resolved, That the question be now put.

State Sector Management Bill

The following amendments were put:

Clause 25:

To add the following subclause:

- (4) Section 9 is amended by inserting the following subsection:
 - “(3A) Without limiting section 8 the National Librarian may from time to time on the National Librarian’s own initiative or at the request of the Minister—
 - “(a) advise the Minister on any matter relating to the functions and powers of the National Librarian:
 - “(b) report to the Minister on any matter relating to the functions and powers of the National Librarian.”

(Grant Robertson)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 44

New Zealand Labour 38; Green Party 6

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

Clause 25:

To add the following subclause:

- (4) Section 9 is amended by adding the following subsections:
- “(5) In exercising the functions of the National Librarian under this section the National Librarian shall not be responsible to the chief executive but shall act independently.
- “(6) Nothing in subsection (5) of this section limits the responsibility of the National Librarian to the chief executive for the efficient, effective and economical management of the activities of the National Librarian.”

(Grant Robertson)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 44

New Zealand Labour 38; Green Party 6

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

New clause 29A:

To insert the following clause after clause 29:

29A Annual reports

- (1) The National Librarian has obligation to prepare, publish and present an annual report to the Minister for tabling in Parliament on the National Library and the general administration of this Act in conformity with section 43 and 44 of the Public Finance Act 1989.
- (2) The Chief Librarian of Alexander Turnbull Library has obligation to prepare, publish and present an annual report to the Minister for tabling in Parliament on Alexander Turnbull Library and the general administration of this Act in conformity with section 43 and 44 of the Public Finance Act 1989.
- (3) All costs associated with the preparation and publishing of annual reports by the National Librarian and the Chief Librarian of Alexander Turnbull Library must be provided for from Department of Internal Affairs funding outside of the National Library’s and Alexander Turnbull Library’s budgets.

(Grant Robertson)

State Sector Management Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 44

New Zealand Labour 38; Green Party 6

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

Amendments set out on Supplementary Order Paper No 189 (*Hon Tony Ryall*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 44

New Zealand Labour 38; Green Party 6

Resolved, That the amendments be agreed to.

On the question, That Part 2, as amended, stand part, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 44

New Zealand Labour 38; Green Party 6

Resolved, That Part 2, as amended, stand part.

Part 3 read.

Colin King moved, That the question be now put. The Chairperson declined the motion.

Chris Auchinvole moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 65

New Zealand National 57; ACT New Zealand 4; Māori Party 3; United Future 1

Noes 43

New Zealand Labour 38; Green Party 5

Resolved, That the question be now put.

The following amendments were put:

Clause 38(1):

To omit “repository” and substitute “government agency” (*Grant Robertson*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 43

New Zealand Labour 38; Green Party 5

Noes 65

New Zealand National 57; ACT New Zealand 4; Māori Party 3; United Future 1

Amendment not agreed to.

*State Sector Management Bill**Clause 39:*

To add the following subclause as subclause (2):

- (2) There shall be within the department an institution known as Archives New Zealand under the control and management of the Chief Archivist for the purposes of that office's exercise of all functions specified in section 11 of the principal Act.

(Grant Robertson)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 43

New Zealand Labour 38; Green Party 5

Noes 65

New Zealand National 57; ACT New Zealand 4; Māori Party 3; United Future 1

Amendment not agreed to.

Clause 40: section 10:

To amend new subsection (2) by inserting "in consultation with the Archives Council and national stakeholder organisations" after "chief executive" (*Grant Robertson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 43

New Zealand Labour 38; Green Party 5

Noes 65

New Zealand National 57; ACT New Zealand 4; Māori Party 3; United Future 1

Amendment not agreed to.

Clause 40:

To add the following clause as subclause (2):

- (2) Section 10 is amended by adding the following subsections:
- “(3) The Chief Archivist must not, at the same time, hold any other position in the department.
- “(4) There shall be regular consultations between the chief executive, his or her representatives, and the Chief Archivist.
- “(5) The chief executive shall monitor and report on the performance of the Chief Archivist.”

(Grant Robertson)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 43

New Zealand Labour 38; Green Party 5

Noes 65

New Zealand National 57; ACT New Zealand 4; Māori Party 3; United Future 1

Amendment not agreed to.

New clause 40A:

To insert the following clause after clause 40:

40A Functions and duties of Chief Archivist

Section 11(1)(c) is amended by adding the following subparagraphs:

- “(iv) to select and control the staff of Archives New Zealand; and
- “(v) to take reasonable steps to provide suitable accommodation for public archives under his or her possession and control; and”.

(Grant Robertson)

State Sector Management Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 43

New Zealand Labour 38; Green Party 5

Noes 65

New Zealand National 57; ACT New Zealand 4; Māori Party 3; United Future 1

Amendment not agreed to.

To insert the following clause after clause 40:

40A Functions and duties of Chief Archivist

Section 11(1)(c) is amended by adding the following subparagraph:

“(iv) to advise and assist the Minister in matters relating to archives”.

(Grant Robertson)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 43

New Zealand Labour 38; Green Party 5

Noes 65

New Zealand National 57; ACT New Zealand 4; Māori Party 3; United Future 1

Amendment not agreed to.

Clause 41: new section 12:

To add the following subsections as subsections (2) and (3):

“(2) In relation to the performance of his or her functions and duties and to the exercise of his or her powers under Part 2, the Chief Archivist—

“(a) must act independently in exercising his or her functions, duties and powers; and

“(b) is not subject to direction from either the Minister or the chief executive.

“(3) At the Minister’s discretion the Chief Archivist shall have the right of independent access to the Minister on any matter in connection with the Chief Archivist’s statutory responsibilities.”

(Grant Robertson)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 43

New Zealand Labour 38; Green Party 5

Noes 65

New Zealand National 57; ACT New Zealand 4; Māori Party 3; United Future 1

Amendment not agreed to.

Amendments set out on Supplementary Order Paper No 189 (*Hon Tony Ryall*).

Resolved, That the amendments be agreed to.

On the question, That Part 3, as amended, stand part, the votes were recorded as follows:

Ayes 65

New Zealand National 57; ACT New Zealand 4; Māori Party 3; United Future 1

Noes 43

New Zealand Labour 38; Green Party 5

Resolved, That Part 3, as amended, stand part.

State Sector Management Bill

Schedule 1 read.

Resolved, That Schedule 1 stand part.

Schedule 2 read.

Resolved, That Schedule 2 stand part.

Schedule 3 read.

Resolved, That Schedule 3 stand part.

Schedule 4 read.

Resolved, That Schedule 4 stand part.

Clauses 1 and 2 read.

Resolved, That clause 1 stand part.

Resolved, That clause 2 stand part.

Resolved, That the bill be divided into three bills as set out on Supplementary Order Paper No 188 (*Hon Tony Ryall*).

The Chairperson announced that the bill would be reported with amendment and divided into three bills.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the State Sector Management Bill with amendment and divided into the following bills:

- Research, Science, and Technology Bill
- National Library of New Zealand (Te Puna Mātauranga o Aotearoa) Amendment Bill
- Public Records Amendment Bill (No 2).

The report was adopted and the bills were set down for third reading forthwith.

Hon Tony Ryall moved, and the question was proposed, That the Research, Science, and Technology Bill, the National Library of New Zealand (Te Puna Mātauranga o Aotearoa) Amendment Bill, and the Public Records Amendment Bill (No 2) be now read a third time.

On the question, That the Research, Science, and Technology Bill be now read a third time, the votes were recorded as follows:

Ayes 103

New Zealand National 57; New Zealand Labour 38; ACT New Zealand 4; Māori Party 3; United Future 1

Noes 6

Green Party 6

Motion agreed to.

The Research, Science, and Technology Bill was read a third time.

On the question, That the National Library of New Zealand (Te Puna Mātauranga o Aotearoa) Amendment Bill be now read a third time, the votes were recorded as follows:

Ayes 65

New Zealand National 57; ACT New Zealand 4; Māori Party 3; United Future 1

Noes 44

New Zealand Labour 38; Green Party 6

Motion agreed to.

The National Library of New Zealand (Te Puna Mātauranga o Aotearoa) Amendment Bill was read a third time.

On the question, That the Public Records Amendment Bill (No 2) be now read a third time, the votes were recorded as follows:

Ayes 65

New Zealand National 57; ACT New Zealand 4; Māori Party 3; United Future 1

Noes 44

New Zealand Labour 38; Green Party 6

Motion agreed to.

The Public Records Amendment Bill (No 2) was read a third time.

Education Amendment Bill (No 2)

The order of the day for the consideration in Committee of the Education Amendment Bill (No 2) was called.

By leave, agreed that Standing Order 256 be set aside to allow the Committee of the whole House to consider the proposed amendments to the Health and Safety in Employment Act 1992 in the name of Hon Trevor Mallard.

The Speaker declared the House in Committee for consideration of the Education Amendment Bill (No 2).

(In the Committee)

Part 1 read.

The following amendments were put:

Clause 6:

To omit subclauses (1) and (2) and substitute the following subclauses:

- (1) Section 11F(1) is amended by repealing paragraph (d).
- (2) Section 11F(1)(e) is amended by omitting “fifth” and substituting “fourth”.
- (3) Section 11F(2) is amended by omitting “or fifth”.

(Hon Trevor Mallard)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 38

New Zealand Labour 33; Green Party 5

Noes 66

New Zealand National 58; ACT New Zealand 4; Māori Party 3; United Future 1

Amendment not agreed to.

*Education Amendment Bill (No 2)**Clause 11:*

To insert the following sections after section 35R:

“35RA Procedural requirements for suspension and expulsion

- “(1) When a student has been suspended, the student’s parents have the right to request that the suspension be lifted or varied, and to make submissions in support of their request.
- “(2) Before expelling or excluding a student, schools should be required to—
 - “(a) give adequate notice of the proposed expulsion or exclusion to the student and his or her parents:
 - “(b) provide the student and his or her parents with a reasonable opportunity to attend and be heard at a meeting.

“35RB Private schools’ disciplinary procedures available on request

- “(1) Any student who is facing suspension or expulsion from attendance at a school registered under section 35A, or the parents of that student, may request details of that school’s disciplinary procedures.
- “(2) When a request under subsection (1) is received, the school must provide details of its disciplinary procedures within 5 working days.

(Hon Trevor Mallard)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 38

New Zealand Labour 33; Green Party 5

Noes 66

New Zealand National 58; ACT New Zealand 4; Māori Party 3; United Future 1

Amendment not agreed to.

New clause 12DA and clause 12E:

Amendments set out on Supplementary Order Paper No 183 *(Hon Trevor Mallard)*.

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 33

New Zealand Labour 33

Noes 71

New Zealand National 58; Green Party 5; ACT New Zealand 4; Māori Party 3; United Future 1

Amendments not agreed to.

New clause 12DB:

Amendment set out on Supplementary Order Paper No 183 *(Hon Trevor Mallard)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 33

New Zealand Labour 33

Noes 71

New Zealand National 58; Green Party 5; ACT New Zealand 4; Māori Party 3; United Future 1

Amendment not agreed to.

New clause 12DC:

Amendment set out on Supplementary Order Paper No 186 *(Hon Trevor Mallard)*.

Education Amendment Bill (No 2)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 38

New Zealand Labour 33; Green Party 5

Noes 66

New Zealand National 58; ACT New Zealand 4; Māori Party 3; United Future 1

Amendment not agreed to.

Amendments set out on Supplementary Order Paper No 176 (*Hon Anne Tolley*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 4; Māori Party 3; United Future 1

Noes 38

New Zealand Labour 33; Green Party 5

Resolved, That the amendments be agreed to.

Amendments set out on Supplementary Order Paper No 177 (*Hon Anne Tolley*).

Resolved, That the amendments be agreed to.

On the question, That Part 1, as amended, stand part, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 4; Māori Party 3; United Future 1

Noes 38

New Zealand Labour 33; Green Party 5

Resolved, That Part 1, as amended, stand part.

The following amendment was proposed:

To insert the following Part after Part 1:

Part 1A**Amendments to the Health and Safety in Employment Act 1992****14A Principal Act amended**

This Part amends the Health and Safety in Employment Act 1992.

14B Interpretation

Section 2(1) is amended by inserting the following definitions in their appropriate alphabetical order:

“**limited child care centre** means any premises used regularly for the care of 3 or more children (not being children of the persons providing the care, or children enrolled at a school being provided with care before or after school) under the age of 6, none of whom attends for any period exceeding 2 hours per day, in circumstances where the children’s parents or caregivers are—

“(a) in close proximity to the children and are able to be contacted; and

“(b) able to resume responsibility for the children at short notice

“**limited child care service provider** means the body, agency, or person who or that operates a limited child care centre”.

14C Purpose

The purpose of this Part is to ensure that only suitable people are employed to supervise children in limited child care centres.

14D New sections 13A to 13E

The following new heading and sections are inserted after section 13:

*Education Amendment Bill (No 2)**“Duties of employers in relation to Police vetting of employees at limited child care centres***“13A Limited child care centre employees must be suitable**

A limited child care service provider must take all practicable steps to ensure every employee employed to care for children in a limited child care centre is suitable for that role.

“13B Police vetting of employees at limited child care centres

The service provider of a limited child care centre must obtain a Police vet of every person—

- “(a) whom the service provider employs, or intends to employ, in a position at the limited child care centre; and
- “(b) who is to work at the service during normal opening hours; and
- “(c) who is not a registered teacher or holder of a limited authority to teach.

“13C Police vetting of contractors and their employees who work at limited child care centres

“(1) The service provider of a limited child care centre must obtain a Police vet of every contractor, or the employee of a contractor, who has, or is likely to have, unsupervised access to children at the centre during normal opening hours.

“(2) In this section, **contractor** means a person who, under contract (other than an employment contract), works at a limited child care centre.

“13D Police vet must be obtained before person has unsupervised access to children

“(1) A Police vet required under section 13B or 13C must be obtained before the person has, or is likely to have, unsupervised access to children at the centre during normal opening hours.

“(2) The service provider of a limited child care centre that is required under section 13B or 13C to obtain a Police vet of a person must apply for the vet no later than 2 weeks after the person begins work at the centre.

“13E Procedures relating to Police vets under section 13B or 13C

The service provider of a limited child care centre that applies for a Police vet of a person under section 13B or 13C—

- “(a) must ensure that strict confidentiality is observed for Police vets; and
- “(b) must not take adverse action in relation to a person who is the subject of a Police vet until—
 - “(i) the person has validated the information contained in the vet; or
 - “(ii) the person has been given a reasonable opportunity to validate the information, but has failed to do so within a reasonable period.”

(Hon Trevor Mallard)

Resolved, That the amendment be agreed to.

Part 2 read.

Resolved, That Part 2 stand part.

Clauses 1 to 3 read.

Resolved, That clause 1 stand part.

Resolved, That clause 2 stand part.

Resolved, That clause 3 stand part.

Resolved—

That the enacting words, clauses 1, 2, and 3, and Parts 1 and 2 be a separate bill, that the Part 2 heading be omitted, and that for the enacting words, clauses 1, 2, and 3, and Part 1 heading there be substituted the following enacting words and clauses:

*Education Amendment Bill (No 2)***The Parliament of New Zealand enacts as follows:****1 Title**

This Act is the Education Amendment Act (No 2) 2010.

2 Commencement

- (1) Sections 15 to 17 come into force 6 months after the date on which this Act receives the Royal assent.
- (2) The rest of this Act comes into force on the day after the date on which it receives the Royal assent.

3 Principal Act amended

This Act amends the Education Act 1989.

That Part 1A be a separate bill, and that for the Part 1A heading there be substituted the following enacting words and clauses:

The Parliament of New Zealand enacts as follows:**1 Title**

This Act is the Health and Safety in Employment Amendment Act 2010.

2 Commencement

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

(Hon Anne Tolley)

The Chairperson announced that the bill would be reported with amendment and divided into two bills.

Reporting and passing of bills

The Speaker resumed the Chair, and the Chairperson reported the Education Amendment Bill (No 2) with amendment and divided into the following bills:

- Education Amendment Bill (No 2)
- Health and Safety in Employment Amendment Bill.

The report was adopted and the bills were set down for third reading forthwith.

Hon Anne Tolley moved, and the question was proposed, That the Education Amendment Bill (No 2) and the Health and Safety in Employment Amendment Bill be now read a third time.

On the question, That the Education Amendment Bill (No 2) be now read a third time, the votes were recorded as follows:

Ayes 62

New Zealand National 57; ACT New Zealand 4; United Future 1

Noes 40

New Zealand Labour 35; Green Party 5

Motion agreed to.

The Education Amendment Bill (No 2) was read a third time.

The Health and Safety in Employment Amendment Bill was read a third time.

New Zealand Productivity Commission Bill

The Speaker declared the House in Committee for consideration of the New Zealand Productivity Commission Bill.

(In the Committee)

Part 1 read.

Resolved, That Part 1 stand part.

Part 2 read.

Katrina Shanks moved, That the question be now put. The Chairperson declined the motion.

Resolved, That the question be now put (*Jonathan Young*).

The following amendments were put:

Clause 7:

To omit this clause and substitute the following clause:

7 Purpose of Commission

The purpose of the Commission is to facilitate policy development, practical activities, and research which will boost productivity on a sustained basis in order to support the overall well-being of New Zealanders, through the development of a high-wage, high-skill, sustainable economy that delivers benefits on an equitable basis to New Zealanders, having regard to a wide range of communities of interest and population groups in New Zealand society.

(Hon Lianne Dalziel)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 24

New Zealand Labour 20; Green Party 4

Noes 63

New Zealand National 58; ACT New Zealand 4; United Future 1

Amendment not agreed to.

Clause 9(1):

To add the following paragraphs:

- (c) support initiatives which develop practical productivity projects and provide an overview of the range of tools/models available to maximise multifactor productivity in workplaces:
- (d) run inclusive events/workshops on productivity and have educational tools and other information on its website:
- (e) organise events and activities as appropriate with the Australian Productivity Commission:
- (f) produce an annual report on productivity.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 24

New Zealand Labour 20; Green Party 4

Noes 63

New Zealand National 58; ACT New Zealand 4; United Future 1

Amendment not agreed to.

Clause 12:

To insert “Subject to section 12(1B)” at the beginning of subclause (1A).

New Zealand Productivity Commission Bill

To insert the following subclause after subclause (1):

- (1B) In setting the terms of reference for an inquiry the referring Ministers must first consult with Business New Zealand and the New Zealand Council of Trade Unions to ensure that the concept of social partnership is embedded in the work of the Productivity Commission.

To add the following subclause:

- (4) Ministers and the Commission shall ensure that terms of reference require a range of models to be used in any research and analysis.

(Hon Lianne Dalziel)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 24

New Zealand Labour 20; Green Party 4

Noes 63

New Zealand National 58; ACT New Zealand 4; United Future 1

Amendments not agreed to.

Resolved, That Part 2 stand part.

Schedule read.

Resolved, That the Schedule stand part.

Clauses 1 and 2 read.

Resolved, That clause 1 stand part.

Resolved, That clause 2 stand part.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the New Zealand Productivity Commission Bill without amendment.

The report was adopted and the bill set down for third reading forthwith.

Hon Rodney Hide for Hon Bill English moved, and the question was proposed, That the New Zealand Productivity Commission Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 81

New Zealand National 58; New Zealand Labour 18; ACT New Zealand 4; United Future 1

Noes 4

Green Party 4

Motion agreed to.

The New Zealand Productivity Commission Bill was read a third time.

9 Adjournment

At 9.05 pm on Saturday, 11 December 2010 the House adjourned.

Tuesday, 14 December 2010

The House met at 2.00 pm.

Prayers

1 Introduction of distinguished visitor

The Speaker informed the House that Hon Peter Slipper, Deputy Speaker of the Australian House of Representatives, was within the precincts of the Chamber.

The Deputy Speaker was welcomed with applause.

2 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

3 Papers

Nine papers were announced as published under the authority of the House.

The Speaker presented one further paper (*see* Schedule for papers published under the authority of the House and papers presented).

4 Select committee reports

The presentation of 14 reports was announced.

The following bills were set down for second reading:

- Land Transport (Driver Licensing) Amendment Bill
- Land Transport (Road Safety and Other Matters) Amendment Bill.

The following reports were set down for consideration:

- Inquiry into New Zealand's relationships with South Pacific countries
- Review of Standing Orders relating to pecuniary interests

(*see* Schedule for select committee reports).

5 Questions for oral answer

Twelve questions to Ministers were answered.

Two questions to members were answered.

Two questions to members were withdrawn.

6 Application to debate a matter of urgent public importance

The Speaker notified the House that Hon Pete Hodgson had indicated his desire to move (for the purpose of debating the announcement that Pansy Wong had accepted she breached Cabinet Manual rules in her conduct as a Minister and will resign

from Parliament as a result), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

7 Valedictory statement

Pansy Wong made a valedictory statement.

8 Government orders of the day

Appropriation (2009/10 Financial Review) Bill

Hon Bill English moved, and the question was proposed, That the Appropriation (2009/10 Financial Review) Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Motion agreed to.

The Appropriation (2009/10 Financial Review) Bill was read a first time and set down for second reading next sitting day.

Government motion—membership of Parliamentary Service Commission

Resolved, That, pursuant to section 15(1)(d) of the Parliamentary Service Act 2000, Hon Heather Roy be appointed as a member of the Parliamentary Service Commission in place of Hon John Boscawen (*Hon Gerry Brownlee*).

Electoral (Finance Reform and Advance Voting) Amendment Bill, Parliamentary Service Amendment Bill, and Electoral Referendum Bill

The Speaker declared the House in Committee for consideration of the Electoral (Finance Reform and Advance Voting) Amendment Bill, the Parliamentary Service Amendment Bill, and the Electoral Referendum Bill.

(In the Committee)

Electoral (Finance Reform and Advance Voting) Amendment Bill

Part 1 read.

The following amendments were put:

Clause 12A:

Amendment set out on Supplementary Order Paper No 197 (*Hilary Calvert*).

Electoral (Finance Reform and Advance Voting) Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 58; New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Amendment not agreed to.

Amendment set out on Supplementary Order Paper No 197 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 58; New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Amendment not agreed to.

Clause 20:

Amendment set out on Supplementary Order Paper No 185 (*Metiria Turei*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 9

Green Party 9

Noes 112

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 5; Progressive 1; United Future 1

Amendment not agreed to.

Clause 21:

Amendment set out on Supplementary Order Paper No 185 (*Metiria Turei*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 9

Green Party 9

Noes 112

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 5; Progressive 1; United Future 1

Amendment not agreed to.

Amendment set out on Supplementary Order Paper No 185 (*Metiria Turei*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 9

Green Party 9

Noes 112

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 5; Progressive 1; United Future 1

Amendment not agreed to.

Electoral (Finance Reform and Advance Voting) Amendment Bill

Clause 21A:

Amendment set out on Supplementary Order Paper No 185 (*Metiria Turei*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 9

Green Party 9

Noes 112

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 5; Progressive 1; United Future 1

Amendment not agreed to.

Amendments set out on Supplementary Order Paper No 199 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Part 1, as amended, stand part.

Part 2 read.

On the question, That Part 2 stand part, the votes were recorded as follows:

Ayes 116

New Zealand National 58; New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Noes 5

ACT New Zealand 5

Resolved, That Part 2 stand part.

Clauses 1 and 2 read.

Resolved, That clause 1 stand part.

Resolved, That clause 2 stand part.

The Chairperson announced that the bill would be reported with amendment presently.

Parliamentary Service Amendment Bill

Clause 1 read.

Resolved, That clause 1 stand part.

Clause 2 read.

Resolved, That clause 2 stand part.

Clause 3 read.

Resolved, That clause 3 stand part.

Clause 3A read.

Resolved, That clause 3A stand part.

Clause 4 read.

Resolved, That clause 4 stand part.

Parliamentary Service Amendment Bill

Clause 5 read.

Resolved, That clause 5 stand part.

Clause 6 read.

Resolved, That clause 6 stand part.

Clause 7 read.

Resolved, That clause 7 stand part.

The Chairperson announced that the bill would be reported without amendment presently.

Electoral Referendum Bill

Clause 2A read.

Resolved, That clause 2A stand part.

Part 1 read.

Amendment set out on Supplementary Order Paper No 198 (*Hilary Calvert*) ruled out of order as being outside the scope of the bill.

On the question, That Part 1 stand part, the votes were recorded as follows:

Ayes 116

New Zealand National 58; New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Noes 5

ACT New Zealand 5

Resolved, That Part 1 stand part.

Part 2 read.

Amendment set out on Supplementary Order Paper No 198 (*Hilary Calvert*) ruled out of order as being outside the scope of the bill.

Resolved, That Part 2 stand part.

Part 3 read.

The following amendments were put:

Clause 32A:

Amendment set out on Supplementary Order Paper No 198 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Noes 116

New Zealand National 58; New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Ayes 5

ACT New Zealand 5

Amendment not agreed to.

Amendment set out on Supplementary Order Paper No 198 (*Hilary Calvert*).

Electoral Referendum Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Noes 116

New Zealand National 58; New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Ayes 5

ACT New Zealand 5

Amendment not agreed to.

Resolved, That Part 3 stand part.

Part 4 read.

The following amendment was put:

Clause 54:

To omit this clause (*Hon Lianne Dalziel*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Noes 69

New Zealand National 58; ACT New Zealand 5; Māori Party 5; United Future 1

Amendment not agreed to.

Resolved, That Part 4 stand part.

Schedule 1 read.

The following amendment was tabled:

Amendment set out on Supplementary Order Paper No 198 (*Hilary Calvert*).

Amendment ruled out of order as being outside the scope of the bill.

On the question, That Schedule 1 stand part, the votes were recorded as follows:

Ayes 116

New Zealand National 58; New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Noes 5

ACT New Zealand 5

Resolved, That Schedule 1 stand part.

Schedule 2 read.

Resolved, That Schedule 2 stand part.

Schedule 3 read.

Resolved, That Schedule 3 stand part.

Clauses 1 and 2 read.

Resolved, That clause 1 stand part.

Resolved, That clause 2 stand part.

The Chairperson announced that the bill would be reported without amendment.

Reporting of bills

The Speaker resumed the Chair, and the Chairperson reported the Electoral (Finance Reform and Advance Voting) Amendment Bill with amendment.

The Chairperson reported the Parliamentary Service Amendment Bill without amendment.

The Chairperson also reported the Electoral Referendum Bill without amendment.

The report was adopted and the bills were set down for third reading next sitting day.

9 Sessional orders

Resolved, That Chapters 3 and 8 and Appendix B of the Standing Orders be read as if amended in the manner set out in Appendix 1 of the report of the Standing Orders Committee on the Review of Standing Orders relating to pecuniary interests (I.18A), with effect from 1 January 2011.

10 Government orders of the day—continued**National Animal Identification and Tracing Bill**

Hon David Carter moved, and the question was proposed, That the National Animal Identification and Tracing Bill be now read a first time.

The debate was interrupted.

11 Maiden statement

Kris Faafoi made a maiden statement.

12 Government orders of the day—continued**National Animal Identification and Tracing Bill**

The House resumed the interrupted debate on the question, That the National Animal Identification and Tracing Bill be now read a first time.

The bill was read a first time and stood referred to a select committee.

Resolved, That the Primary Production Committee consider the National Animal Identification and Tracing Bill (*Hon David Carter*).

Social Assistance (Living Alone Payments) Amendment Bill

The House resumed the interrupted debate on the question, That the Social Assistance (Living Alone Payments) Amendment Bill be now read a first time.

The bill was read a first time and stood referred to a select committee.

By leave, agreed that the date the Minister had indicated for the committee's consideration of the bill be changed from 28 February 2011 to 6 May 2011.

Hon David Carter for Hon Paula Bennett moved a motion nominating the select committee to consider the bill and including an instruction in respect of the committee's consideration of the bill.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 78

New Zealand National 58; Green Party 9; ACT New Zealand 5; Māori Party 5; United Future 1

Noes 42

New Zealand Labour 41; Progressive 1

Motion agreed to.

Resolved, That the Social Services Committee consider the Social Assistance (Living Alone Payments) Amendment Bill, that the committee report finally to the House on or before 6 May 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c).

13 Adjournment

At 8.01 pm the House adjourned.

Wednesday, 15 December 2010

The House met at 2.00 pm.

Prayers

1 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

2 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

3 Select committee reports

The presentation of four reports was announced.

The Legal Services Bill was set down for second reading (*see* Schedule for select committee reports).

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 Government orders of the day**Electoral (Finance Reform and Advance Voting) Amendment Bill and Parliamentary Service Amendment Bill**

Hon Simon Power moved, and the question was proposed, That the Electoral (Finance Reform and Advance Voting) Amendment Bill and (for Gerry Brownlee) the Parliamentary Service Amendment Bill be now read a third time.

On the question, That the Electoral (Finance Reform and Advance Voting) Amendment Bill be now read a third time, the votes were recorded as follows:

Ayes 116

New Zealand National 58; New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1; United Future 1

Noes 5

ACT New Zealand 5

Motion agreed to.

The Electoral (Finance Reform and Advance Voting) Amendment Bill was read a third time.

The Parliamentary Service Amendment Bill was read a third time.

Electoral Referendum Bill

The Electoral Referendum Bill was read a third time.

Government motion—sitting programme for 2011

Resolved, That the House do now adjourn until 2.00 pm on Tuesday, 8 February 2011, and that the sitting days in 2011 be as follows:

February 8, 9, 10, 15, 16, 17, 22, 23 and 24;

March 8, 9, 10, 15, 16, 17, 22, 23 and 24;

April 5, 6, 7, 12, 13 and 14;

May 3, 4, 5, 10, 11, 12, 17, 18 and 19;

June 7, 8, 9, 14, 15, 16, 21, 22 and 23;

July 5, 6, 7, 12, 13 and 14;

August 2, 3, 4, 9, 10, 11, 16, 17 and 18;

September 6, 7, 8, 13, 14, 15, 27, 28 and 29;

October 4, 5, 6, 25, 26 and 27;

November 1, 2, 3, 8, 9, 10, 15, 16 and 17

(Hon Gerry Brownlee).

6 Adjournment

At 5.51 pm the House adjourned.

Tuesday, 8 February 2011

The House met at 2.00 pm.

Prayers

1 Papers—Prime Minister's statement

The Prime Minister's Statement to Parliament for 2011 was announced as published under the authority of the House.

2 Debate on Prime Minister's statement

Rt Hon John Key moved, and the question was proposed, That this House express its confidence in the National-led Government and commend its programme for 2011 as set out in the Prime Minister's Statement to Parliament.

3 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Wednesday, 9 February 2011

The House met at 2.00 pm.

Prayers

1 Business of the House

By leave, agreed that—

- the House sit on the ringing of the bell on Wednesday, 16 February 2011 following the State luncheon in honour of the Prime Minister of Australia
- select committee meetings adjourn at 10.45 am on that day until the conclusion of questions for oral answer
- the bell be rung at 10.50 am for two minutes on that day to summon members to the Chamber for the address to be given by the Prime Minister of Australia.

2 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

3 Papers

Seventeen papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

4 Select committee reports

The presentation of 18 reports was announced.

The following bills were set down for second reading:

- Sale and Supply of Liquor and Liquor Enforcement Bill
- Food Bill
- Marine and Coastal Area (Takutai Moana) Bill.

The report on the Reserve Bank of New Zealand's monetary policy statement, December 2010 was set down for consideration (*see* Schedule for select committee reports).

5 Introduction of bills

The introduction of the Regulatory Reform Bill was announced and the bill set down for first reading.

6 Questions for oral answer

Twelve questions to Ministers were answered.

Three questions to members were ruled out of order.

7 Government orders of the day**Debate on Prime Minister's statement**

The House resumed the interrupted debate on the question, That this House express its confidence in the National-led Government and commend its programme for 2011 as set out in the Prime Minister's Statement to Parliament.

8 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Thursday, 10 February 2011

The House met at 2.00 pm.

Prayers

1 Introduction of distinguished visitor

The Speaker informed the House that His Excellency Mr Ömer Dinçer, Minister of Labour and Social Security from the Grand National Assembly of the Republic of Turkey, was within the precincts of the Chamber.

The Minister and his delegation were welcomed with applause and the Minister accorded a seat on the left of the Chair.

2 Business statement

The Leader of the House made a statement relating to the business of the House.

3 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

4 Select committee reports

The presentation of eight reports was announced (*see* Schedule for select committee reports).

5 Questions for oral answer

Twelve questions to Ministers were answered.

Six questions to members were answered.

6 Government orders of the day**Debate on Prime Minister's statement**

The House resumed the interrupted debate on the question, That this House express its confidence in the National-led Government and commend its programme for 2011 as set out in the Prime Minister's Statement to Parliament.

No Minister was present in the House. The Speaker interrupted the debate and ordered the bell be rung. A Minister being present, the debate resumed.

7 Adjournment

At 6.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Tuesday, 15 February 2011

The House met at 2.00 pm.

Prayers

1 Introduction of distinguished visitors

The Speaker informed the House that the Tourism in Tasmania Select Committee from the Legislative Council of Tasmania, led by Hon Don Wing MLC, was within the precincts of the Chamber.

The committee was welcomed with applause.

2 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

3 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

4 Select committee reports

The presentation of 27 reports was announced.

The report on the Complaints regarding three notices issued by the Plumbers, Gasfitters and Drainlayers Board on 25 March 2010 and the Plumbers, Gasfitters and Drainlayers Board (Fees) Notice 2010 was set down for consideration (*see* Schedule for select committee reports).

5 Introduction of bills

The introduction of the Ngati Porou Claims Settlement Bill was announced and the bill set down for first reading.

6 Questions for oral answer

Twelve questions to Ministers were answered.

7 Government orders of the day**Debate on Prime Minister's statement**

The House resumed the interrupted debate on the question, That this House express its confidence in the National-led Government and commend its programme for 2011 as set out in the Prime Minister's Statement to Parliament.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Motion agreed to.

Resolved, That this House express its confidence in the National-led Government and commend its programme for 2011 as set out in the Prime Minister's Statement to Parliament.

Appropriation (2009/10 Financial Review) Bill

Hon Bill English moved, That the Appropriation (2009/10 Financial Review) Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Motion agreed to.

The Appropriation (2009/10 Financial Review) Bill was read a second time and set down for Committee stage next sitting day.

Regulatory Reform Bill

Hon Rodney Hide moved, and the question was proposed, That the Regulatory Reform Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 110

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 9

Green Party 9

Motion agreed to.

The Regulatory Reform Bill was read a first time and stood referred to a select committee.

Resolved, That the Commerce Committee consider the bill (*Hon Nathan Guy for Hon Rodney Hide*).

Legal Services Bill

The Legal Services Bill was read a second time and set down for Committee stage next sitting day.

Road User Charges Bill

The Road User Charges Bill was read a first time and stood referred to a select committee.

Hon David Carter for Hon Steven Joyce moved a motion nominating the select committee to consider the bill and including an instruction in respect of the committee's consideration of the bill.

Chris Hipkins moved the following amendment:

To omit all the words after "May 2011".

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Noes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Resolved, That the Transport and Industrial Relations Committee consider the Road User Charges Bill, that the committee report finally to the House on or before 25 May 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, on a Friday in a week in which there has been a sitting of the House, and outside the Wellington area during a sitting of the House, despite Standing Orders 187, 189(a), and 190(1)(b) and (c) (*Hon David Carter for Hon Steven Joyce*).

Crown Pastoral Land (Rent for Pastoral Leases) Amendment Bill

Hon Maurice Williamson moved, and the question was proposed, That the Crown Pastoral Land (Rent for Pastoral Leases) Amendment Bill be now read a first time.

8 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Wednesday, 16 February 2011

The House met at 2.20 pm.

Prayers

1 Government motion**Death of New Zealand soldier in Afghanistan**

Resolved, That the House express its deepest sympathy to the family, friends, and colleagues of the New Zealand Army soldier tragically killed in a motor vehicle accident in Afghanistan overnight, and to his three injured colleagues (*Rt Hon John Key*).

2 Questions for oral answer

Twelve questions to Ministers were answered.

Seven questions to members were answered.

Three questions to a member were postponed.

3 General debate

Hon Clayton Cosgrove moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

4 Private and local orders of the day**Hamilton City Council (Parana Park) Land Vesting Bill**

The Hamilton City Council (Parana Park) Land Vesting Bill was read a second time and set down for Committee stage next sitting day.

5 Members' orders of the day**Education (Freedom of Association) Amendment Bill and Employment Relations (Secret Ballot for Strikes) Amendment Bill**

The Speaker declared the House in Committee for further consideration of the Education (Freedom of Association) Amendment Bill and for consideration of the Employment Relations (Secret Ballot for Strikes) Amendment Bill.

(In the Committee)

Education (Freedom of Association) Amendment Bill

Clause 2 read again.

Allan Peachey moved, That the question be now put. The Chairperson declined the motion.

Louise Upston moved, That the question be now put. The Chairperson declined the motion.

Education (Freedom of Association) Amendment Bill

Hon David Carter moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 57

New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1

Resolved, That the question be now put.

The following amendment was put:

To omit “1 January 2012” and substitute “1 January 2013” (*Rahui Katene*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1

Noes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Amendment not agreed to.

The following amendments were tabled:

To omit “1 January 2012” and substitute “1 January 2013” (*Grant Robertson*).

Amendment ruled out of order as being identical to an amendment previously negated.

A further 31 amendments in the same member’s name to omit “1 January 2012” and substitute alternative dates in December 2012 were ruled out of order as being the same in substance as a previous amendment that had been negated.

The following amendment was put:

To omit “1 January 2012” and substitute “1 year from the date of Royal assent” (*Hon Darren Hughes*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1

Noes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Amendment not agreed to.

On the question, That clause 2 stand part, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 57

New Zealand Labour 42; Green Party 9; Māori Party 5; Progressive 1

Resolved, That clause 2 stand part.

Clause 3 read.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Shane Ardern moved, That the question be now put. The Chairperson declined the motion.

Education (Freedom of Association) Amendment Bill

Hon David Carter moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 51

New Zealand Labour 38; Green Party 9; Māori Party 3; Progressive 1

Resolved, That the question be now put.

On the question, That clause 3 stand part, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 51

New Zealand Labour 38; Green Party 9; Māori Party 3; Progressive 1

Resolved, That clause 3 stand part.

Clause 4 read.

Colin King moved, That the question be now put. The Chairperson declined the motion.

Sandra Goudie moved, That the question be now put. The Chairperson declined the motion.

Jo Goodhew moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 51

New Zealand Labour 38; Green Party 9; Māori Party 3; Progressive 1

Resolved, That the question be now put.

The following amendment was tabled:

To add “but allow periodic referenda to test this issue” (*Grant Robertson*).

Amendment ruled out of order as being inconsistent with the principles and objects of the bill.

The following amendments were put:

To omit “uphold students’ rights to freedom of association, by removing any requirement for students to join students associations” and substitute “remove the right of students to decide whether or not their student association membership is compulsory, by not providing for referenda provisions” (*Hon Darren Hughes*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 38; Green Party 9; Māori Party 3; Progressive 1

Noes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Amendment not agreed to.

To omit “uphold students’ rights to freedom of association, by removing any requirement for students to join students associations” and substitute “undermine students’ associations and reduce the services they provide for students” (*Hon Darren Hughes*).

Education (Freedom of Association) Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 38; Green Party 9; Māori Party 3; Progressive 1

Noes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Amendment not agreed to.

To omit “uphold students’ rights to freedom of association, by removing any requirement for students to join students associations” and substitute “to increase student fees, by removing value-for-money services provided by student associations” (*Hon Darren Hughes*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 38; Green Party 9; Māori Party 3; Progressive 1

Noes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Amendment not agreed to.

On the question, That clause 4 stand part, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 51

New Zealand Labour 38; Green Party 9; Māori Party 3; Progressive 1

Resolved, That clause 4 stand part.

Clause 4A read.

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bills

The Speaker resumed the Chair, and the Chairperson reported progress on the Education (Freedom of Association) Amendment Bill.

The Chairperson also reported no progress on the Employment Relations (Secret Ballot for Strikes) Amendment Bill.

The report was adopted.

The Education (Freedom of Association) Amendment Bill was set down for further consideration in Committee next sitting day.

The Employment Relations (Secret Ballot for Strikes) Amendment Bill was set down for consideration in Committee next sitting day.

6 Adjournment

At 9.56 pm the House adjourned.

Thursday, 17 February 2011

The House met at 2.00 pm.

Prayers

1 Business statement

The Leader of the House made a statement relating to the business of the House.

2 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

3 Select committee reports

The presentation of seven reports was announced.

The report on the Briefing on New Zealand's rules of engagement in relation to our obligations as a signatory to OPCAT was set down for consideration (*see* Schedule for select committee reports).

4 Questions for oral answer

Twelve questions to Ministers were answered.

Three questions to a member were withdrawn.

Two questions to a member were answered.

5 Government orders of the day**Crown Pastoral Land (Rent for Pastoral Leases) Amendment Bill**

The House resumed the interrupted debate on the question, That the Crown Pastoral Land (Rent for Pastoral Leases) Amendment Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 76

New Zealand National 57; Green Party 9; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 39

New Zealand Labour 38; Progressive 1

Motion agreed to.

The Crown Pastoral Land (Rent for Pastoral Leases) Amendment Bill was read a first time and stood referred to a select committee.

Resolved, That the Primary Production Committee consider the Crown Pastoral Land (Rent for Pastoral Leases) Amendment Bill, that the committee report finally to the House on or before 5 July 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, on a Friday in

a week in which there has been a sitting of the House, and outside the Wellington area during a sitting of the House, despite Standing Orders 187, 189(a), and 190(1) (b) and (c) (*Hon Maurice Williamson*).

Regulatory Reform (Repeals) Bill

The Regulatory Reform (Repeals) Bill was read a first time and stood referred to a select committee.

Resolved, That the Commerce Committee consider the bill (*Hon Maurice Williamson for Hon Rodney Hide*).

Whanganui Iwi (Whanganui (Kaitoke) Prison and Northern Part of Whanganui Forest) On-account Settlement Bill

The Speaker declared the House in Committee for consideration of the Whanganui Iwi (Whanganui (Kaitoke) Prison and Northern Part of Whanganui Forest) On-account Settlement Bill.

(In the Committee)

Preamble read.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Resolved, That the Preamble stand part.

Part 1 read.

Hon Tau Henare moved, That the question be now put. The Chairperson declined the motion.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Resolved, That the question be now put (*Hon David Carter*).

Resolved, That Part 1 stand part.

Part 2 read.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Hon David Carter moved, That the question be now put. The Chairperson declined the motion.

Jo Goodhew moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 75

New Zealand National 57; Green Party 8; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 38

New Zealand Labour 37; Progressive 1

Resolved, That the question be now put.

*Whanganui Iwi (Whanganui (Kaitoke) Prison and Northern Part of Whanganui Forest)
On-account Settlement Bill*

Resolved, That Part 2 stand part.

Clauses 1 and 2 read.

At 5.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Whanganui Iwi (Whanganui (Kaitoke) Prison and Northern Part of Whanganui Forest) On-account Settlement Bill.

The report was adopted.

The Whanganui Iwi (Whanganui (Kaitoke) Prison and Northern Part of Whanganui Forest) On-account Settlement Bill was set down for further consideration in Committee next sitting day.

6 Adjournment

At 5.55 pm the House adjourned.

Tuesday, 22 February 2011

The House met at 2.00 pm.

Prayers

1 Introduction of distinguished visitors

The Speaker informed the House that a delegation from the United States Congress, led by Representative Donald Manzullo, was within the precincts of the Chamber.

The delegation was welcomed with applause.

The Speaker also informed the House that the Standing Committee on Transport and Communications from the Parliament of Norway, led by the Chair of the Committee, Mr Knut Arild Hareide, was within the precincts of the Chamber.

The committee was welcomed with applause.

2 Ministerial statement

Rt Hon John Key made a statement relating to the earthquake in Christchurch.

3 Adjournment

At 2.22 pm the House adjourned.

Wednesday, 23 February 2011

The House met at 2.00 pm.

Prayers

1 Introduction of distinguished visitors

The Speaker informed the House that a parliamentary delegation from the United Kingdom Branch of the Commonwealth Parliamentary Association, led by Rt Hon Sir Alan Beith MP, was within the precincts of the Chamber.

The delegation was welcomed with applause.

2 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

3 Select committee reports

The presentation of seven reports was announced.

The Dairy Industry Restructuring (New Sunset Provisions) Amendment Bill was set down for second reading (*see* Schedule for select committee reports).

4 Introduction of bills

The introduction of the Statutes Amendment Bill (No 2) was announced and the bill set down for first reading.

5 Ministerial statements

Hon Bill English made a statement relating to the earthquake in Christchurch.

Hon John Carter made a statement advising the House of the declaration of a state of national emergency pursuant to section 66 of the Civil Defence Emergency Management Act 2002.

6 Business of the House

By leave, agreed that members from the Canterbury region be considered as attending official business and therefore regarded as being present for the casting of party votes until the end of the sitting on 24 March 2011.

7 Business of select committees

By leave, agreed that the time by which the Commerce Committee must report on the Financial Markets (KiwiSaver and Regulators) Bill be extended from 28 February 2011 to 14 March 2011.

8 Adjournment

Resolved, That the House do now adjourn until 2.00 pm on Tuesday, 8 March 2011 (*Hon Christopher Finlayson*).

At 2.32 pm the House adjourned.

Tuesday, 8 March 2011

The House met at 2.00 pm.

Prayers

1 Parliamentary membership

The Speaker advised the House that he had received a letter from the Māori Party advising that Hone Harawira is no longer a member of the Māori Party for parliamentary purposes.

2 Ministerial statements

Rt Hon John Key made a statement relating to the Canterbury earthquake that took place on 22 February 2011.

Hon John Carter made a statement advising the House of the extension of the state of national emergency pursuant to section 66 of the Civil Defence Emergency Management Act 2002.

3 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

4 Papers

Three papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

5 Select committee reports

The presentation of four reports was announced.

The Financial Markets (Regulators and KiwiSaver) Bill was set down for second reading.

The report on the Budget policy statement 2011, Half-year economic and fiscal update 2010, and Inquiry into the 2010 Investment Statement of the Government of New Zealand was set down for consideration (*see* Schedule for select committee reports).

6 Introduction of bills

The introduction of the Ngāti Pāhauwera Treaty Claims Settlement Bill was announced and the bill set down for first reading.

7 Questions for oral answer

Twelve questions to Ministers were answered.

8 Government orders of the day

Marine and Coastal Area (Takutai Moana) Bill

Hon Tariana Turia for Hon Christopher Finlayson moved, and the question was proposed, That the Marine and Coastal Area (Takutai Moana) Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 56

New Zealand Labour 42; Green Party 8; ACT New Zealand 5; Progressive 1

Motion agreed to.

The Marine and Coastal Area (Takutai Moana) Bill was read a second time and set down for Committee stage next sitting day.

Legal Services Bill

The Speaker declared the House in Committee for consideration of the Legal Services Bill.

(In the Committee)

Part 1 read.

Resolved, That the question be now put (*Kanwaljit Singh Bakshi*).

Resolved, That Part 1 stand part.

Part 2 read.

Paul Quinn moved, That the question be now put. The Chairperson declined the motion.

John Hayes moved, That the question be now put. The Chairperson declined the motion.

Chris Tremain moved, That the question be now put. The Chairperson declined the motion.

Paul Quinn moved, That the question be now put.

Resolved, That the Chairperson report progress in order to obtain the Speaker's ruling on the allocation of calls and the acceptance of a closure motion (*Charles Chauvel*).

Speaker's ruling

The Speaker resumed the Chair, and the Chairperson reported that he had been directed to report progress in order to obtain the Speaker's ruling on the allocation of calls and the acceptance of a closure motion.

The Speaker ruled on the matter referred to him on motion by the Committee and declared the House in Committee for further consideration of the Legal Services Bill.

(In the Committee)

Part 2 read again.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 51

New Zealand Labour 42; Green Party 9

Resolved, That the question be now put.

Resolved, That Part 2 stand part.

Part 3 read.

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Legal Services Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

9 Adjournment

At 9.55 pm the House adjourned.

Wednesday, 9 March 2011

The House met at 2.00 pm.

Prayers

1 Introduction of distinguished visitors

The Speaker informed the House that a delegation from the Standing Committee for Aboriginal and Torres Straits Islander Affairs of the House of Representatives of Australia, led by Mr Shayne Neumann MP, was within the precincts of the Chamber.

The delegation was welcomed with applause.

2 Business of the House

By leave, agreed that the Financial Markets (Regulators and KiwiSaver) Bill and the Securities Trustees and Statutory Supervisors Bill be treated as cognate bills for their second and third readings, and for the debate on each reading to consist of two 15-minute speeches and eleven 10-minute speeches.

3 Papers

One paper was announced as published under the authority of the House.

The Speaker presented one further paper (*see* Schedule for papers published under the authority of the House and papers presented).

4 Questions for oral answer

Twelve questions to Ministers were answered.

One question to a member was answered.

5 Budget Policy Statement

Craig Foss moved, and the question was proposed, That the House take note of the report of the Finance and Expenditure Committee on the Budget Policy Statement 2011.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 52

New Zealand Labour 41; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That the House take note of the report of the Finance and Expenditure Committee on the Budget Policy Statement 2011.

6 Private and local orders of the day

Hamilton City Council (Parana Park) Land Vesting Bill

The Speaker declared the House in Committee for consideration of the Hamilton City Council (Parana Park) Land Vesting Bill.

(In the Committee)

Clause 1 read.

Colin King moved, That the question be now put. The Chairperson declined the motion.

Michael Woodhouse moved, That the question be now put. The Chairperson declined the motion.

Chris Tremain moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 78

New Zealand National 57; Green Party 9; ACT New Zealand 5; Māori Party 4;
United Future 1; Independents: Carter C, Harawira

Noes 42

New Zealand Labour 41; Progressive 1

Resolved, That the question be now put.

Resolved, That clause 1 stand part.

Clause 2 read.

Tim Macindoe moved, That the question be now put. The Chairperson declined the motion.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Shane Ardern moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 76

New Zealand National 57; Green Party 8; ACT New Zealand 5; Māori Party 3;
United Future 1; Independents: Carter C, Harawira

Noes 43

New Zealand Labour 42; Progressive 1

Resolved, That the question be now put.

Resolved, That clause 2 stand part.

Clause 3 read.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Shane Ardern moved, That the question be now put. The Chairperson declined the motion.

Hon Nathan Guy moved, That the question be now put.

Hamilton City Council (Parana Park) Land Vesting Bill

On the question, That the question be now put, the votes were recorded as follows:

Ayes 76

New Zealand National 57; Green Party 8; ACT New Zealand 5; Māori Party 3;
United Future 1; Independents: Carter C, Harawira

Noes 43

New Zealand Labour 42; Progressive 1

Resolved, That the question be now put.

Resolved, That clause 3 stand part.

Clause 4 read.

Tim Macindoe moved, That the question be now put. The Chairperson declined the motion.

Shane Ardern moved, That the question be now put. The Chairperson declined the motion.

Simon Bridges moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 76

New Zealand National 57; Green Party 7; ACT New Zealand 5; Māori Party 4;
United Future 1; Independents: Carter C, Harawira

Noes 43

New Zealand Labour 42; Progressive 1

Resolved, That the question be now put.

Resolved, That clause 4 stand part.

Clause 5 read.

Hon Tau Henare moved, That the question be now put. The Chairperson declined the motion.

Hon David Carter moved, That the question be now put. The Chairperson declined the motion.

Tim Macindoe moved, That the question be now put. The Chairperson declined the motion.

Jo Goodhew moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 77

New Zealand National 57; Green Party 8; ACT New Zealand 5; Māori Party 4; United
Future 1; Independents: Carter C, Harawira

Noes 43

New Zealand Labour 42; Progressive 1

Resolved, That the question be now put.

Resolved, That clause 5 stand part.

Clause 6 read.

Tim Macindoe moved, That the question be now put. The Chairperson declined the motion.

Hamilton City Council (Parana Park) Land Vesting Bill

Dr Jackie Blue moved, That the question be now put. The Chairperson declined the motion.

Hon David Carter moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 68

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1;
Independent: Harawira

Noes 52

New Zealand Labour 42; Green Party 8; Progressive 1; Independent: Carter C

Resolved, That the question be now put.

Resolved, That clause 6 stand part.

Clause 8 read.

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Hamilton City Council (Parana Park) Land Vesting Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

7 Adjournment

At 9.55 pm the House adjourned.

Thursday, 10 March 2011

The House met at 2.00 pm.

Prayers

1 Business statement

The Acting Leader of the House made a statement relating to the business of the House.

2 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

3 Select committee reports

The presentation of four reports was announced.

The following reports were set down for consideration:

- report on the Report from the Controller and Auditor-General on Department of Internal Affairs: Administration of two grant schemes
- report on the Report from the Controller and Auditor-General on How the Department of Internal Affairs manages spending that could give personal benefit to Ministers

(*see* Schedule for select committee reports).

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 Introduction and passing of Government bill**Canterbury Earthquake Commemoration Day Bill**

The Canterbury Earthquake Commemoration Day Bill was introduced and set down for first reading forthwith.

The Canterbury Earthquake Commemoration Day Bill was read a first time, a second time, and a third time.

6 Adjournment

At 5.48 pm the House adjourned.

Tuesday, 15 March 2011

The House met at 2.00 pm.

Prayers

1 Government motion

Resolved, That this House express its condolences to the people of Japan for the losses they have suffered as a result of the recent earthquake and tsunami (*Rt Hon John Key*).

2 Ministerial statement

Hon John Carter made a statement advising the House of the extension of the state of national emergency pursuant to section 66 of the Civil Defence Emergency Management Act 2002.

3 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

4 Select committee reports

The presentation of two reports was announced.

The Royal Society of New Zealand Amendment Bill was set down for second reading.

The report on the Activities of the Regulations Review Committee in 2010 was set down for consideration (*see* Schedule for select committee reports).

5 Introduction of bills

The introduction of the Regulatory Standards Bill was announced and the bill set down for first reading.

6 Questions for oral answer

Twelve questions to Ministers were answered.

7 Government orders of the day**Marine and Coastal Area (Takutai Moana) Bill**

The Speaker declared the House in Committee for consideration of the Marine and Coastal Area (Takutai Moana) Bill.

(In the Committee)

Preamble read.

Paul Quinn moved, That the question be now put. The Chairperson declined the motion.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Craig Foss moved, That the question be now put. The Chairperson declined the motion.

Hon Tau Henare moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the question be now put.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendments be agreed to.

On the question, That the Preamble, as amended, stand part, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the Preamble, as amended, stand part.

Part 1 read.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Hon Tau Henare moved, That the question be now put. The Chairperson declined the motion.

Jonathan Young moved, That the question be now put. The Chairperson declined the motion.

Marine and Coastal Area (Takutai Moana) Bill

Dr Paul Hutchison moved, That the question be now put. The Chairperson declined the motion.

Michael Woodhouse moved, That the question be now put.

Resolved, That the Chairperson report progress to obtain the Speaker's ruling on the acceptance of the closure (*Hon John Boscawen*).

Speaker's ruling

The Speaker resumed the Chair, and the Chairperson reported that he had been directed to report progress to obtain the Speaker's ruling on the acceptance of the closure by the Chairperson.

The Speaker ruled on the matter referred to him on motion by the Committee.

The Speaker declared the House in Committee for further consideration of the Marine and Coastal Area (Takutai Moana) Bill.

(In the Committee)

Part 1 read again.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 58

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Independents: Carter C, Harawira

Resolved, That the question be now put.

The following amendments were put:

Clause 4(1)(a) and (c):

Amendments set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 47

New Zealand Labour 42; ACT New Zealand 5

Noes 73

New Zealand National 57; Green Party 9; Māori Party 4; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendment was tabled:

Clause 4(1)(d):

Amendment set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

Amendment ruled out of order as not being a serious amendment.

The following amendment was put:

Clause 4(2)(a):

Amendment set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 47

New Zealand Labour 42; ACT New Zealand 5

Noes 73

New Zealand National 57; Green Party 9; Māori Party 4; United Future 1; Independents:
Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 4(2)(b) to (e)(i):

Amendments set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

Amendments ruled out of order as not being serious amendments.

The following amendments were put:

Clause 4(2)(e)(ii):

Amendment set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 47

New Zealand Labour 42; ACT New Zealand 5

Noes 73

New Zealand National 57; Green Party 9; Māori Party 4; United Future 1; Independents:
Carter C, Harawira

Amendment not agreed to.

Clause 5(b):

Amendment to omit “recognised and protected” and substitute “recognised and protected where that group has been granted customary marine title” set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 47

New Zealand Labour 42; ACT New Zealand 5

Noes 73

New Zealand National 57; Green Party 9; Māori Party 4; United Future 1; Independents:
Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 5(b):

Amendment to omit “recognised” and substitute “acknowledged” set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

Clause 5(c):

Amendment set out on Supplementary Order Paper 209 (*Hilary Calvert*).

Clause 7:

Amendments to the definitions of **aquaculture activities**, **Court**, **Crown**, and **Crown entity** set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

Amendments ruled out of order as not being serious amendments.

The following amendment was put:

Clause 7:

Amendment to insert a definition of **directly affected** set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 47

New Zealand Labour 42; ACT New Zealand 5

Noes 73

New Zealand National 57; Green Party 9; Māori Party 4; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 7:

Amendments to the definitions of **Director-General**, **environment**, **High Court Rules**, and **local authority** set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

Amendments ruled out of order as not being serious amendments.

The following amendments were put:

Clause 7:

Amendment to the definition of **mana tuku iho** set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Amendment to the definition of **marine and coastal area** set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 47

New Zealand Labour 42; ACT New Zealand 5

Noes 73

New Zealand National 57; Green Party 9; Māori Party 4; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 7:

Amendments to the definitions of **mineral** and **plan** set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

Amendments ruled out of order as not being serious amendments.

The following amendment was put:

Clause 7:

Amendment to the definition of **planning document** set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 7:

Amendments to the definitions of **privilege, proposed plan, public notice, quota management system, recognition order, regional council, regional document, register, and resource consent** set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

Amendments ruled out of order as not being serious amendments.

The following amendment was put:

Clause 7:

Amendment to the definition of **responsible minister** to omit “of the Crown” and substitute “for Arts, Culture and Heritage” set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 7:

Amendments to the definition of **responsible minister** to omit “of the Crown” and substitute five alternative ministerial designations set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

Amendments ruled out of order as being inconsistent with a previous decision.

Amendments to the definitions of **road, ship, and structure** set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

Amendments ruled out of order as not being serious amendments.

Marine and Coastal Area (Takutai Moana) Bill

The following amendment was put:

Clause 7:

Amendment to insert a definition of **substantial interruption** set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 7:

Amendments to the definitions of **taonga tūturu**, **territorial authority**, **territorial sea**, and **warden** set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

Amendments ruled out of order as not being serious amendments.

The following amendment was put:

Clauses 8 and 9:

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 58

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Clauses 8 and 9:

To omit these clauses (*Hon David Parker*).

Clause 9:

To omit this clause (*Metiria Turei*).

Amendments ruled out of order as being the same in substance as a previous amendment.

The following amendment was put:

Clause 10:

Amendment set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment to the amendment was put:

Supplementary Order Paper No 207: clause 7:

Amendment to the amendment set out on Supplementary Order Paper No 211 (*Hon Christopher Finlayson*).

On the question, That the amendment to the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 58

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Independents: Carter C, Harawira

Resolved, That the amendment to the amendment be agreed to.

The following amendments were put:

Remaining amendments, as amended, set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendments, as amended, be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 58

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Independents: Carter C, Harawira

Resolved, That the amendments, as amended, be agreed to.

On the question, That Part 1, as amended, stand part, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That Part 1, as amended, stand part.

Part 2 read.

Jonathan Young moved, That the question be now put. The Chairperson declined the motion.

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Marine and Coastal Area (Takutai Moana) Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

8 Adjournment

At 9.55 pm the House adjourned.

Wednesday, 16 March 2011

The House met at 2.00 pm.

Prayers

1 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

2 Questions for oral answer

Twelve questions to Ministers were answered.

Three questions to a member were answered.

3 General debate

Hon Judith Collins moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

4 Government orders of the day**Marine and Coastal Area (Takutai Moana) Bill**

The Speaker declared the House in Committee for further consideration of the Marine and Coastal Area (Takutai Moana) Bill.

Speaker's ruling

The Speaker resumed the Chair, and the Chairperson reported that he had been directed to report progress to obtain the Speaker's ruling on the making of comments by a member while casting a vote.

The Speaker ruled on the matter referred to him on motion by the Committee.

The Speaker declared the House in Committee for further consideration of the Marine and Coastal Area (Takutai Moana) Bill.

(In the Committee)

Part 2 read again.

Chris Auchinvole moved, That the question be now put. The Chairperson declined the motion.

Chris Tremain moved, That the question be now put. The Chairperson declined the motion.

Louise Upston moved, That the question be now put. The Chairperson declined the motion.

Colin King moved, That the question be now put. The Chairperson declined the motion.

Marine and Coastal Area (Takutai Moana) Bill

Melissa Lee moved, That the question be now put. The Chairperson declined the motion.

Jacqui Dean moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 58

New Zealand Labour 42; Green Party 8; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the question be now put.

The following amendments were tabled:

Clause 11:

Amendments set out on Supplementary Order Paper No 214.

Clause 12(1):

Amendments set out on Supplementary Order Paper No 214.

(Hilary Calvert)

Amendments ruled out of order as not being serious amendments.

The following amendments were put:

Clause 12(2):

Amendment set out on Supplementary Order Paper No 214 *(Hilary Calvert)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 8; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 12(3):

Amendment set out on Supplementary Order Paper No 214 *(Hilary Calvert)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 8; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 12(4):

Amendment set out on Supplementary Order Paper No 214 *(Hilary Calvert)*.

Amendment ruled out of order as not being a serious amendment.

Marine and Coastal Area (Takutai Moana) Bill

The following amendment was put:

Clause 13:

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, that the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 58

New Zealand Labour 42; Green Party 8; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendment was tabled:

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 15:

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 53

New Zealand Labour 42; Green Party 8; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Clause 15:

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

New clause 15A:

To insert the following new clause after clause 15:

15A Customary interests restored

- (1) Any customary interests in the common marine and coastal area that were extinguished by the Foreshore and Seabed Act 2004 are restored.
- (2) Any application for the recognition of customary interests must be considered and determined as if the Foreshore and Seabed Act 2004 had not been enacted.

(*Hon David Parker*)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

Marine and Coastal Area (Takutai Moana) Bill

The following amendment was put:

Clause 16:

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 58

New Zealand Labour 42; Green Party 8; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Clause 16:

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Clause 17(1):

Amendment set out on Supplementary Order Paper No 214.

Clause 17(2):

Amendment to omit “11 or 18” and substitute “18 or 11” set out on Supplementary Order Paper No 214.

Amendment to omit “natural condition” and substitute “natural state” set out on Supplementary Order Paper No 214.

(*Hilary Calvert*)

Amendments ruled out of order as not being serious amendments.

The following amendment was put:

Clause 17(2):

Amendment to omit “favour of the Crown” and substitute “favour of the Crown for the benefit of all New Zealanders” set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 8; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 17(4):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as not being a serious amendment.

Marine and Coastal Area (Takutai Moana) Bill

The following amendments were put:

Clause 18(1):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 8; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 18(2):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 8; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 18(3):

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 53

New Zealand Labour 42; Green Party 8; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Clause 18(3):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Clauses 19 and 20:

Amendments set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendments ruled out of order as not being serious amendments.

The following amendment was put:

Clause 21:

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 58

New Zealand Labour 42; Green Party 8; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Clause 21:

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Clauses 22, 23, 24, and 25:

Amendments set out on Supplementary Order Paper No 214.

Clause 26(1), (2), and (2)(a):

Amendments set out on Supplementary Order Paper No 214.

Clause 26(2)(b):

Amendment to omit “if the local authority did not purchase the relevant land at full market value” and substitute “if the relevant land was not purchased at full market value by the local authority” set out on Supplementary Order Paper No 214.

(*Hilary Calvert*)

Amendments ruled out of order as not being serious amendments.

The following amendments were put:

Clause 26(2)(b)(i) and (ii):

Amendments set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 8; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Clause 26(3):

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 56

New Zealand Labour 42; Green Party 7; ACT New Zealand 4; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Clause 26(3):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Clause 26(4) and (5):

Amendments set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendments ruled out of order as not being serious amendments.

The following amendments were put:

Clause 27(1):

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 56

New Zealand Labour 42; Green Party 7; ACT New Zealand 4; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

Clause 27(5):

Amendment set out on Supplementary Order Paper No 216 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 4

ACT New Zealand 4

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 28(1)(a):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 4

ACT New Zealand 4

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 28(1)(b):

Amendments set out on Supplementary Order Paper No 214.

Clause 28(1)(c):

Amendment to omit “crew, equipment” and substitute “equipment, crew” set out on Supplementary Order Paper No 214.

(Hilary Calvert)

Amendments ruled out of order as not being serious amendments.

The following amendments were put:

Clause 28(1)(c):

Amendment to omit “and passengers” and substitute “passengers, and any other goods or persons” set out on Supplementary Order Paper No 214.

Clause 28(1)(d):

Amendment set out on Supplementary Order Paper No 214.

Clause 28(1)(e):

Amendment to omit “temporarily” set out on Supplementary Order Paper No 214.

(Hilary Calvert)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 4

ACT New Zealand 4

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendment was tabled:

Clause 28(1)(e):

Amendment to omit “wind or weather” and substitute “weather or winds” set out on Supplementary Order Paper No 214 *(Hilary Calvert)*.

Amendment ruled out of order as not being a serious amendment.

The following amendment was put:

Clause 28(2):

Amendment set out on Supplementary Order Paper No 214 *(Hilary Calvert)*.

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 4

ACT New Zealand 4

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clauses 28(3) to (5) and 29:

Amendments set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendments ruled out of order as not being serious amendments.

The following amendment was put:

Heading above clause 30, and clauses 30 and 31:

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 56

New Zealand Labour 42; Green Party 7; ACT New Zealand 4; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Clauses 30 and 31:

Amendments set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

Clause 32(1):

Amendments to the definitions of **dispose of**, **freehold interest**, **interest**, and **lesser interest** set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendments ruled out of order as not being serious amendments.

The following amendment was put:

Clause 32(1):

Amendment to the definition of **Minister** to omit “of the Crown” and substitute “for Land Information” set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 4

ACT New Zealand 4

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Marine and Coastal Area (Takutai Moana) Bill

The following amendments were tabled:

Clause 32(1):

Remaining amendments to the definition of Minister set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

Amendments to the definitions of **reclaimed land** and **reclaimed land subject to this subpart** set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendments ruled out of order as not being serious amendments.

The following amendment was put:

Clause 32(2):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 4

ACT New Zealand 4

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clauses 33 and 34:

Amendments set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendments ruled out of order as not being serious amendments.

The following amendment was put:

Clause 35(1):

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 56

New Zealand Labour 42; Green Party 7; ACT New Zealand 4; Progressive 1; Independents:

Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Heading to clause 35, and clause 35(1):

Amendments set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

Clause 35(2)(a):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

Amendment ruled out of order as not being a serious amendment.

The following amendment was put:

Clause 35(2)(b):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 4

ACT New Zealand 4

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Heading to clause 36:

Amendment set out on Supplementary Order Paper No 214.

Clause 36(1):

Amendment to omit “Minister may” and substitute “Minister for Land Information may” set out on Supplementary Order Paper No 214.

(*Hilary Calvert*)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

Amendment to omit “perform and exercise” and substitute “exercise and perform” set out on Supplementary Order Paper No 214.

Amendment to omit “functions, duties” and substitute “duties, functions” set out on Supplementary Order Paper No 214.

(*Hilary Calvert*)

Amendments ruled out of order as not being serious amendments.

Clause 36(2):

Amendment to omit “Minister may” and substitute “Minister for Land Information may” set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Clause 36(2)(a) and (b), and (3):

Amendments set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendments ruled out of order as not being serious amendments.

Clause 37(1):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Marine and Coastal Area (Takutai Moana) Bill

The following amendments were put:

Clause 37(2):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4;
Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 38(3)(a):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4;
Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 38(3)(b):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as not being a serious amendment.

Clause 38(3)(c):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Clause 38(4):

Amendment to omit “any person” and substitute “any person or group” set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as not being a serious amendment.

Amendment to omit “the Minister” and substitute “the Minister for Land Information” set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 38(5), (6), and (7):

Amendments set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendment was tabled:

Heading to clause 39:

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 39(1):

Amendment to omit “without limitation” set out on Supplementary Order Paper No 214.

Clause 39(1)(a) and (b):

Amendments set out on Supplementary Order Paper No 214.

(*Hilary Calvert*)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendments were tabled:

Clause 39(1)(c), (d), and (e):

Amendments set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendments ruled out of order as not being serious amendments.

Clause 39(2):

Amendment to omit “the Minister” and substitute “the Minister for Land Information” (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Amendment to omit “so far as they” and substitute “if they”.

Clause 39(2)(a), (b), and (d):

Amendments set out on Supplementary Order Paper No 214.

(*Hilary Calvert*)

Amendments ruled out of order as not being serious amendments.

Marine and Coastal Area (Takutai Moana) Bill

The following amendments were put:

Clause 39(2)(e) and (f):

Amendments set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4;
Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendment was tabled:

Clause 39(2)(g):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as not being a serious amendment.

The following amendments were put:

Clause 39(2)(h), (i), and (j):

Amendments set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;
Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Clause 39(3):

Amendment to omit “several eligible” and substitute “any number of” set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4;
Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Amendment to omit “reclaimed land” and substitute “reclaimed land provided the Minister deems them eligible” set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 40(1):

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 57

New Zealand Labour 42; Green Party 7; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Clause 40(1):

Amendment to omit “If a person” and substitute “If a person or group” set out on Supplementary Order Paper No 214.

Amendment to omit “land subject” and substitute “land are subject” set out on Supplementary Order Paper No 214.

Amendment to omit “makes such an” and substitute “makes an” set out on Supplementary Order Paper No 214.

(*Hilary Calvert*)

Amendments ruled out of order as not being serious amendments.

Amendment to omit “the Minister’s” and substitute “Minister for Land Information’s” set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Amendment to omit “of the matter” and substitute “on the matter” set out on Supplementary Order Paper No 214.

Amendment to omit “the basis” and substitute “the assumption” set out on Supplementary Order Paper No 214.

(*Hilary Calvert*)

Amendments ruled out of order as not being serious amendments.

Amendment to omit “that the person” and substitute “that that person or group” set out on Supplementary Order Paper No 214.

Clause 40(1)(a):

Amendment set out on Supplementary Order Paper 214.

Marine and Coastal Area (Takutai Moana) Bill

Clause 40(1)(b):

Amendment to omit “the Minister” and substitute “the Minister for Land Information” set out on Supplementary Order Paper No 214.

Amendment to omit “the person” and substitute “the person or group” set out on Supplementary Order Paper No 214.

(Hilary Calvert)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

Amendment to omit “there is a good reason” and to substitute “there is a valid reason” set out on Supplementary Order Paper No 214.

Clause 40(2) and heading to clause 41:

Amendments set out on Supplementary Order Paper No 214.

(Hilary Calvert)

Amendments ruled out of order as not being serious amendments.

Clause 41(1):

Amendment to omit “Minister must” and substitute “Minister for Land Information must” set out on Supplementary Order Paper No 214 *(Hilary Calvert)*.

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Amendment to omit “notify the applicant” and substitute “notify the applicant within 10 working days” set out on Supplementary Order Paper No 214 *(Hilary Calvert)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 41(2):

Amendment to omit “Minister makes” and substitute “Minister for Land Information makes” set out on Supplementary Order Paper No 214 *(Hilary Calvert)*.

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Amendment to omit “to comment” and substitute “to respond to and comment” set out on Supplementary Order Paper No 214.

Marine and Coastal Area (Takutai Moana) Bill

Amendment to omit “determination or variation” and substitute “variation or determination” set out on Supplementary Order Paper No 214.

(Hilary Calvert)

Amendments ruled out of order as not being serious amendments.

The following amendment was put:

Clause 41(3):

Amendment set out on Supplementary Order Paper No 207 *(Hon Christopher Finlayson)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 57

New Zealand Labour 42; Green Party 7; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendment was tabled:

Clause 41(3):

Amendment set out on Supplementary Order Paper No 214 *(Hilary Calvert)*.

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 42:

Amendment set out on Supplementary Order Paper No 207 *(Hon Christopher Finlayson)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 57

New Zealand Labour 42; Green Party 7; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Heading to clause 42:

Amendment set out on Supplementary Order Paper No 214.

Clause 43(1):

Amendment to omit “the Minister” and substitute “the Minister for Land Information” set out on Supplementary Order Paper No 214.

(Hilary Calvert)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

Marine and Coastal Area (Takutai Moana) Bill

The following amendment was put:

Clause 43(1):

Amendment to omit “3 months” and substitute “4 months” set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 43(2):

Amendments set out on Supplementary Order Paper No 214.

Clause 43(3):

Amendment to omit “the Minister” and substitute “the Minister for Land Information” set out on Supplementary Order Paper No 214.

(*Hilary Calvert*)

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Amendment to omit “of a freehold” and substitute “of freehold” set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as not being a serious amendment.

Clause 43(4):

Amendment to omit “the Minister” and substitute “that Minister for Land Information” set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Amendment to omit “the matters” and substitute “any matters” set out on Supplementary Order Paper No 214.

Amendment to omit “so far as those” and substitute “provided those” set out on Supplementary Order Paper No 214.

Amendment to omit “are relevant” and substitute “are of relevance” set out on Supplementary Order Paper No 214.

(*Hilary Calvert*)

Amendments ruled out of order as not being serious amendments.

Clause 43(5):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Marine and Coastal Area (Takutai Moana) Bill

Heading to clause 44, and clause 44(1) and (2):

Amendments set out on Supplementary Order Paper No 214.

Clause 44(3):

Amendment to omit “an applicant” and substitute “any applicant (whether an individual or group)” set out on Supplementary Order Paper No 214.

Amendment to omit “may make a request, in accordance with subsection (5),” and substitute “may, in accordance with subsection (5), make a request” set out on Supplementary Order Paper No 214.

(Hilary Calvert)

Amendments ruled out of order as not being serious amendments.

Amendment to omit “the Minister” and substitute “that Minister of Conservation” set out on Supplementary Order Paper No 214 *(Hilary Calvert)*.

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 44(5):

Amendment set out on Supplementary Order Paper No 214 *(Hilary Calvert)*.

Amendment not agreed to.

The following amendments were tabled:

Clause 44(6):

Amendment set out on Supplementary Order Paper No 214.

Clause 45(2):

Amendment to omit “the Minister” and substitute “the Minister for Land Information” set out on Supplementary Order Paper No 214.

(Hilary Calvert)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

Amendment to omit “in the area” and substitute “on an area” set out on Supplementary Order Paper No 214.

Amendment to omit “becomes liable” and substitute “the group are liable” set out on Supplementary Order Paper No 214.

(Hilary Calvert)

Amendments ruled out of order as not being serious amendments.

The following amendment was put:

Amendment to omit “the Crown” and substitute “the Crown within 21 days of being incurred” set out on Supplementary Order Paper No 214 *(Hilary Calvert)*.

Amendment not agreed to.

Marine and Coastal Area (Takutai Moana) Bill

The following amendments were tabled:

Clause 45(3):

Amendment to omit “an application” and substitute “any application” set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as not being a serious amendment.

Amendment to omit “the Minister” and substitute “the Minister of Conservation” set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 45(3)(b):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment not agreed to.

Clause 45(4):

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 57

New Zealand Labour 42; Green Party 7; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Clause 45(4):

Amendments set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 45(5)(c):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment not agreed to.

The following amendments were tabled:

Clause 45(5)(d) and (e):

Amendments set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 45(6):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

Amendment not agreed to.

Clause 46(1) and (2):

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 57

New Zealand Labour 42; Green Party 7; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Clause 46(1) and (2):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Clause 46(3) and (4):

Amendments set out on Supplementary Order Paper No 214.

Clause 46(5):

Amendment to omit “A transfer” and substitute “Any transfer” set out on Supplementary Order Paper No 214.

(*Hilary Calvert*)

Amendments ruled out of order as not being serious amendments.

Clause 46(5)(a):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Clause 46(5)(b):

Amendments set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendments ruled out of order as not being serious amendments.

The following amendment was put:

Clause 46(6):

Amendment to omit “on” and substitute “as soon as practicable within 5 days of” set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment not agreed to.

The following amendments were tabled:

Clause 46(6):

Amendment to omit “the” and substitute “a” set out on Supplementary Order Paper No 214.

Marine and Coastal Area (Takutai Moana) Bill

Amendment to omit “from the computer register the record” and substitute “the record from the computer register” set out on Supplementary Order Paper No 214. (*Hilary Calvert*)

Amendments ruled out of order as not being serious amendments.

Heading to clause 47:

Amendment to omit “Minister” and substitute “the Minister for Land Information” set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Heading to clause 47:

Amendment to omit “iwi or hapū, or public” and substitute “hapū, iwi and the public” set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment not agreed to.

Clause 47(1):

Amendment to omit “notice” and substitute “notice within 20 days” set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment not agreed to.

The following amendments were tabled:

Clause 47(1):

Amendment to omit “a” and substitute “any” set out on Supplementary Order Paper No 214.

Amendment to omit “in” and substitute “in any” set out on Supplementary Order Paper No 214.

(*Hilary Calvert*)

Amendments ruled out of order as not being serious amendments.

Clause 47(2)(a):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 47(4) to (7):

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 57

New Zealand Labour 42; Green Party 7; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendment was tabled:

Clause 47(4) to (7):

Amendment set out on Supplementary Order Paper No 214 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

New clauses 47A and 47B:

To insert the following clauses after clause 47:

47A Matters relating to common marine and coastal area

- (1) To avoid doubt, the jurisdiction of the High Court to hear and determine any claim for a protected customary right or customary marine title, that was removed by the Foreshore and Seabed Act 2004, is restored.
- (2) This includes, but is not limited to, the restoration of the jurisdiction to determine the appropriate threshold for the establishment of a protected customary right or customary marine title.

47B Customary interest inalienable

No person has the capacity to alienate any protected customary right or customary marine title, or to dispose by will of any such interest.

(*Hon David Parker*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 7; ACT New Zealand 5; Progressive 1; Independent: Carter C

Noes 63

New Zealand National 57; Māori Party 4; United Future 1; Independent: Harawira

Amendment not agreed to.

Remaining amendments set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 57

New Zealand Labour 42; Green Party 7; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendments be agreed to.

Marine and Coastal Area (Takutai Moana) Bill

On the question, That Part 2, as amended, stand part, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 57

New Zealand Labour 42; Green Party 7; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That Part 2, as amended, stand part.

Part 3 read.

Paul Quinn moved, That the question be now put. The Chairperson declined the motion.

Hon John Carter moved, That the question be now put. The Chairperson declined the motion.

Hon Simon Power moved, That the question be now put. The Chairperson declined the motion.

Hon Tony Ryall moved, That the question be now put. The Chairperson declined the motion.

Hon Tau Henare moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the question be now put.

The following amendments were put:

Heading above clause 48:

Amendment set out on Supplementary Order Paper No 215 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

Heading to and clause 48:

Amendments set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendments be agreed to.

The following amendments were tabled:

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Clause 49:

Amendments set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendments ruled out of order as not being serious amendments.

The following amendment to the amendment was put:

Supplementary Order Paper No 207: clause 50(3)(c)(i):

To omit “of” and substitute “by” (*Hon Shane Jones*).

Resolved, That the amendment to the amendment be agreed to.

The following amendments were put:

Clause 52: new subclause (1A):

To insert the following subclause before subclause (1):

(1A) In this section, **marine mammal** has the same meaning as in section 2 of the Marine Mammals Protection Act 1978.

Clause 52(2)(b):

To omit “iwi or hapū” and substitute “iwi, hapū, or whānau”.

(*Hon Christopher Finlayson*)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendments be agreed to.

The following amendments were tabled:

Clause 52: new subclause (1A):

Amendments set out on Supplementary Order Paper No 217.

Clause 52(2)(b):

Amendment set out on Supplementary Order Paper No 217.

(*Hilary Calvert*)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

*Marine and Coastal Area (Takutai Moana) Bill**Clause 52(3)(a):*

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment ruled out of order as not being a serious amendment.

The following amendments were put:

Clause 53:

Amendments set out on Supplementary Order Paper No 206 (*Metiria Turei*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Noes 62

New Zealand National 57; Māori Party 4; United Future 1

Amendments not agreed to.

Clause 53(1)(a):

Amendment to omit “1840” and substitute “4 February 1840” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment not agreed to.

Clause 53(1)(a):

Amendment to omit “; and” and substitute “, without any interruption of longer than 366 consecutive days; and” set out on Supplementary Order Paper No 217.

Clause 53(1)(b):

Amendment set out on Supplementary Order Paper No 217.

(*Hilary Calvert*)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendment was tabled:

Clause 53(2)(b)(i):

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment ruled out of order as not being a serious amendment.

The following amendment was put:

Clause 53(2)(d):

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment not agreed to.

The following amendment was tabled:

Clause 53(3):

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

Amendment ruled out of order as being inconsistent with the principles and objects of the bill.

The following amendments were put:

Clause 54:

Amendment set out on Supplementary Order Paper No 206 (*Metiria Turei*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Noes 62

New Zealand National 57; Māori Party 4; United Future 1

Amendment not agreed to.

Clause 54(1):

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 54(2):

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendment was tabled:

Clause 54(2):

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 54(3) and (4):

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 55(1):

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 55(2):

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 55(3):

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Clause 55(3):

Amendments set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 56(2): new paragraph (c):

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 57:

Amendments set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendments be agreed to.

The following amendment was tabled:

Clause 57:

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 58(1):

Amendment to omit “impose controls, including any terms, conditions, or restrictions that the Minister thinks fit, on the exercise of rights” and substitute “revoke the protected customary right” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 58(1):

Amendment to omit “the Minister” and substitute “the Minister of Conservation” as set out on Supplementary Order Paper No 217.

*Marine and Coastal Area (Takutai Moana) Bill**Clause 58(2):*

Amendment to omit “person” and substitute “person or group” set out on Supplementary Order Paper No 217.

(Hilary Calvert)

Amendments ruled out of order as not being serious amendments.

The following amendment was put:

Clause 58(2):

Amendment to omit “right” and substitute “right, or have a protected customary right revoked” set out on Supplementary Order Paper No 217 *(Hilary Calvert)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 58(3):

Amendment to omit “the Minister” and substitute “Minister of Conservation” set out on Supplementary Order Paper No 217 *(Hilary Calvert)*.

Amendment ruled out of order as not being a serious amendment.

Amendment to omit “controls” and substitute “controls, or revocation of the protected customary right” set out on Supplementary Order Paper No 217 *(Hilary Calvert)*.

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Clause 58(4):

Amendment to omit “Minister” and substitute “Minister of Conservation” set out on Supplementary Order Paper No 217.

Amendment to omit “applicant” and substitute “applicant and protected customary rights group” set out on Supplementary Order Paper No 217.

(Hilary Calvert)

Amendments ruled out of order as not being serious amendments.

The following amendment was put:

Clause 58(4):

Amendment to omit “accordingly” and substitute “within 5 days of making a decision” set out on Supplementary Order Paper No 217 *(Hilary Calvert)*.

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 59(1) and (2):

Amendments set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 59(3)(b):

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 59(3):

Amendment to add a new paragraph (e) set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 59(5):

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 60:

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Clause 60:

Amendment set out on Supplementary Order Paper No 206 (*Metiria Turei*).

Clause 60(1)(b):

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 61:

Amendment set out on Supplementary Order Paper No 206 (*Metiria Turei*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 62

New Zealand National 57; Māori Party 4; United Future 1

Amendment not agreed to.

The following amendment was tabled:

Clause 61(1):

Amendment to omit “whether customary title exists” and substitute “determine existence of customary marine title” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment ruled out of order as not being a serious amendment.

The following amendment was put:

Clause 61(1):

Amendment to omit “may” and substitute “must” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Marine and Coastal Area (Takutai Moana) Bill

The following amendment was tabled:

Clause 61(1)(a)(i):

Amendment to omit “substantial interruption” and substitute “interruption of 366 consecutive days or longer” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 61(1)(a)(i):

Amendment to omit “1840” and substitute “6 February 1840” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 61(1)(a)(i):

Amendment to omit “1840” and substitute “7 February 1840” set out on Supplementary Order Paper No 217.

Clause 61(1)(a)(ii):

Amendments set out on Supplementary Order Paper No 217.

(*Hilary Calvert*)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment to the amendment was put:

Supplementary Order Paper 207: clause 61:

To omit new subclause (2A) and substitute the following subclauses:

- (2A) The use at any time, by persons who are not members of an applicant group, of a specified area of the common marine and coastal area for access and recreation as described in section 27, navigation as described in section 28, and fishing as described in section 29 does not, of itself, preclude the applicant group from establishing the existence of customary marine title.
- (2B) The placement of any structure or other thing by any persons who are not members of the applicant group in connection with the use of the rights described in subsection (2A) does not, of itself, preclude the applicant group from establishing the existence of customary marine title.
- (2C) The unlawful or unauthorised use or occupation at any time, or placement of any structure or thing in relation to that unlawful or unauthorised use or occupation at any time by persons who are not members of an applicant group, of a specified area of the common marine and coastal area does not, of itself, preclude the applicant group from establishing the existence of customary marine title.

(*Metiria Turei*)

Marine and Coastal Area (Takutai Moana) Bill

Amendment to the amendment not agreed to.

The following amendment was put:

Clause 62:

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendment was tabled:

Clause 62:

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 63(2)(a) and (b):

Amendments set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Clause 63(2)(c):

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendment was tabled:

Clause 63(2)(c):

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Marine and Coastal Area (Takutai Moana) Bill

The following amendment was put:

New clause 63A:

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendment was tabled:

New clause 63A:

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 64(1) and (2):

Amendments set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Clause 64(3) and (4):

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendment was tabled:

Clause 64(3):

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Marine and Coastal Area (Takutai Moana) Bill

The following amendment to the amendment was put:

Supplementary Order Paper No 207: new clause 64C:

Amendment to the amendment set out on Supplementary Order Paper No 213 (*Metiria Turei*).

On the question, That the amendment to the amendment be agreed to, the votes were recorded as follows:

Ayes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1;
Independents: Carter C, Harawira

Noes 62

New Zealand National 57; Māori Party 4; United Future 1

Amendment to the amendment not agreed to.

The following amendments were put:

Clause 65(1) and (2):

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 8; Māori Party 4;
Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 65(3) and (4):

Amendments set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 58

New Zealand Labour 42; Green Party 8; ACT New Zealand 5; Progressive 1; Independents:
Carter C, Harawira

Resolved, That the amendments be agreed to.

The following amendment was tabled:

Clause 65(3) and (4):

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 65(5) and (6):

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 8; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 65: new subclause(6A):

To insert the following subclause after subclause (6):

- (6A) An RMA permission right does not apply to the grant or exercise of a resource consent for aquaculture activities as defined in section 2(1) of the Resource Management Act 1991.

(Hon David Parker)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 59

New Zealand Labour 42; Green Party 9; ACT 5; Progressive 1; Independents: Carter C, Harawira

Noes 62

New Zealand National 57; Māori Party 4; United Future 1

Amendment not agreed to.

Clause 65(8):

Amendment to omit “Conservation” and substitute “Justice” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 6

ACT New Zealand 5; Progressive 1

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 8; Māori Party 4; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Amendment to omit “the Environment” and substitute “Land Information” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 8; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 66(1):

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 8; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 66(2):

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 58

New Zealand Labour 42; Green Party 8; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendment was tabled:

Clause 66(2):

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 66(3):

Amendment to omit “40” and substitute “7” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 8; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Amendment to omit “40” and substitute “20” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 8; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

*Marine and Coastal Area (Takutai Moana) Bill**Clause 66(5):*

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 8; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 67:

Amendments set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 8; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendment was tabled:

Clause 68(1):

Amendment to omit “is” and substitute “is not” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with the principles and objects of the bill.

The following amendments were put:

Clause 68(1):

Amendment to omit “unless the relevant customary marine title group has given permission under section 65(2)” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 8; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 68(2)(a):

Amendment to omit “years” and substitute “days” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 8; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Amendment to omit “2” and substitute “1” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Amendment to omit “\$300,000” and substitute “50 cents” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 68(2)(a):

Amendment to omit “\$300,000” and substitute “\$50,000” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 68(2)(b):

Amendment to omit “\$600,000” and substitute “\$3.50” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Marine and Coastal Area (Takutai Moana) Bill

The following amendment was tabled:

Clause 68(2)(b):

Amendment to omit “\$600,000” and substitute “\$60,000” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 68(3):

Amendments set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Clause 68(4)(a):

Amendment to omit “10%” and substitute “90%” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 68(4)(a):

Amendment to omit “10%” and substitute “25%” set out on Supplementary Order Paper No 217.

Amendment to omit “from the” and substitute “from half the” set out on Supplementary Order Paper No 217.

(*Hilary Calvert*)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 68(4)(b)(ii):

Amendments set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Clause 69:

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 57

New Zealand Labour 42; Green Party 7; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendment was tabled:

Clause 69:

Amendment set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 70(1):

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 57

New Zealand Labour 42; Green Party 7; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Clause 70(1):

Amendments set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 70(2) to (6):

Amendments set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Clause 71:

Amendments set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Clause 72(1):

Amendment to omit “40” and substitute “5” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 114

New Zealand National 57; New Zealand Labour 42; Green Party 7; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 72(1):

Amendment to omit “40” and substitute “30” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 72(1):

Amendment to omit “working days” and substitute “hours” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Marine and Coastal Area (Takutai Moana) Bill

The following amendments were tabled:

Clause 72(1):

Amendment to omit “working days” and substitute “minutes” set out on Supplementary Order Paper No 217.

Clause 72(1)(a) and (b):

Amendments set out on Supplementary Order Paper No 217.

(Hilary Calvert)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 72(3):

Amendments set out on Supplementary Order Paper No 217 *(Hilary Calvert)*.

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Clause 73:

Amendments set out on Supplementary Order Paper No 217 *(Hilary Calvert)*.

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Heading to clause 74:

Amendment set out on Supplementary Order Paper No 217 *(Hilary Calvert)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 74:

Amendment to omit “of Conservation” and substitute “for Land Information” set out on Supplementary Order Paper No 217 *(Hilary Calvert)*.

Marine and Coastal Area (Takutai Moana) Bill

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 74:

Amendment to omit “have regard to” and substitute “be advised of” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 74(a):

Amendment to omit “on” and substitute “and wider iwi, whānau, or hapū on” set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 74(a):

Amendment to omit “group” and substitute “customary marine title group and wider iwi, whānau, or hapū” set out on Supplementary Order Paper No 217.

Clause 74(b):

Amendment to omit “group” and substitute “and wider iwi, whānau, or hapū on” set out on Supplementary Order Paper No 217.

(*Hilary Calvert*)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 74(c) and (d):

Amendments set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Clause 75(1):

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 55

New Zealand Labour 42; Green Party 5; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Clause 75(1):

Amendment to omit “Director-General” in both places where it occurs and substitute “Director-General or Minister for Land Information” set out on Supplementary Order Paper No 217.

Amendment to omit “grants” and substitute “a Minister for Government grants” set out on Supplementary Order Paper No 217.

Amendment to omit “watch” and substitute “watch and swim with” set out on Supplementary Order Paper No 217.

Amendment to omit “area” and substitute “area or wāhi tapu area” set out on Supplementary Order Paper No 217.

Amendment to omit “must” and substitute “or Minister for the Environment must” set out on Supplementary Order Paper No 217.

(*Hilary Calvert*)

Clause 75(1)(a):

Amendment to omit “group” and substitute “wāhi tapu group” set out on Supplementary Order Paper No 217.

Amendment to omit “area” and substitute “area or wāhi tapu area” set out on Supplementary Order Paper No 217.

(*Hilary Calvert*)

Clause 75(1)(a)(ii):

Amendment to omit “Director-General” in both places where it occurs and substitute “Director-General or Minister for Land Information” set out on Supplementary Order Paper No 217.

Marine and Coastal Area (Takutai Moana) Bill

Amendment to omit “seeks” and substitute “or Minister for the Environment seeks” set out on Supplementary Order Paper No 217.

(Hilary Calvert)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 75(1)(a)(ii):

Amendment to omit “40” and substitute “5” set out on Supplementary Order Paper No 217 *(Hilary Calvert)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 75(1)(a)(ii):

Amendment to omit “40” and substitute “30” set out on Supplementary Order Paper No 217 *(Hilary Calvert)*.

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 75(1)(a)(ii):

Amendment to omit “working days” and substitute “hours” set out on Supplementary Order Paper No 217 *(Hilary Calvert)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 75(1)(a)(ii):

Amendment to omit “working days” and substitute “minutes” set out on Supplementary Order Paper No 217 *(Hilary Calvert)*.

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 75(1)(b) and (2):

Amendments set out on Supplementary Order Paper No 217 *(Hilary Calvert)*.

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Clause 76:

Amendments set out on Supplementary Order Paper No 217 (*Hilary Calvert*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Clause 77(1):

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 77: new subclauses (1A) and (1B):

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment not agreed to.

Clause 77(2) and (3):

Amendments set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendment was tabled:

Clause 77(4):

Amendment to omit “responsible Minister” and substitute “Minister for Land Information” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 77(4):

Amendment to omit “as soon as practicable thereafter” and substitute “within 40 working days of” set out on Supplementary Order Paper No 218.

Clause 77(4)(a):

Amendment set out on Supplementary Order Paper No 218.

(Hilary Calvert)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendment was tabled:

Clause 77(4):

Amendment to omit “as soon as practicable thereafter” and substitute “within 20 working days of” set out on Supplementary Order Paper No 218 *(Hilary Calvert)*.

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 78(1):

Amendment to omit “or an agreement” set out on Supplementary Order Paper No 218 *(Hilary Calvert)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Amendment to omit this subclause set out on Supplementary Order Paper No 218 *(Hilary Calvert)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

*Marine and Coastal Area (Takutai Moana) Bill**Clause 78(1)(a):*

Amendment to omit “boundaries” and substitute “boundaries and any significant features” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 78(1)(a)

Amendment to omit “boundaries” and substitute “boundaries and any significant features” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being identical to an amendment previously negated.

The following amendment was put:

Clause 78(1)(b):

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 78(1)(c):

Amendment to omit “individuals” and substitute “individuals and groups” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as not being a serious amendment.

The following amendments were put:

Clause 78(1)(c):

Amendment to omit “in relation to” and substitute “within the boundaries of” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Marine and Coastal Area (Takutai Moana) Bill

Amendment to omit “exemption” and substitute “exemption for customary right holders, wāhi tapu groups, and other iwi, whānau and hapū” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Amendment to omit “exemption” and substitute “exemption for customary right holders and members of the public” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 78: new subclause (1A):

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 78(2):

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 55

New Zealand Labour 42; Green Party 5; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendment was tabled:

Clause 78(2):

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 78(3) and (4):

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 5; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 79:

Amendments set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Clause 80(1):

Amendments set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Clause 80(2):

Amendment to omit “\$5,000” and substitute “\$5” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Marine and Coastal Area (Takutai Moana) Bill

The following amendment was tabled:

Clause 80(2):

Amendment to omit “\$5,000” and substitute “\$2,500” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 80(2):

Amendment to omit this subclause set out on Supplementary Order Paper No 218.

Clause 80(3):

Amendment set out on Supplementary Order Paper No 218.

(*Hilary Calvert*)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendments were tabled:

Clause 80(3):

Amendment to omit paragraphs (a) and (b) set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the committee.

Clause 80(4):

Amendment to omit “if—” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as not being in the proper form.

The following amendments were put:

Clause 80(4)(a) and (b):

Amendments set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Heading to clause 81, and clause 81(1) and (2):

Amendments set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendment was tabled:

Clause 81(3):

Amendment to omit “person” and substitute “person or group” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 81(3):

Amendment to omit “area” and substitute “area or wāhi tapu area” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Amendment to omit “28” and substitute “10” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 81(3):

Amendment to omit “28” and substitute “20” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Marine and Coastal Area (Takutai Moana) Bill

The following amendment was put:

Clause 81(3):

Amendment to omit “days” and substitute “weeks” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 81(3):

Amendment to omit “days” and substitute “months” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 81(4):

Amendment to omit this subclause set out on Supplementary Order Paper No 218.

Clause 81(4)(a):

Amendment set out on Supplementary Order Paper No 218.

(*Hilary Calvert*)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Clause 81(4)(b):

Amendment to omit “6” and substitute “7” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Marine and Coastal Area (Takutai Moana) Bill

The following amendment was tabled:

Clause 81(4)(b):

Amendment to omit “6” and substitute “10” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 81(4)(b):

Amendment to omit “months” and substitute “weeks” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 81(4)(b):

Amendment to omit “months” and substitute “years” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 81(4)(b):

Amendment to omit “notice” and substitute “discovery” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 81(5):

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 56

New Zealand Labour 42; Green Party 6; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendment was tabled:

Clause 81(5):

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 81(6):

Amendment to omit “6” and substitute “7” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 81(6):

Amendment to omit “6” and substitute “10” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 81(6):

Amendment to omit “months” and substitute “weeks” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Marine and Coastal Area (Takutai Moana) Bill

The following amendment was tabled:

Clause 81(6):

Amendment to omit “months” and substitute “years” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 81(7):

Amendment to omit “the specified time” and substitute “6 months” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 81(7):

Amendment to omit “the specified time” and substitute “12 months” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 81(7)(a) and (b), and (8):

Amendments set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Clause 81(9):

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Marine and Coastal Area (Takutai Moana) Bill

Heading to clause 82:

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 82(1):

Amendment to omit “the effective date” and substitute “1 January 2015” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 82(1):

Amendment to omit “the effective date” and substitute “31 December 2020” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 82(2) to (4):

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clauses 83 and 84:

Amendments set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 56

New Zealand Labour 42; Green Party 6; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendments be agreed to.

The following amendments were tabled:

Clauses 83 and 84:

Amendments set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Heading to clause 85:

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 56

New Zealand Labour 42; Green Party 6; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendment was tabled:

Heading to clause 85:

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 85(1):

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 85(2):

Amendment to omit “on the day” and substitute “1 week” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 85(2):

Amendment to omit “on the day” and substitute “48 hours” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 86:

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 56

New Zealand Labour 42; Green Party 6; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendment was tabled:

Clause 86:

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Heading to clause 87:

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 56

New Zealand Labour 42; Green Party 6; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

Marine and Coastal Area (Takutai Moana) Bill

The following amendment was tabled:

Heading to clause 87:

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 87(1):

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 87(2):

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 56

New Zealand Labour 42; Green Party 6; ACT New Zealand 5; Progressive 1; Independents:

Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Clause 87(2):

Amendments set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Heading to clause 88:

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 56

New Zealand Labour 42; Green Party 6; ACT New Zealand 5; Progressive 1; Independents:

Carter C, Harawira

Resolved, That the amendment be agreed to.

Marine and Coastal Area (Takutai Moana) Bill

The following amendment was tabled:

Clause 88:

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 88:

Amendment to omit “group” and substitute “group or wāhi tapu group” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Clause 88(a):

Amendment to omit “on and” and substitute “2 weeks” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 88(a):

Amendment to omit “on and” and substitute “2 months” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 88(a):

Amendment to omit “registered” and substitute “received” set out on Supplementary Order Paper No 218.

Amendment to omit “must” and substitute “may” set out on Supplementary Order Paper No 218.

(*Hilary Calvert*)

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendments were tabled:

Clause 88(a):

Amendment to omit “have particular regard to” and substitute “consider” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as not being a serious amendment.

Amendment to omit “area” and substitute “area or wāhi tapu area” set out on Supplementary Order Paper No 218.

Amendment to omit “group” and substitute “group or wāhi tapu group” set out on Supplementary Order Paper No 218.

(*Hilary Calvert*)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 88(b):

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Heading to clause 89:

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 56

New Zealand Labour 42; Green Party 6; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Heading to clause 89:

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

Clause 89(1):

Amendment to omit “group” and substitute “group or wāhi tapu group” set out on Supplementary Order Paper No 218.

(Hilary Calvert)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 89(1):

Amendment to omit “must” and substitute “may” set out on Supplementary Order Paper No 218 *(Hilary Calvert)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 113

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Amendment to omit “on and” and substitute “2 weeks” set out on Supplementary Order Paper No 218 *(Hilary Calvert)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 3;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 89(1):

Amendment to omit “on and” and substitute “2 months” set out on Supplementary Order Paper No 218 *(Hilary Calvert)*.

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 89(1):

Amendment to omit “registered” and substitute “received” set out on Supplementary Order Paper No 218 *(Hilary Calvert)*.

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 3; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 89(1):

Amendment to omit “take into account” and substitute “consider” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as not being a serious amendment.

Amendment to omit “area” and substitute “group or wāhi tapu group” set out on Supplementary Order Paper No 218.

Amendment to omit “group” and substitute “area or wāhi tapu area” set out on Supplementary Order Paper No 218.

(*Hilary Calvert*)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 89(2):

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 3; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Heading to clause 90:

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 61

New Zealand National 57; Māori Party 3; United Future 1

Noes 56

New Zealand Labour 42; Green Party 6; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

Marine and Coastal Area (Takutai Moana) Bill

The following amendments were tabled:

Heading to clause 90:

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Clause 90(1):

Amendment to omit “group” and substitute “group or wāhi tapu group” set out on Supplementary Order Paper No 218.

Amendment to omit “of Fisheries” and substitute “of Conservation” set out on Supplementary Order Paper No 218.

(*Hilary Calvert*)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 90(1):

Amendment to omit “must” and substitute “may” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 3;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Amendment to omit “on and” and substitute “2 weeks” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 111

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 3; United

Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 90(1):

Amendment to omit “on and” and substitute “2 months” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 90(1):

Amendment to omit “registered” and substitute “received” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 112

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 3; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 90(1):

Amendment to omit “have regard to” and substitute “consider” set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as not being a serious amendment.

Amendment to omit “area” and substitute “area or wāhi tapu area” set out on Supplementary Order Paper No 218.

Amendment to omit “group” and substitute “group or wāhi tapu group” set out on Supplementary Order Paper No 218.

(*Hilary Calvert*)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 90(2):

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 61

New Zealand National 57; Māori Party 3; United Future 1

Noes 56

New Zealand Labour 42; Green Party 6; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Clause 90(2):

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 91:

Amendment set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 61

New Zealand National 57; Māori Party 3; United Future 1

Noes 56

New Zealand Labour 42; Green Party 6; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

The following amendments were tabled:

Clause 91:

Amendment set out on Supplementary Order Paper No 218 (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Clauses 48 to 91:

To omit these clauses (*Hon David Parker*).

Amendment ruled out of order as being a direct negation of the question.

The following amendments to the amendments were put:

Supplementary Order Paper 207: clauses 84 and 91(8):

Amendments to the amendments set out on Supplementary Order Paper No 211 (*Hon Christopher Finlayson*).

On the question, That the amendments to the amendments be agreed to, the votes were recorded as follows:

Ayes 61

New Zealand National 57; Māori Party 3; United Future 1

Noes 56

New Zealand Labour 42; Green Party 6; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendments to the amendments be agreed to.

Part 3:

Remaining amendments, as amended, set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That the amendments, as amended, be agreed to, the votes were recorded as follows:

Ayes 61

New Zealand National 57; Māori Party 3; United Future 1

Noes 56

New Zealand Labour 42; Green Party 6; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendments, as amended, be agreed to.

Marine and Coastal Area (Takutai Moana) Bill

On the question, That Part 3, as amended, stand part, the votes were recorded as follows:

Ayes 61

New Zealand National 57; Māori Party 3; United Future 1

Noes 56

New Zealand Labour 42; Green Party 6; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That Part 3, as amended, stand part.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Marine and Coastal Area (Takutai Moana) Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

5 Adjournment

At 12.16 am on Thursday, 17 March 2011 the House adjourned.

Thursday, 17 March 2011

The House met at 2.00 pm.

Prayers

1 Business statement

The Acting Leader of the House made a statement relating to the business of the House.

2 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

3 Select committee reports

The presentation of three reports was announced (*see* Schedule for select committee reports).

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 Government orders of the day

Marine and Coastal Area (Takutai Moana) Bill

The Speaker declared the House in Committee for further consideration of the Marine and Coastal Area (Takutai Moana) Bill.

(In the Committee)

Part 4 read.

Chris Tremain moved, That the question be now put. The Chairperson declined the motion.

Paul Quinn moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the question be now put.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

*Marine and Coastal Area (Takutai Moana) Bill**Clause 102(2)(a):*

To omit “a hapū or iwi” and substitute “an iwi, hapū, or whānau” (*Hon Christopher Finlayson*).

Clause 120(1)(c):

To insert “as defined in section 2 of the Civil Aviation Act 1990” after “aircraft” (*Hon Christopher Finlayson*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendments be agreed to.

Heading to clause 92:

To omit this heading.

Clause 92(1):

To omit “may” and substitute “must”.

Clause 92(1)(a):

To omit this paragraph.

Clause 92(2):

To omit this subclause.

(*Hilary Calvert*)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendments were tabled:

Heading to clause 93:

To omit this heading.

Clause 93(1):

To omit this subclause.

(*Hilary Calvert*).

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 93(2):

To omit “6” and substitute “1” (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 93(2):

To omit “6” and substitute “5” (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 93(2):

To omit “years” and substitute “days” (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 93(2):

To omit “years” and substitute “weeks” (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 93(2):

To omit “responsible Minister” and substitute “Minister of Statistics”.

To omit “title” and substitute “title or wāhi tapu”.

(*Hilary Calvert*)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Clause 93(3):

To omit “Crown” in the first place where it appears and substitute “applicant group”

(*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 93(3):

To omit “Crown” in each place where it appears and substitute “responsible Minister”.

To omit “Crown” in the second place where it appears and substitute “applicant group”.

(*Hilary Calvert*)

Clause 93(4):

To omit “Crown” and substitute “Minister of Science and Innovation”.

(*Hilary Calvert*)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 93(4)(a):

To omit “met” and substitute “met, and a commitment is made by the applicant group to not prevent free access for individuals and groups of the public” (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 93(4)(b):

To omit “met” and substitute “met, and a commitment is made by the applicant group to not prevent free access for individuals and groups of the public” (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Marine and Coastal Area (Takutai Moana) Bill

The following amendment was put:

Clause 93:

To add the following subclause:

- (5) The responsible Minister, upon receiving application from an applicant group to seek an agreement recognising a protected customary right or customary marine title, must direct the chief executive to, without delay, notify of this application in the *Gazette*.

(Hilary Calvert)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 94:

To omit this clause *(Hon David Parker)*.

To omit this clause *(Hilary Calvert)*.

Clause 95:

To omit this clause *(Hilary Calvert)*.

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 96(5):

To omit “this section limits section 10 of the Treaty of Waitangi (Fisheries Claims) Settlement Act 1992” and substitute “this Act shall override this section” *(Hilary Calvert)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Heading to clause 97:

To omit this heading.

Clause 97(1):

To omit “If an application for a recognition order raises a question of tikanga, the court may—”.

Clause 97(1)(a):

To omit this paragraph.

*Marine and Coastal Area (Takutai Moana) Bill**Clause 97(1)(b):*

To omit “tikanga” and substitute “tikanga and Māori customs”.

(Hilary Calvert)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendment was tabled:

Clause 97(2):

To omit “is binding” and substitute “is not binding” *(Hilary Calvert)*.

Amendment ruled out of order as being inconsistent with the principles and objects of the bill.

The following amendment was put:

Clause 98(2):

To omit “6” and substitute “10” *(Hilary Calvert)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 98(2):

To omit “6” and substitute “7”.

Clause 100:

To omit this clause.

(Hilary Calvert)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 101(c):

To omit “and” and substitute “and Minister of Māori Affairs and” *(Hilary Calvert)*.

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Heading to clause 102:

To omit “application” and substitute “application by applicant group” (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 102(1):

To add “not later than 20 working days after filing the application” (*Hilary Calvert*).

Amendment ruled out of order as being the same in substance as a previous amendment.

Clause 102(2)(a):

To omit “iwi” and substitute “iwi or whānau” (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 102(2)(c):

To omit “description” and substitute “description and boundaries”.

Clause 102(2)(d):

To omit “person” and substitute “person or group”.

(*Hilary Calvert*)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Marine and Coastal Area (Takutai Moana) Bill

The following amendments were tabled:

Clause 102(2)(e):

To omit “person” and substitute “person or group” (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Clause 102(2)(f):

To omit “date” and substitute “proposed date” (*Hilary Calvert*).

Amendment ruled out of order as not being a serious amendment.

The following amendment was put:

Clause 102(3):

To omit “20” and substitute “10” (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 102(3):

To omit “20” and substitute “18” (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 102(3):

To omit “working” (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

To omit “days” and substitute “hours” (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Marine and Coastal Area (Takutai Moana) Bill

The following amendments were tabled:

Clause 102(3):

To omit “days” and substitute “minutes” (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

Heading to clause 103:

To omit “Who” and substitute “Anyone” (*Hilary Calvert*).

Amendment ruled out of order as not being a serious amendment.

The following amendments were put:

Clause 103:

To omit “interested”.

To omit “by the due date” and substitute “within 7 days of their proposed appearance”. (*Hilary Calvert*)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendments were tabled:

Clause 103:

To omit “by the due date” and substitute “within 14 days of their proposed appearance”.

Clause 105:

To omit this clause.

(*Hilary Calvert*)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 106(1):

To omit this subclause.

Clause 106(3):

To add the following paragraph:

(e) has any other reasonable reason to do so.

Clause 106(4):

To omit “application” and substitute “application for the same or any other reason”. (*Hilary Calvert*)

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Clause 107:

To omit this clause (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 108:

To omit this clause.

Clause 109:

To omit this clause.

Clause 110:

To omit this clause.

Clause 111(1) to (3):

To omit these subclauses.

Clause 111(4):

To omit “only by—” and substitute “by any person or group”.

(*Hilary Calvert*)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 111(4)(a):

To omit this paragraph.

Clause 111(4)(b):

To omit “, if the holder—”.

Clause 111(4)(b)(i):

To omit this subparagraph.

Clause 111(4)(b)(ii):

To omit this subparagraph.

Marine and Coastal Area (Takutai Moana) Bill

Clause 111(5)(a):

To omit this paragraph.

Clause 111(5)(b):

To omit “group” and substitute “group and relevant local authority”.

Clause 111(5)(c):

To omit this paragraph.

(Hilary Calvert)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendments were tabled:

Clause 113:

To omit this clause.

Clause 114:

To omit this clause.

(Hilary Calvert)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Heading to clause 115:

To omit this heading.

Clause 115(1):

To omit “safe”.

Clause 115(2):

To omit “may be kept” and substitute “must be kept”.

Clause 115(2)(a):

To omit “electromagnetic,”.

To omit “or process”.

Clause 115(2)(b):

To omit “a” and substitute “a printed”.

Clause 115(2)(c):

To omit “other” and substitute “any other”.

To omit “reproducing”.

Marine and Coastal Area (Takutai Moana) Bill

Clause 115(2)(d):

To omit “systems, or means” and substitute “or systems”.

(Hilary Calvert)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Heading to clause 116:

To omit this heading.

Clause 116(1):

To omit “orders” and substitute “original orders”.

To omit “documents” and substitute “original documents”.

To omit “inspection” and substitute “inspection, borrowing”.

To omit “copies may” and substitute “copies must”.

To omit “on payment of the prescribed fee (if any)” and substitute “without fee or charge of any kind”.

Clause 116(2):

To omit “inspect” and substitute “inspect, borrow”.

To omit “orders” and substitute “original orders”.

To omit “documents” and substitute “original documents”.

Clause 116(2)(a):

To omit “paper” and substitute “paper or electronic”.

To omit “copy” and substitute “or photographic copy”.

Clause 116(2)(b):

To omit “a paper” and substitute “a paper or optical”.

To omit “document” and substitute “or digital document”.

(Hilary Calvert)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

*Marine and Coastal Area (Takutai Moana) Bill**Heading to clause 117:*

To omit this heading.

Clause 117:

To omit this clause.

(Hilary Calvert)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Heading to clause 118:

To omit this heading.

Clause 118(1)(a):

To omit “the” and substitute “recording and keeping the”.

Clause 118(1)(b):

To omit “wardens” and substitute “fisheries officers and wardens”.

To omit “termination” and substitute “termination, if any,”.

Clause 118(1)(c):

To omit “wardens” and substitute “fisheries officers and wardens”.

Clause 118(1)(d):

To omit “wardens” and substitute “fisheries officers and wardens”.

Clause 118(1)(e):

To omit “wardens” and substitute “fisheries officers and wardens”.

To omit “identified” and substitute “identified by the public and police”.

Clause 118(1)(f):

To omit “management” and substitute “management and remuneration”.

To omit “wardens” and substitute “fisheries officers and wardens”.

Clause 118(1)(g):

To omit “prescribing the fees payable” and substitute “prohibiting fees”.

Clause 118(1)(h):

To omit this paragraph.

Clause 118(1)(i):

To omit this paragraph.

Clause 118(2):

To omit “Justice” and substitute “Broadcasting”.

Marine and Coastal Area (Takutai Moana) Bill

To omit “must consult” and substitute “may consult”.

(*Hilary Calvert*)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Heading to clause 119:

To omit this heading.

Clause 119(1):

To omit “of Conservation” and substitute “for Biosecurity”.

To omit “all or any” and substitute “all”.

Clause 119(1)(a):

To omit “exercise rights” and substitute “exercise, without charge, rights”.

To omit “that area” and substitute “that area, including wāhi tapu”.

Clause 119(1)(b):

To omit “that area” and substitute “that area, including wāhi tapu”.

Clause 119(1)(c):

To omit “construction or use” and substitute “construction”.

To omit “prohibiting or regulating” and substitute “regulating”.

To omit “that area” and substitute “that area, including wāhi tapu”.

To omit “removal or destruction” and substitute “removal”.

Clause 119(1)(d):

To omit “placing or deposit” and substitute “placing”.

To omit “prohibiting or regulating” and substitute “prohibiting”.

To omit “that area” and substitute “that area, including wāhi tapu”.

To omit “removal or destruction” and substitute “destruction”.

Clause 119(1)(e):

To omit “not exceeding” and substitute “exceeding”.

To omit “\$5,000” and substitute “\$19.84”.

(*Hilary Calvert*)

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendment was tabled:

Clause 119(1)(e):

To omit “\$5,000” and substitute “\$3,000” (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 119(1)(f):

To omit this paragraph.

Clause 119(2):

To omit “of Conservation” and substitute “for Ethnic Affairs”.

Clause 119(2)(a):

To omit this paragraph.

Clause 119(2)(b):

To omit this paragraph.

(*Hilary Calvert*)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Heading to clause 120:

To omit this heading.

Clause 120(1):

To omit “of Conservation” and substitute “for Disarmament and Arms Control”.

To omit “may” and substitute “must”.

To omit “*Gazette*” and substitute “*Gazette* and publicly notified by Ministerial press release”.

To omit “or any of the following” and substitute “of the following”.

Clause 120(1)(a):

To omit “prohibiting or regulating” and substitute “regulating”.

To omit “or parking of vehicles” and substitute “of vehicles”.

*Marine and Coastal Area (Takutai Moana) Bill**Clause 120(1)(b):*

To omit “or mooring of vessels” and substitute “of vessels”.

Clause 120(1)(c):

To omit “prohibiting” and substitute “regulating”.

To add the following subparagraph:

- (j) for the purposes of this section, aircraft includes hovercraft.

(*Hilary Calvert*)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendments were tabled:

Clause 120(1)(c):

To add the following subparagraph:

- (i) for the purposes of this section, aircraft includes helicopters:

(*Hilary Calvert*)

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

A further eight amendments in the same member’s name to include various types of aircraft within the definition of **aircraft** were ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 120(1)(d):

To omit “not exceeding” and substitute “exceeding”.

To omit “\$500” and substitute “\$5”.

(*Hilary Calvert*)

Amendments not agreed to.

The following amendments were tabled:

Clause 120(1)(d):

To omit “\$500” and substitute “\$250”.

Clause 120(2):

To omit “of Conservation” and substitute “for Food Safety”.

(*Hilary Calvert*)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 120(2):

To omit “unless satisfied that—”.

*Marine and Coastal Area (Takutai Moana) Bill**Clause 120(2)(a):*

To omit this paragraph.

Clause 120(2)(b):

To omit this paragraph.

(Hilary Calvert)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;
Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Heading to clause 121:

To omit this heading.

Clause 121(1):

To omit “On and after” and substitute “Following”.

To omit “area” and substitute “area, access by permission right”.

Clause 121(2):

To omit this subclause.

(Hilary Calvert)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;
Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Heading to clause 122:

To omit this heading *(Hilary Calvert)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;
Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Heading to clause 123:

To omit this heading.

Clause 123(1):

To omit “person” and substitute “person or group”.

To omit “in writing” and substitute “verbally and in writing”.

Marine and Coastal Area (Takutai Moana) Bill

Clause 123(1)(a):

To omit this paragraph.

Clause 123(1)(b):

To omit “person” and substitute “person or group”.

Clause 123(1)(c):

To omit this paragraph.

Clause 123(1)(d):

To omit this paragraph.

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendment was tabled:

Clause 123(1)(e):

To omit “person” in each place where it occurs and substitute “person or group”
(*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 123(1)(e):

To omit “electronic mail,”.

Clause 123(2):

To omit “post or registered post” and substitute “registered post”.

To omit “given or received” and substitute “received”.

(*Hilary Calvert*)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4;

Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

Clause 123(2):

To omit “7” and substitute “5” (*Hilary Calvert*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendment was tabled:

Clause 123(2):

To omit “7” and substitute “2” (*Hilary Calvert*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 123(2):

To omit “days” and substitute “hours” (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

The following amendments were tabled:

Clause 123(2):

To omit “days” and substitute “minutes”.

To omit “after the date” and substitute “on the date”.
(*Hilary Calvert*)

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 123(2):

To omit “to whom” and substitute “or group to whom” (*Hilary Calvert*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

Heading to clause 124:

To omit this heading.

*Marine and Coastal Area (Takutai Moana) Bill**Clause 124:*

To omit this clause.

(Hilary Calvert)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Amendments not agreed to.

The following amendment was tabled:

Clauses 92 to 124:

To omit these clauses *(Hon David Parker)*.

Amendment ruled out of order as being a direct negation of the question.

On the question, That Part 4, as amended, stand part, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That Part 4, as amended, stand part.

Schedule 1 read.

The following amendments were tabled:

Amendment set out on Supplementary Order Paper No 206 *(Metiria Turei)*.

To omit this schedule *(Hon David Parker)*.

Amendments ruled out of order as being a direct negation of the question.

Schedule 1 not agreed to.

Schedule 2 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper Nos 207 and 215 *(Hon Christopher Finlayson)*.

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendments be agreed to.

The following amendment was tabled:

To omit this schedule *(Hon David Parker)*.

Marine and Coastal Area (Takutai Moana) Bill

Amendment ruled out of order as being a direct negation of the question.

On the question, That Schedule 2, as amended, stand part, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That Schedule 2, as amended, stand part.

Schedule 2A:

New Schedule 2A set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That new Schedule 2A be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That new Schedule 2A be agreed to.

The following amendment to the amendment was tabled:

Schedule 2A:

Amendment to the amendment on Supplementary Order Paper No 207, set out on Supplementary Order Paper No 213 (*Metiria Turei*).

Amendment ruled out of order as being a direct negation of the question.

Schedule 3 read.

The following amendments to the amendments were put:

Amendments to the amendments on Supplementary Order Paper No 207, set out on Supplementary Order Paper No 211 (*Hon Christopher Finlayson*).

On the question, That the amendments to the amendments be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendments to the amendments be agreed to.

The following amendments, as amended, were put:

Amendments, as amended, set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

Marine and Coastal Area (Takutai Moana) Bill

On the question, That the amendments, as amended, be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendments, as amended, be agreed to.

The following amendment was tabled:

To omit this schedule (*Hon David Parker*).

Amendment ruled out of order as being a direct negation of the question.

On the question, That Schedule 3, as amended, stand part, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That Schedule 3, as amended, stand part.

Clauses 1 and 2 read.

At 5.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Marine and Coastal Area (Takutai Moana) Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

6 Adjournment

At 5.55 pm the House adjourned.

Tuesday, 22 March 2011

The House met at 2.00 pm.

Prayers

1 Ministerial statement

Hon John Carter made a statement advising the House of the extension of the state of national emergency pursuant to section 66 of the Civil Defence Emergency Management Act 2002.

2 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

3 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

4 Member's motion

Resolved, That this House express its support for United Nations Security Council Resolution 1973 condemning the gross and systematic violation of human rights by the Government of Libya and supporting United Nations member States taking any and all measures necessary to protect civilians and civilian-populated areas under threat of attack by Libyan Government forces (*Hilary Calvert*).

5 Select committee reports

The presentation of eight reports was announced.

The following bills were set down for second reading:

- Fair Trading (Soliciting on Behalf of Charities) Amendment Bill
- Taxation (Income-sharing Tax Credit) Bill.

The following reports were set down for consideration:

- Briefing on Egypt and the Middle East
- Briefing on the Provincial Reconstruction Team in Afghanistan
- International treaty examination of the Convention on the Conservation and Management of High Seas Fishery Resources in the South Pacific Ocean

(*see* Schedule for select committee reports).

6 Questions for oral answer

Twelve questions to Ministers were answered.

7 Application to debate a matter of urgent public importance

The Speaker notified the House that Hilary Calvert had indicated her desire to move (for the purpose of debating the announcement of a \$6.85 million recovery package for Christchurch), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

8 Government orders of the day

Appropriation (2009/10 Financial Review) Bill—financial review debate

The Speaker declared the House in Committee for consideration of the Appropriation (2009/10 Financial Review) Bill.

(In the Committee)

Resolved, That the report of the Finance and Expenditure Committee on the annual financial statements of the Government for the year ended 30 June 2010 and the 2009/10 financial review of the Treasury be noted.

Resolved, That the report of the Commerce Committee on the 2009/10 financial review of the Ministry of Economic Development be noted.

Resolved, That the report of the Health Committee on the 2009/10 financial review of the Ministry of Health be noted.

Resolved, That the report of the Local Government and Environment Committee on the 2009/10 financial review of the Ministry for the Environment be noted.

Resolved, That the report of the Law and Order Committee on the 2009/10 financial review of the Department of Corrections be noted.

Resolved, That the report of the Law and Order Committee on the 2009/10 financial review of the New Zealand Police be noted.

Resolved, That the report of the Education and Science Committee on the 2009/10 financial review of the Ministry of Education be noted.

Resolved, That the report of the Government Administration Committee on the 2009/10 financial review of the Ministry of Culture and Heritage be noted.

Resolved, That the report of the Primary Production Committee on the 2009/10 financial review of the Ministry of Agriculture and Forestry be noted.

Resolved, That the report of the Foreign Affairs, Defence and Trade Committee on the 2009/10 financial review of the Ministry of Foreign Affairs and Trade be noted.

Resolved, That the report of the Education and Science Committee on the 2009/10 financial review of the Ministry of Research, Science and Technology be noted.

Resolved, That the report of the Transport and Industrial Relations Committee on the 2009/10 financial review of the Ministry of Transport be noted.

Resolved, That the report of the Social Services Committee on the 2009/10 financial review of the Ministry of Social Development be noted.

Appropriation (2009/10 Financial Review) Bill

Resolved, That the report of the Transport and Industrial Relations Committee on the 2009/10 financial review of the Department of Labour be noted.

Resolved, That the report of the Social Services Committee on the 2009/10 financial review of the Department of Building and Housing be noted.

Resolved, That clauses 1 to 11 and Schedules 1 to 5 stand part.

The Chairperson announced that the bill would be reported without amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Appropriation (2009/10 Financial Review) Bill without amendment.

The report was adopted and the bill set down for third reading forthwith.

The Appropriation (2009/10 Financial Review) Bill was read a third time.

Marine and Coastal Area (Takutai Moana) Bill

The Speaker declared the House in Committee for further consideration of the Marine and Coastal Area (Takutai Moana) Bill.

(In the Committee)

Clauses 1 and 2 read again.

Paul Quinn moved, That the question be now put. The Chairperson declined the motion.

Chris Tremain moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 57

New Zealand Labour 42; Green Party 7; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That the question be now put.

The following amendments were tabled:

Clause 1:

Amendments set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

Amendments ruled out of order as not being serious amendments.

On the question, That clause 1 stand part, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 57

New Zealand Labour 42; Green Party 7; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Resolved, That clause 1 stand part.

Clause 2:

Clause 2 not agreed to.

Marine and Coastal Area (Takutai Moana) Bill

New clause 2:

New clause 2 set out on Supplementary Order Paper No 207 (*Hon Christopher Finlayson*).

On the question, That new clause 2 be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 57

New Zealand Labour 42; Green Party 7; ACT New Zealand 5; Progressive 1; Independents:
Carter C, Harawira

Resolved, That new clause 2 be agreed to.

The following amendments were tabled:

Amendments set out on Supplementary Order Paper No 209 (*Hilary Calvert*).

Amendments ruled out of order as being inconsistent with a previous decision of the Committee.

The Chairperson announced that the bill would be reported with amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Marine and Coastal Area (Takutai Moana) Bill with amendment.

On the question, That the report be adopted, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 57

New Zealand Labour 42; Green Party 7; ACT New Zealand 5; Progressive 1; Independents:
Carter C, Harawira

Motion agreed to.

The report was adopted and the bill set down for third reading next sitting day.

Financial Markets (Regulators and KiwiSaver) Bill and Securities Trustees and Statutory Supervisors Bill

Hon John Carter for Hon Simon Power moved, and the question was proposed, That the Financial Markets (Regulators and KiwiSaver) Bill and the Securities Trustees and Statutory Supervisors Bill be now read a second time.

9 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Wednesday, 23 March 2011

The House met at 2.00 pm.

Prayers

1 Electorate vacancy

The Speaker informed the House that he had been advised by the Electoral Commissioner that, pursuant to section 185 of the Electoral Act 1993, the name of the member elected to the House of Representatives for the Botany Electoral District is Jami-Lee Matenga Ross.

2 Member sworn

Jami-Lee Ross presented himself at the bar of the House, was called forward to the Chair by the Speaker, made the Affirmation of Allegiance required by law, and took his seat in the House.

3 Introduction of distinguished visitors

The Speaker informed the House that the Services Committee of the House of Regional Representatives of the Republic of Indonesia, led by Mr Bahar Ngitung, was within the precincts of the Chamber.

The committee was welcomed with applause.

4 Select committee reports

The presentation of two reports was announced (*see* Schedule for select committee reports).

5 Questions for oral answer

Twelve questions to Ministers were answered.

6 General debate

Keith Locke moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

7 Private and local orders of the day**Hamilton City Council (Parana Park) Land Vesting Bill**

The Speaker declared the House in Committee for further consideration of the Hamilton City Council (Parana Park) Land Vesting Bill.

(In the Committee)

Clause 8 read again.

Resolved, That the question be now put (*Tim Macindoe*).

Resolved, That clause 8 stand part.

Clause 9 read.

Louise Upston moved, That the question be now put. The Chairperson declined the motion.

Resolved, That clause 9 stand part.

Clause 10 read.

Resolved, That the question be now put (*Todd McClay*).

Resolved, That clause 10 stand part.

The Chairperson announced that the bill would be reported without amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Hamilton City Council (Parana Park) Land Vesting Bill without amendment.

The report was adopted and the bill set down for third reading next sitting day.

Royal Society of New Zealand Amendment Bill

The Royal Society of New Zealand Amendment Bill was read a second time and set down for Committee stage next sitting day.

8 Members' orders of the day

Education (Freedom of Association) Amendment Bill and Employment Relations (Secret Ballot for Strikes) Amendment Bill

The Speaker declared the House in Committee for further consideration of the Education (Freedom of Association) Amendment Bill, and for consideration of the Employment Relations (Secret Ballot for Strikes) Amendment Bill.

(In the Committee)

Education (Freedom of Association) Amendment Bill

Clause 4A read again.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Louise Upston moved, That the question be now put. The Chairperson declined the motion.

Allan Peachey moved, That the question be now put.

Education (Freedom of Association) Amendment Bill

On the question, That the question be now put, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 58

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; Independents:
Carter C, Harawira

Resolved, That the question be now put.

The following amendment was put:

Amendment set out on Supplementary Order Paper No 191 (*Grant Robertson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 58

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; Independents:
Carter C, Harawira

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

On the question, That clause 4A stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 58

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; Independents:
Carter C, Harawira

Resolved, That clause 4A stand part.

Clause 6 read.

Allan Peachey moved, That the question be now put. The Chairperson declined the motion.

Tim Macindoe moved, That the question be now put. The Chairperson declined the motion.

Louise Upston moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 57

New Zealand Labour 41; Green Party 9; Māori Party 4; Progressive 1; Independents:
Carter C, Harawira

Resolved, That the question be now put.

The following amendment was tabled:

Clause 6: section 229A:

Amendment set out on Supplementary Order Paper No 191 (*Grant Robertson*).

Amendment ruled out of order as being inconsistent with the principles and objects of the bill.

The following amendment was put:

Clause 6: new section 229A:

Amendment set out on Supplementary Order Paper No 205 (*Gareth Hughes*).

Education (Freedom of Association) Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 41; Green Party 9; Māori Party 4; Progressive 1; Independents: Carter C, Harawira

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

The following amendments were tabled:

Clause 6: new section 229AB:

Amendments set out on Supplementary Order Paper No 191 (*Grant Robertson*).

Amendment set out on Supplementary Order Paper No 205 (*Gareth Hughes*).

Amendments ruled out of order as being inconsistent with the principles and objects of the bill.

The following amendments were put:

Clause 6: section 229B:

To omit this section and substitute the following section:

“229B Undue influence

“(1) A person must not exert undue influence on any student or prospective student with intent to make that student or prospective student—

“(a) become or remain a member of a students association; or

“(b) cease to be a member of a students association; or

“(c) not become a member of a students association.

“(2) Undue influence does not include advertising or promotional offers.

(*Hon Darren Hughes*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 41; Green Party 9; Māori Party 4; Progressive 1; Independents: Carter C, Harawira

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 6: sections 229B and 229C:

Amendments set out on Supplementary Order Paper No 191 (*Grant Robertson*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 41; Green Party 9; Māori Party 4; Progressive 1; Independents: Carter C, Harawira

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendments not agreed to.

Clause 6: section 229C:

To add the following subsections:

“(8) The Council must either hold a complaint hearing or reject the complaint within 2 weeks of a complaint having been received.

Education (Freedom of Association) Amendment Bill

“(9) The Council must uphold, reject or otherwise decide on the complaint within 2 weeks of holding the complaints hearing.”

(Grant Robertson)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 41; Green Party 9; Māori Party 4; Progressive 1; Independents:

Carter C, Harawira

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 6: section 229CA(2) and (3):

Amendments set out on Supplementary Order Paper No 191 *(Grant Robertson)*.

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 41; Green Party 9; Māori Party 4; Progressive 1; Independents:

Carter C, Harawira

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendments not agreed to.

Clause 6: section 229CA(3)(b):

To add “including the provision of academic-related services or activities that are available to all students” *(Rahui Katene)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 41; Green Party 9; Māori Party 4; Progressive 1; Independents:

Carter C, Harawira

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 6: section 229CA:

Amendment set out on Supplementary Order Paper No 192 *(David Clendon)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 41; Green Party 9; Māori Party 4; Progressive 1; Independents:

Carter C, Harawira

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Amendment set out on Supplementary Order Paper No 205 *(Gareth Hughes)*.

Education (Freedom of Association) Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 41; Green Party 9; Māori Party 4; Progressive 1; Independents: Carter C, Harawira

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 6: section 229CA(4):

Amendment set out on Supplementary Order Paper No 191 (*Grant Robertson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 41; Green Party 9; Māori Party 4; Progressive 1; Independents: Carter C, Harawira

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 6: section 229CA

Amendments to add subsections (9) and (10) set out on Supplementary Order Paper No 191 (*Grant Robertson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 41; Green Party 9; Māori Party 4; Progressive 1; Independents: Carter C, Harawira

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Amendment to add subsection (9) set out on Supplementary Order Paper No 191 (*Grant Robertson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 41; Green Party 9; Māori Party 4; Progressive 1; Independents: Carter C, Harawira

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

The following amendments were tabled:

Clause 6: section 229CA:

To add the following subsection:

“(9) Students may use any component of the student loan to pay any non-compulsory student association fees, collected on behalf of the association by the institution’s council.”

(*Grant Robertson*)

Education (Freedom of Association) Amendment Bill

Amendment ruled out of order as 24 hours' notice had not been given for an amendment that may have an impact on the Government's fiscal aggregates.

Clause 6:

Amendment set out on Supplementary Order Paper No 190 (*Grant Robertson*).

Amendment to insert new section 229CB set out on Supplementary Order Paper No 205 (*Gareth Hughes*).

Amendments ruled out of order as the Government had exercised its financial veto.

The following amendments were put:

Clause 6:

Amendment to add new sections 229CB and 229CC set out on Supplementary Order Paper No 191 (*Grant Robertson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 41; Green Party 9; Māori Party 4; Progressive 1; Independents: Carter C, Harawira

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 6:

To add the following section:

“229CC Representation

“(1) The tertiary institution must provide for representation and advocacy of students in an autonomous manner.

“(2) No person, including any tertiary institution, may act in any way that conflicts with the spirit and intent of this section.”

(*Rahui Katene*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 41; Green Party 9; Māori Party 4; Progressive 1; Independents: Carter C, Harawira

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

On the question, That clause 6 stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 57

New Zealand Labour 41; Green Party 9; Māori Party 4; Progressive 1; Independents: Carter C, Harawira

Resolved, That clause 6 stand part.

At 10.02 pm the Chairperson left the Chair to report progress.

Reporting of bills

The Speaker resumed the Chair, and the Chairperson reported progress on the Education (Freedom of Association) Amendment Bill.

The Chairperson also reported no progress on the Employment Relations (Secret Ballot for Strikes) Amendment Bill.

The report was adopted and the Education (Freedom of Association) Amendment Bill set down for further consideration in Committee next sitting day.

The Employment Relations (Secret Ballot for Strikes) Amendment Bill was set down for consideration in Committee next sitting day.

9 Adjournment

At 10.02 pm the House adjourned.

Thursday, 24 March 2011

The House met at 2.00 pm.

Prayers

1 Business statement

The Acting Leader of the House made a statement relating to the business of the House.

2 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

3 Select committee reports

The presentation of nine reports was announced.

The following reports were set down for consideration:

- Inquiry into how to improve completion rates of childhood immunisation, and Briefings from the Chief Coroner on the coronial process, from Dr Michael Tatley on the adverse reaction process, and from Professor Sir Peter Gluckman on how to improve completion rates of childhood immunisation
- Report from the Controller and Auditor-General on District health boards: Availability and accessibility of after-hours services
- Report from the Controller and Auditor-General on Spending on supplies and services by district health boards: Learning from examples
- Briefing on the Plumbers, Gasfitters and Drainlayers Board (Fees) Notice 2010

(*see* Schedule for select committee reports).

4 Questions for oral answer

Twelve questions to Ministers were answered.

Seven questions to members were answered.

Ninety-one questions to members were postponed.

5 Application to debate a matter of urgent public importance

The Speaker notified the House that Hon Sir Roger Douglas had indicated his desire to move (for the purpose of debating the announcement about future funding for the Ministry of Social Development's Family Start programme), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

6 Government orders of the day

Marine and Coastal Area (Takutai Moana) Bill

Hon Tariana Turia for Hon Christopher Finlayson moved, and the question was proposed, That the Marine and Coastal Area (Takutai Moana) Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 63

New Zealand National 58; Māori Party 4; United Future 1

Noes 56

New Zealand Labour 39; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Motion agreed to.

The Marine and Coastal Area (Takutai Moana) Bill was read a third time.

Financial Markets (Regulators and KiwiSaver) Bill and Securities Trustees and Statutory Supervisors Bill

The House resumed the interrupted debate on the question, That the Financial Markets (Regulators and KiwiSaver) Bill and the Securities Trustees and Statutory Supervisors Bill be now read a second time.

The Financial Markets (Regulators and KiwiSaver) Bill was read a second time and set down for Committee stage next sitting day.

The Securities Trustees and Statutory Supervisors Bill was read a second time and set down for Committee stage next sitting day.

7 Adjournment

At 5.41 pm the House adjourned.

Tuesday, 5 April 2011

The House met at 2.00 pm.

Prayers

1 Introduction of distinguished visitor

The Speaker informed the House that Mr Reuven Rivlin, Speaker of the Knesset of Israel, was within the precincts of the Chamber.

The visiting Speaker was welcomed with applause and accorded a seat on the left of the Chair.

2 Ministerial statement

Hon John Carter made a statement advising the House of the extension of the state of national emergency pursuant to section 66 of the Civil Defence Emergency Management Act 2002.

3 Petitions

The presentation of two petitions was announced (*see* Schedule for petitions presented).

4 Papers

The Speaker presented one paper (*see* Schedule for papers presented).

5 Select committee reports

The presentation of 18 reports was announced.

The following bills were set down for second reading:

- Environmental Protection Authority Bill
- Auditor Regulation and External Reporting Bill
- Ngāti Manawa and Ngāti Whare Claims Settlement Bill
- Westpac New Zealand Bill.

The following reports were set down for consideration:

- Reserve Bank of New Zealand's monetary policy statement, March 2011
- Alterations to the 2010/11 appropriations for Vote Audit, Vote Ombudsmen, and Vote Parliamentary Commissioner for the Environment and 2011/12 Draft budgets for Office of the Controller and Auditor-General, Office of the Ombudsmen, and the Office of the Parliamentary Commissioner for the Environment

(*see* Schedule for select committee reports).

6 Introduction of bills

The introduction of the—

- Juries (Jury Service and Protection of Particulars of Jury List Information) Amendment Bill
- Housing Corporation Amendment Bill—

was announced and the bills were set down for first reading.

7 Questions for oral answer

Twelve questions to Ministers were answered.

8 Application to debate a matter of urgent public importance

The Speaker notified the House that Hon Clayton Cosgrove had indicated his desire to move (for the purpose of debating the creation of the Canterbury Earthquake Recovery Authority), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

9 Business of the House

Appointment of Assistant Speaker

By leave, agreed that H V Ross Robertson be appointed as Assistant Speaker from Tuesday, 5 April 2011 to Thursday, 7 April 2011.

10 Government orders of the day

Legal Services Bill, Financial Markets (Regulators and KiwiSaver) Bill and Securities Trustees and Statutory Supervisors Bill

The Speaker declared the House in Committee for further consideration of the Legal Services Bill and for consideration of the Financial Markets (Regulators and KiwiSaver) Bill and the Securities Trustees and Statutory Supervisors Bill.

(In the Committee)

Legal Services Bill

Part 3 read again.

On the question, That Part 3 stand part, the votes were recorded as follows:

Ayes 110

New Zealand National 58; New Zealand Labour 41; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 9

Green Party 9

Resolved, That Part 3 stand part.

Part 4 read.

Legal Services Bill

On the question, That Part 4 stand part, the votes were recorded as follows:

Ayes 110

New Zealand National 58; New Zealand Labour 41; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 11

Green Party 9; Independents: Carter C, Harawira

Resolved, That Part 4 stand part.

Schedule 1 read.

The following amendment was put:

Amendment set out on Supplementary Order Paper No 208 (*Rahui Katene*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 49

New Zealand Labour 41; Green Party 1; Māori Party 4; Progressive 1; Independents: Carter C, Harawira

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Result corrected by Speaker after originally being announced as Ayes 48, Noes 64.

Resolved, That Schedule 1 stand part.

Schedule 2 read.

On the question, That Schedule 2 stand part, the votes were recorded as follows:

Ayes 106

New Zealand National 58; New Zealand Labour 41; ACT New Zealand 5; Progressive 1; United Future 1

Noes 15

Green Party 9; Māori Party 4; Independents: Carter C, Harawira

Resolved, That Schedule 2 stand part.

Schedule 3 read.

On the question, That Schedule 3 stand part, the votes were recorded as follows:

Ayes 106

New Zealand National 58; New Zealand Labour 41; ACT New Zealand 5; Progressive 1; United Future 1

Noes 15

Green Party 9; Māori Party 4; Independents: Carter C, Harawira

Resolved, That Schedule 3 stand part.

Schedule 4 read.

On the question, That Schedule 4 stand part, the votes were recorded as follows:

Ayes 106

New Zealand National 58; New Zealand Labour 41; ACT New Zealand 5; Progressive 1; United Future 1

Noes 15

Green Party 9; Māori Party 4; Independents: Carter C, Harawira

Resolved, That Schedule 4 stand part.

Legal Services Bill

Clauses 1 and 2 read.

On the question, That clause 1 stand part, the votes were recorded as follows:

Ayes 106

New Zealand National 58; New Zealand Labour 41; ACT New Zealand 5; Progressive 1;
United Future 1

Noes 15

Green Party 9; Māori Party 4; Independents: Carter C, Harawira

Resolved, That clause 1 stand part.

On the question, That clause 2 stand part, the votes were recorded as follows:

Ayes 106

New Zealand National 58; New Zealand Labour 41; ACT New Zealand 5; Progressive 1;
United Future 1

Noes 15

Green Party 9; Māori Party 4; Independents: Carter C, Harawira

Resolved, That clause 2 stand part.

The Chairperson announced that the bill would be reported without amendment presently.

Financial Markets (Regulators and KiwiSaver) Bill

Part 1 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 222 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Part 1, as amended, stand part.

Part 2 read.

The following amendment was put:

New clause 9A:

To insert the following clause after clause 9:

9A Principles to bind all financial markets participants

The FMA will an overriding power to enforce the following principles which will be binding on financial market participants:

- (a) integrity: a firm must conduct its business with integrity:
- (b) skill, care and diligence: a firm must conduct its business with due skill, care and diligence:
- (c) management and control: a firm must take reasonable care to organise and control its affairs responsibility and effectively with adequate risk management systems:
- (d) financial prudence: a firm must maintain adequate financial resources:
- (e) market conduct: a firm must observe proper standards of market conduct:
- (f) customers' interests: a firm must pay due regard to the interests of its customers and treat them fairly:
- (g) communications with customers: a firm must pay due regard to the information needs of its customers, and communicate information to them in a way which is clear, fair and not misleading:
- (h) conflicts of interest: a firm must manage conflicts of interest fairly, both between itself and its customers, and between one customer and another:
- (i) customers, relationships of trust: a firm must take reasonable care to ensure the suitability of its advice and discretionary decisions for any customer who is entitled to rely upon its judgment:

Financial Markets (Regulators and KiwiSaver) Bill

- (j) customers' assets: a firm must arrange adequate protection for customers' assets when it is responsible for them:
- (k) relations with regulators: a firm must deal with its regulators in an open and cooperative way, and must tell the FMA promptly anything relating to the firm of which the FMA would reasonably expect prompt notice.

(Hon Lianne Dalziel)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Resolved, That Part 2 stand part.

Part 3 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 222 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Part 3, as amended, stand part.

Part 4 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 222 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Part 4, as amended, stand part.

Part 5 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 222 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Part 5, as amended, stand part.

Part 6 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 222 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Part 6, as amended, stand part.

Part 7 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 222 (*Hon Simon Power*).

Financial Markets (Regulators and KiwiSaver) Bill

Resolved, That the amendments be agreed to.

Resolved, That Part 7, as amended, stand part.

Part 8 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 222 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Part 8, as amended, stand part.

Schedule 1 read.

Resolved, That Schedule 1 stand part.

Schedule 2 read.

Resolved, That Schedule 2 stand part.

Schedule 3 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 222 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Schedule 3, as amended, stand part.

Schedule 4 read.

Resolved, That Schedule 4 stand part.

Schedule 6 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 222 (*Hon Simon Power*).

Resolved, That Schedule 6, as amended, stand part.

Schedule 7 read.

Resolved, That Schedule 7 stand part.

Clauses 1 and 2 read.

Resolved, That clause 1 stand part.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 222 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That clause 2, as amended, stand part.

The following motion was put:

Motion to divide the bill as set out on Supplementary Order Paper No 221 (*Hon Simon Power*).

Resolved, That the bill be divided into five bills as set out on Supplementary Order Paper No 221 (*Hon Simon Power*).

Financial Markets (Regulators and KiwiSaver) Bill

The Chairperson announced that the bill would be reported with amendment and divided into five bills presently.

Securities Trustees and Statutory Supervisors Bill

Part 1 read.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Resolved, That the question be now put (*Michael Woodhouse*).

The following amendments were put:

Amendments set out on Supplementary Order Paper No 223 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Part 1, as amended, stand part.

Part 2 read.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Resolved, That the question be now put (*Michael Woodhouse*).

The following amendments were put:

Amendments set out on Supplementary Order Paper No 223 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Part 2, as amended, stand part.

Part 3 read.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Michael Woodhouse moved, That the question be now put. The Chairperson declined the motion.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 223 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Part 3, as amended, stand part.

Part 4 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 223 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Part 4, as amended, stand part.

Clauses 1 and 2 read.

Resolved, That clause 1 stand part.

Securities Trustees and Statutory Supervisors Bill

The following amendments were put:

Amendments set out on Supplementary Order Paper No 223 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That clause 2, as amended, stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting of bills

The Speaker resumed the Chair, and the Chairperson reported the Legal Services Bill without amendment, the Financial Markets (Regulators and KiwiSaver) Bill with amendment and divided into the following bills:

- Financial Markets Authority Bill
- Securities Amendment Bill (No 3)
- Securities Markets Amendment Bill (No 2)
- KiwiSaver Amendment Bill
- Financial Advisers Amendment Bill (No 3)

and the Securities Trustees and Statutory Supervisors Bill with amendment.

The report was adopted and the Legal Services Bill, the Financial Markets Authority Bill, the Securities Amendment Bill (No 3), the Securities Markets Amendment Bill (No 2), the KiwiSaver Amendment Bill, the Financial Advisers Amendment Bill (No 3), and the Securities Trustees and Statutory Supervisors Bill were set down for third reading next sitting day.

Airports (Cost Recovery for Processing of International Travellers) Bill

The Airports (Cost Recovery for Processing of International Travellers) Bill was read a second time and set down for committee stage next sitting day.

11 Adjournment

At 9.51 pm the House adjourned.

Wednesday, 6 April 2011

The House met at 2.00 pm.

Prayers

1 Resignation of member

The Speaker advised the House that he had received a letter from Hon Darren Hughes resigning his seat in the House with effect at the close of Tuesday, 5 April 2011.

2 Ministerial statement

Hon Simon Power for Hon John Carter made a statement advising the House of the extension of the state of national emergency pursuant to section 66 of the Civil Defence Emergency Management Act 2002.

3 Correction of vote

The Speaker corrected the vote on the question, That the amendment in the name of Rahui Katene set out on Supplementary Order Paper No 208 to Schedule 1 of the Legal Services Bill be agreed to. The correct result is Ayes 49 and Noes 64.

4 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

5 Select committee reports

The presentation of one report was announced (*see* Schedule for select committee reports).

6 Introduction of bills

The introduction of the—

- Education Amendment Bill (No 4)
- Local Government Borrowing Bill—

was announced and the bills were set down for first reading.

7 Questions for oral answer

Twelve questions to Ministers were answered.

8 General debate

Hon Dr Nick Smith moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

9 Government orders of the day

Legal Services Bill

Hon Simon Power moved, and the question was proposed, That the Legal Services Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 106

New Zealand National 58; New Zealand Labour 41; ACT New Zealand 5; Progressive 1; United Future 1

Noes 14

Green Party 9; Māori Party 4; Independent: Carter C

Motion agreed to.

The Legal Services Bill was read a third time.

Land Transport (Road Safety and Other Matters) Amendment Bill

Hon Steven Joyce moved, and the question was proposed, That the Land Transport (Road Safety and Other Matters) Amendment Bill be now read a second time.

The debate was interrupted.

10 Maiden statement

Jami-Lee Ross made a maiden statement.

11 Government orders of the day—*continued*

Land Transport (Road Safety and Other Matters) Amendment Bill

The House resumed the interrupted debate on the question, That the Land Transport (Road Safety and Other Matters) Amendment Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 116

New Zealand National 58; New Zealand Labour 41; Green Party 9; ACT New Zealand 5; Progressive 1; United Future 1; Independent: Carter C

Noes 4

Māori Party 4

Motion agreed to.

The Land Transport (Road Safety and Other Matters) Amendment Bill was read a second time and set down for committee stage next sitting day.

Social Security Amendment Bill (No 3)

Hon Paula Bennett moved, and the question was proposed, That the Social Security Amendment Bill (No 3) be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 110

New Zealand National 58; New Zealand Labour 41; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 10

Green Party 9; Independent: Carter C

Motion agreed to.

The Social Security Amendment Bill (No 3) was read a first time and stood referred to a select committee.

Resolved, That the Social Services Committee consider the Social Security Amendment Bill (No 3), that the committee report finally to the House on or before 31 May 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c) (*Hon Paula Bennett*).

Whanganui Iwi (Whanganui (Kaitoke) Prison and Northern Part of Whanganui Forest) On-account Settlement Bill, Customs and Excise (Joint Border Management Information Sharing and Other Matters) Amendment Bill, and Airports (Cost Recovery for Processing of International Travellers) Bill

The Speaker declared the House in Committee for further consideration of the Whanganui Iwi (Whanganui (Kaitoke) Prison and Northern Part of Whanganui Forest) On-account Settlement Bill, and consideration of the Customs and Excise (Joint Border Management Information Sharing and Other Matters) Amendment Bill, and the Airports (Cost Recovery for Processing of International Travellers) Bill.

(In the Committee)

Whanganui Iwi (Whanganui (Kaitoke) Prison and Northern Part of Whanganui Forest) On-account Settlement Bill

Clauses 1 and 2 read again.

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bills

The Speaker resumed the Chair, and the Chairperson reported progress on the Whanganui Iwi (Whanganui (Kaitoke) Prison and Northern Part of Whanganui Forest) On-account Settlement Bill.

The Chairperson reported no progress on the Customs and Excise (Joint Border Management Information Sharing and Other Matters) Amendment Bill and the Airports (Cost Recovery for Processing of International Travellers) Bill.

The report was adopted and the Whanganui Iwi (Whanganui (Kaitoke) Prison and Northern Part of Whanganui Forest) On-account Settlement Bill was set down for further consideration in Committee next sitting day.

The Customs and Excise (Joint Border Management Information Sharing and Other Matters) Amendment Bill and the Airports (Cost Recovery for Processing of International Travellers) Bill were set down for consideration in Committee next sitting day.

12 Adjournment

At 9.56 pm the House adjourned.

Thursday, 7 April 2011

The House met at 2.00 pm.

Prayers

1 Business statement

The Acting Leader of the House made a statement relating to the business of the House.

2 Ministerial statement

Hon Bill English made a statement relating to the position of AMI Insurance.

3 Papers

The Speaker presented one paper (*see* Schedule for papers presented).

4 Select committee reports

The presentation of three reports was announced (*see* Schedule for select committee reports).

5 Introduction of bills

The introduction of the New Zealand Geographic Board (Ngā Pou Taunaha o Aotearoa) Amendment Bill was announced and the bill set down for first reading.

6 Questions for oral answer

Twelve questions to Ministers were answered.

7 Government orders of the day**Government notice of motion No 5—appointment of Chairperson and members of Abortion Supervisory Committee**

Hon Simon Power moved, and the question was proposed, That, pursuant to sections 10 and 11 of the Contraception, Sterilisation, and Abortion Act 1977, this House recommend His Excellency the Governor-General reappoint Professor Dame Linda Jane Holloway of Dunedin and Reverend Patricia Ann Allan of Christchurch as members of the Abortion Supervisory Committee, and appoint Dr Tangimoana Frances Habib of Hamilton as a member of the Abortion Supervisory Committee, each for a term of three years from the date of appointment, and appoint Professor Dame Linda Jane Holloway as Chairperson of the Abortion Supervisory Committee.

Hon Tariana Turia moved, and the question was proposed, That the motion be amended by omitting “Reverend Patricia Ann Allan of Christchurch” and substituting “Dr Ate Moala of Wellington”.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes: 31

Arder S (P)	Goodhew	Shanks
Auchinvole (P)	Goudie (P)	Sharples (P)
Bakshi (P)	Guy	Tisch
Blue	Heatley (P)	Turia
Borrows	Katene (P)	Woodhouse (P)
Bridges (P)	Lee	Young
Carter J	Lotu-liga	
Dean (P)	Macindoe	<i>Teller:</i>
English (P)	McClay	Henare
Finlayson (P)	Parata	
Flavell	Quinn (P)	
Gilmore	Roy E (P)	

Noes: 67

Barker	Horomia	Robertson R
Beaumont	Hughes	Ross
Bennett D (P)	Huo	Roy H
Bennett P	Hutchison	Ryall (P)
Boscawen	Jones	Sepuloni
Brownlee (P)	Joyce (P)	Smith L (P)
Calder (P)	Kedgley	Smith N (P)
Calvert	King A	Street
Carter C	King C (P)	te Heuheu (P)
Carter D (P)	Lees-Galloway	Tolley (P)
Chauvel	Locke	Tremain
Clendon	Mackey	Turei
Coleman (P)	Mallard	Twyford
Cunliffe	Mapp (P)	Wagner (P)
Davis	McCully (P)	Wilkinson (P)
Delahunty	Nash	Williamson
Douglas	Norman	
Dunne	O'Connor	<i>Teller:</i>
Faafoi	Parker	Fenton
Foss (P)	Peachey (P)	
Graham	Pillay	
Groser (P)	Power	
Hague	Prasad	
Harawira	Ririnui	
Hodgson	Robertson G	

Abstentions: 1

Adams (P)

(P) denotes a proxy vote.

Amendment not agreed to.

Result corrected by the Speaker after originally being announced as Ayes 31, Noes 70, Abstentions 1.

Resolved, That, pursuant to sections 10 and 11 of the Contraception, Sterilisation, and Abortion Act 1977, this House recommend His Excellency the Governor-General reappoint Professor Dame Linda Jane Holloway of Dunedin and Reverend Patricia Ann Allan of Christchurch as members of the Abortion Supervisory Committee, and appoint Dr Tangimoana Frances Habib of Hamilton as a member of the Abortion Supervisory Committee, each for a term of three years from the date of appointment, and appoint Professor Dame Linda Jane Holloway as Chairperson of the Abortion Supervisory Committee.

Financial Markets Authority Bill, Securities Amendment Bill (No 3), Securities Markets Amendment Bill (No 2), KiwiSaver Amendment Bill, Financial Advisers Amendment Bill (No 3), and Securities Trustees and Statutory Supervisors Bill

The Financial Markets Authority Bill, the Securities Amendment Bill (No 3), the Securities Markets Amendment Bill (No 2), the KiwiSaver Amendment Bill, the Financial Advisers Amendment Bill (No 3), and the Securities Trustees and Statutory Supervisors Bill were read a third time.

Environmental Protection Authority Bill

Hon Dr Nick Smith moved, and the question was proposed, That the Environmental Protection Authority Bill be now read a second time.

Adjournment

- 8 At 6.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.
-

Tuesday, 12 April 2011

The House met at 2.00 pm.

Prayers

1 Return of member

The Speaker informed the House that he had been advised by the Electoral Commissioner that, pursuant to section 137 of the Electoral Act 1993, Louisa Hareruia Wall had been declared to be elected a member of the House of Representatives in place of Darren Colyn Hughes.

2 Member sworn

Louisa Hareruia Wall presented herself at the bar of the House, was called forward to the Chair by the Speaker, took the Oath of Allegiance required by law, and took her seat in the House.

3 Correction of vote

The Speaker corrected the vote on the question, That the amendment in the name of Hon Tariana Turia to the motion appointing the chairperson and members of the Abortion Supervisory Committee be agreed to. The votes of three members were recorded as being cast for both the Ayes and Noes. Further, one member's proxy vote was incorrectly exercised. The votes of Lindsay Tisch, Jonathan Young, and Michael Woodhouse are recorded as being cast for the Ayes and Alan Peachey's vote for the Noes. The correct result now stands as Ayes 31, Noes 67, and 1 Abstention.

4 Ministerial statement

Hon John Carter made a statement advising the House of the extension of the state of national emergency pursuant to section 66 of the Civil Defence Emergency Management Act 2002.

5 Papers

Two papers were presented (*see* Schedule for papers published under the authority of the House).

6 Select committee reports

The presentation of 17 reports was announced.

The Smoke-free Environments (Controls and Enforcement) Amendment Bill was set down for second reading.

The following reports were set down for consideration:

- Standard Estimates Questionnaire 2011/12

- International treaty examination of the Protocol on Investment to the New Zealand–Australia Closer Economic Relations Trade Agreement
- Inquiry into the financial performance and current operations of the Māori Television Service for the financial year ending 30 June 2010

(see Schedule for select committee reports).

7 Introduction of bills

The introduction of the Crimes Amendment Bill (No 2) was announced and the bill set down for first reading.

8 Questions for oral answer

Twelve questions to Ministers were answered.

9 Government motion

Appointment of Assistant Speaker

Resolved, That H V Ross Robertson be appointed Assistant Speaker (*Hon Simon Power*).

10 Government orders of the day

Environmental Protection Authority Bill

The House resumed the interrupted debate on the question, That the Environmental Protection Authority Bill be now read a second time.

Resolved, That the amendments recommended by the Local Government and Environment Committee by majority be agreed to.

The Environmental Protection Authority Bill was read a second time and set down for Committee stage next sitting day.

11 Urgency

Hon Simon Power moved a motion to accord urgency to certain business.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That urgency be accorded—

- the introduction and passing of the Canterbury Earthquake Recovery Bill
- the first readings of the—
 - Housing Corporation Amendment Bill
 - Education Amendment Bill (No 4)
 - Sentencing (Aggravating Factors) Amendment Bill

- Juries (Jury Service and Protection of Particulars of Jury List Information) Amendment Bill
- Statutes Amendment Bill (No 2)
- the second reading of the Auditor Regulation and External Reporting Bill
- the committee stage of the Land Transport (Road Safety and Other Matters) Amendment Bill, and
- the passing through its remaining stages of the Copyright (Infringing File Sharing) Amendment Bill.

12 Business of the House

By leave, agreed that there be questions for oral answer at 2.00 pm on Wednesday, 13 April 2011 and Thursday, 14 April 2011, and that questions be lodged in the normal manner pursuant to Standing Order 372.

13 Introduction of Government bill

The Canterbury Earthquake Recovery Bill was introduced and set down for first reading forthwith.

14 Business of select committees

By leave, agreed that the Local Government and Environment Committee hear evidence on the Canterbury Earthquake Recovery Bill, and, for this purpose, have authority to meet on 12 April 2011 while the House is sitting, during an evening while the House is sitting, and in Christchurch during a sitting of the House, despite Standing Orders 189(a), 190(1)(a), (b), and (c), and 201(1), and to report the evidence received to the House by 9.00 am on Thursday, 14 April 2011.

15 Passing of Government bill

Canterbury Earthquake Recovery Bill

Hon Gerry Brownlee moved, and the question was proposed, That the Canterbury Earthquake Recovery Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 111

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 11

Green Party 9; Independents: Carter C, Harawira

Motion agreed to.

The Canterbury Earthquake Recovery Bill was read a first time and set down for second reading presently.

16 Government orders of the day—continued**Housing Corporation Amendment Bill**

The Housing Corporation Amendment Bill was read a first time and stood referred to a select committee.

Resolved, That the Social Services Committee consider the Housing Corporation Amendment Bill, that the committee report finally to the House on or before 6 June 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, on a Friday in a week in which there has been a sitting of the House, and outside the Wellington area during a sitting of the House, despite Standing Orders 187, 189(a), and 190(1)(b) and (c) (*Hon Phil Heatley*).

Education Amendment Bill (No 4)

Hon Steven Joyce moved, and the question was proposed, That the Education Amendment Bill (No 4) be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 111

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 11

Green Party 9; Independents: Carter C, Harawira

Motion agreed to.

The Education Amendment Bill (No 4) was read a first time and stood referred to a select committee.

Resolved, That the Education and Science Committee consider the Education Amendment Bill (No 4), that the committee report finally to the House on or before 29 July 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, on a Friday in a week in which there has been a sitting of the House, and outside the Wellington area during a sitting of the House, despite Standing Orders 187, 189(a), and 190(1)(b) and (c) (*Hon Judith Collins for Hon Steven Joyce*).

Sentencing (Aggravating Factors) Amendment Bill

Hon Judith Collins for Hon Simon Power moved, and the question was proposed, That the Sentencing (Aggravating Factors) Amendment Bill be now read a first time.

The sitting was suspended between 10.00 pm and 9.00 am.

Wednesday, 13 April 2011**Sentencing (Aggravating Factors) Amendment Bill**

The House resumed the interrupted debate on the question, That the Sentencing (Aggravating Factors) Amendment Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 113

New Zealand National 58; New Zealand Labour 42; Green Party 9; Māori Party 1 (*Sharples*); Progressive 1; United Future 1; Independent: Carter C

Noes 4

Māori Party 3 (*Flavell, Katene, Turia*); Independent: Harawira

Motion agreed to.

The Sentencing (Aggravating Factors) Amendment Bill was read a first time and stood referred to a select committee.

Resolved, That the Law and Order Committee consider the Sentencing (Aggravating Factors) Amendment Bill, that the committee report finally to the House on or before 15 August 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c) (*Hon Judith Collins for Hon Simon Power*).

Juries (Jury Service and Protection of Particulars of Jury List Information)

Amendment Bill

The Juries (Jury Service and Protection of Particulars of Jury List Information) Amendment Bill was read a first time and stood referred to a select committee.

Resolved, That the Law and Order Committee consider the Juries (Jury Service and Protection of Particulars of Jury List Information) Amendment Bill, that the committee report finally to the House on or before 8 August 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c) (*Hon John Carter for Hon Simon Power*).

Statutes Amendment Bill (No 2)

The Statutes Amendment Bill (No 2) was read a first time and stood referred to a select committee.

Resolved, That the Government Administration Committee consider the Statutes Amendment Bill (No 2), and that the committee report finally to the House on or before 1 July 2011 (*Hon Anne Tolley for Hon Nathan Guy*).

Auditor Regulation and External Reporting Bill

Hon Anne Tolley for Hon Simon Power moved, and the question was proposed, That the Auditor Regulation and External Reporting Bill be now read a second time.

The debate was interrupted.

17 Questions for oral answer

Eleven questions to Ministers were answered.

18 Government orders of the day—continued**Auditor Regulation and External Reporting Bill**

The House resumed the interrupted debate on the question, That the Auditor Regulation and External Reporting Bill be now read a second time.

The Auditor Regulation and External Reporting Bill was read a second time and set down for Committee stage next sitting day.

Land Transport (Road Safety and Other Matters) Amendment Bill

The Speaker declared the House in Committee for consideration of the Land Transport (Road Safety and Other Matters) Amendment Bill.

(In the Committee)

Part 1 read.

Jami-Lee Ross moved, That the question be now put. The Chairperson declined the motion.

Simon Bridges moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 58

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; Independents: Carter C, Harawira

Resolved, That the question be now put.

The following amendments were put:

Clause 12:

To omit this clause (*Darien Fenton*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 43

New Zealand Labour 42; Progressive 1

Noes 79

New Zealand National 58; Green Party 9; ACT New Zealand 5; Māori Party 4; United Future 1; Independents: Carter C, Harawira

Amendment not agreed to.

New clause 23A:

To insert the following clause after clause 23:

23A Section 11 repealed

Section 11 is repealed and the following section substituted:

“11 Drivers not to exceed specified alcohol limits

“A person may not drive or attempt to drive a motor vehicle while—

“(a) the proportion of alcohol in the person’s breath, as ascertained by an evidential breath test subsequently undergone by the person under section 69, exceeds 250 micrograms of alcohol per litre of breath; or

“(b) the proportion of alcohol in the person’s blood, as ascertained from an analysis of a blood specimen subsequently taken from the person under section 72 or 73, exceeds 50 milligrams of alcohol per 100 millilitres of blood.”

(Darien Fenton)

Land Transport (Road Safety and Other Matters) Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

New clause 23B:

To insert the following clause after clause 23:

23B Section 56 repealed

Section 56 is repealed and the following section substituted:

“56 Contravention of specified breath or blood-alcohol limit

“(1) A person commits an offence if the person drives or attempts to drive a motor vehicle on a road while the proportion of alcohol in the person’s breath, as ascertained by an evidential breath test subsequently undergone by the person under section 69, exceeds 250 micrograms of alcohol per litre of breath.

“(2) A person commits an offence if the person drives or attempts to drive a motor vehicle on a road while the proportion of alcohol in the person’s blood, as ascertained from an analysis of a blood specimen subsequently taken from the person under section 72 or 73, exceeds 50 milligrams of alcohol per 100 millilitres of blood.”

(Darren Fenton)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Amendments set out on Supplementary Order Paper No 226 (with the exception of clause 12) and Supplementary Order Paper No 227 (*Hon Steven Joyce*).

Resolved, That the amendments be agreed to.

On the question, That Part 1, as amended, stand part, the votes were recorded as follows:

Ayes 73

New Zealand National 58; Green Party 9; ACT New Zealand 3 (*Boscawen, Calvert, Hide*); United Future 1; Independents: Carter C, Harawira

Noes 49

New Zealand Labour 42; ACT New Zealand 2 (*Douglas, Roy H*); Māori Party 4; Progressive 1

Resolved, That Part 1, as amended, stand part.

Part 2 read.

Hon Tau Henare moved, That the question be now put. The Chairperson declined the motion.

Simon Bridges moved, That the question be now put. The Chairperson declined the motion.

Michael Woodhouse moved, That the question be now put. The Chairperson declined the motion.

Land Transport (Road Safety and Other Matters) Amendment Bill

Dr Jackie Blue moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 58

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; Independents:

Carter C, Harawira

Resolved, That the question be now put.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 229 (*Hon Steven Joyce*).

Resolved, That the amendments be agreed to.

Resolved, That Part 2, as amended, stand part.

Schedule 1 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 229 (*Hon Steven Joyce*).

Resolved, That the amendments be agreed to.

Resolved, That Schedule 1, as amended, stand part.

Schedule 2 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 226 (*Hon Steven Joyce*).

Resolved, That the amendments be agreed to.

Resolved, That Schedule 2, as amended, stand part.

Schedule 3 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 226 (*Hon Steven Joyce*).

Resolved, That the amendments be agreed to.

Resolved, That Schedule 3, as amended, stand part.

The following amendment was proposed:

New Schedule 4:

New Schedule 4 set out on Supplementary Order Paper No 229 (*Hon Steven Joyce*).

Resolved, That new Schedule 4 be agreed to.

Clauses 1 to 3 read.

Hon Tau Henare moved, That the question be now put. The Chairperson declined the motion.

Resolved, That clause 1 stand part.

The following amendments were put:

Amendments set out on Supplementary Order Papers Nos 226 and 229 (*Hon Steven Joyce*).

Land Transport (Road Safety and Other Matters) Amendment Bill

Resolved, That the amendments be agreed to.

Resolved, That clause 2, as amended, stand part.

Resolved, That clause 3 stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Land Transport (Road Safety and Other Matters) Amendment Bill with amendment.

The report was adopted and the bill set down for third reading next sitting day.

Copyright (Infringing File Sharing) Amendment Bill

Hon Dr Wayne Mapp for Hon Simon Power moved, and the question was proposed, That the Copyright (Infringing File Sharing) Amendment Bill be now read a second time.

Resolved, That the amendments recommended by the Commerce Committee by majority be agreed to.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 111

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 11

Green Party 9; Independents: Carter C, Harawira

Motion agreed to.

The Copyright (Infringing File Sharing) Amendment Bill was read a second time and set down for Committee stage forthwith.

The Speaker declared the House in Committee for consideration of the Copyright (Infringing File Sharing) Amendment Bill.

(In the Committee)

Part 1 read.

The following amendments were put:

Clause 7:

To omit new sections 122O, 122P, and 122PA (*Gareth Hughes*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 11

Green Party 9; Independents: Carter C, Harawira

Noes 110

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 4; Māori Party 4; Progressive 1; United Future 1

Amendment not agreed to.

Amendments set out on Supplementary Order Paper No 230 (*Hon Simon Power*).

Copyright (Infringing File Sharing) Amendment Bill

Resolved, That the amendments be agreed to.

Resolved, That Part 1, as amended, stand part.

Part 2 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 230 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Part 2, as amended, stand part.

Clauses 1 to 3 read.

Resolved, That clause 1 stand part.

The following amendment was put:

Amendment set out on Supplementary Order Paper No 230 (*Hon Simon Power*).

Resolved, That the amendment be agreed to.

Resolved, That clause 2, as amended, stand part.

Resolved, That clause 3 stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Copyright (Infringing File Sharing) Amendment Bill with amendment.

The report was adopted and the bill set down for third reading forthwith.

Hon Dr Nick Smith for Hon Simon Power moved, and the question was proposed, That the Copyright (Infringing File Sharing) Amendment Bill be now read a third time.

The sitting was suspended between 12.00 am and 9.00 am.

Thursday, 14 April 2011

Copyright (Infringing File Sharing) Amendment Bill

The House resumed the interrupted debate on the question, That the Copyright (Infringing File Sharing) Amendment Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 111

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 11

Green Party 9; Independents: Carter C, Harawira

Motion agreed to.

The Copyright (Infringing File Sharing) Amendment Bill was read a third time.

19 Passing of Government bill—*continued***Canterbury Earthquake Recovery Bill**

Hon Gerry Brownlee moved, and the question was proposed, That the Canterbury Earthquake Recovery Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 111

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 11

Green Party 9; Independents: Carter C, Harawira

Motion agreed to.

The Canterbury Earthquake Recovery Bill was read a second time and set down for Committee stage forthwith.

The Speaker declared the House in Committee for consideration of the Canterbury Earthquake Recovery Bill.

(In the Committee)

Clauses 1 and 2, Parts 1 and 2, and Schedules 1 and 2 read.

The Committee was suspended.

20 Questions for oral answer

Twelve questions to Ministers were answered.

21 Passing of Government bill—*continued***Canterbury Earthquake Recovery Bill**

The Speaker declared the House in Committee for further consideration of the Canterbury Earthquake Recovery Bill.

(In the Committee)

Clauses 1 and 2, Parts 1 and 2, and Schedules 1 and 2 read again.

The following amendment to the amendment was put:

Supplementary Order Paper No 237: clause 63(2)(b):

To insert “or damage” after “loss” (*Hon Gerry Brownlee*).

On the question, That the amendment to the amendment be agreed to, the votes were recorded as follows:

Ayes 111

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 11

Green Party 9; Independents: Carter C, Harawira

Resolved, That the amendment to the amendment be agreed to.

Canterbury Earthquake Recovery Bill

The following amendments, as amended, were put:

Amendments, as amended, set out on Supplementary Order Paper No 237 (*Hon Gerry Brownlee*).

Clause 4:

To add to the definition of **greater Christchurch** “and includes the coastal marine area adjacent to these districts”.

Clause 23(1)(a):

To insert “restricted discretionary,” after “consent for a”.

(*Hon Gerry Brownlee*).

On the question, That the amendments, as amended, be agreed to, the votes were recorded as follows:

Ayes 111

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 11

Green Party 9; Independents: Carter C, Harawira

Resolved, That the amendments, as amended, be agreed to.

Clause 3:

To omit paragraph (b) and substitute the following paragraph:

- (b) to enable community participation in the recovery of affected communities in order to promote a focused, timely, enduring and expedited recovery.

(*Hon Lianne Dalziel*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

To add the following paragraph:

- (j) to build the health and well-being of the communities of greater Christchurch.

(*Hon Lianne Dalziel*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Clause 4:

To amend the definition of responsible entity by inserting “Canterbury District Health Board” after “Public Service” (*Hon Ruth Dyson*).

Canterbury Earthquake Recovery Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

The following amendment was tabled:

Clause 4:

To omit the definition of **greater Christchurch** and substitute the following definition:

greater Christchurch means the districts of the Christchurch City Council, the Selwyn District Council, the Waimakariri District Council and the Canterbury District Health Board

(Hon Ruth Dyson)

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 4:

To add the following subclause:

- (3) In this Act unless the context otherwise requires the principles of consultation consist of the following principles:
 - (a) that persons who will or may be affected by, or have an interest in, the decision or matter should be provided by the local authority with reasonable access to relevant information in a manner and format that is appropriate to the preferences and needs of those persons:
 - (b) that persons who will or may be affected by, or have an interest in, the decision or matter should be encouraged by the Minister or CERA to present their views to the local authority:
 - (c) that persons who are invited or encouraged to present their views to the Minister or CERA should be given clear information by the local authority concerning the purpose of the consultation and the scope of the decisions to be taken following the consideration of views presented:
 - (d) that persons who wish to have their views on the decision or matter considered by the Minister or CERA should be provided with a reasonable opportunity to present those views to the Minister or CERA in a manner and format that is appropriate to the preferences and needs of those persons:
 - (e) that the views presented to the Minister or CERA should be received by the Minister or CERA with an open mind and should be given by the Minister or CERA, in making a decision, due consideration:
 - (f) that persons who present views to the Minister or CERA should be provided by the Minister or CERA with information concerning both the relevant decisions and the reasons for those decisions.

(Hon Lianne Dalziel)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

*Canterbury Earthquake Recovery Bill**New clauses 4A and 4B:*

To insert the following clauses after clause 4:

4A Definition of Recovery

Recovery means planning for the restoration and rehabilitation of the social, economic, natural and built environments of greater Christchurch taking into account the specific needs of the CBD, the rural sector and the affected residential suburb.

4B Definition of Community Participation

Community Participation means openly engaging with the affected communities in partnership with key stakeholders to—

- (a) involve local people in joint learning and public decision making;
- (b) capitalise on local culture and knowledge;
- (c) mobilise local capacity to rebuild;
- (d) enable local communities to make choices that build safe and sustainable communities;
- (e) secure the positive attributes of the community and discard the negative elements and thereby entrench resilience.

(Hon Lianne Dalziel)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Clause 6:

Amendment set out on Supplementary Order Paper No 232 (*Dr Kennedy Graham*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Clause 6:

To insert the following subclauses after subclause (2):

- (2A) The community forum will include the chair or a member nominated by the chair of each community board from each Canterbury authority where a community board exists.
- (2B) The Minister, in inviting persons to participate in the forum, will include representatives nominated by the following organisations:
 - (a) the Christchurch City Council;
 - (b) the Selwyn District Council;
 - (c) the Waimakiriri District Council;
 - (d) CanCERN;
 - (e) representatives from other affected communities;
 - (f) representatives from the business, health, education, heritage and union sectors.

Clause 6(3):

To omit “6 times a year” and substitute “monthly”.

*Canterbury Earthquake Recovery Bill**Clause 6:*

To add the following subclause:

- (5) Within 2 weeks following every meeting the community forum must publish in the *Gazette* a report on the Minister and chief executive's performance in meeting community engagement requirements.

(Brendon Burns)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendments not agreed to.

Clause 7(1):

To omit "from time to time" and substitute "at least monthly" (*Hon Lianne Dalziel*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Clause 7:

Amendment set out on Supplementary Order Paper No 232 (*Dr Kennedy Graham*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

New clause 7A:

To insert the following clause after clause 7:

7A Relationship with local authorities

The Minister must meet at least quarterly with council mayors and the chairperson of the regional council.

(Hon Clayton Cosgrove)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Canterbury Earthquake Recovery Bill

To insert the following clause after clause 7:

7A Joint community and cross-party forum

- (1) The Minister must arrange for the cross-party parliamentary forum and the community forum to meet together with the Minister.
- (2) The Minister must ensure that the meeting is held at least 6 monthly.
- (3) One of the purposes of the meeting is to provide feedback to the Minister on the community participation in the recovery effort led by CERA.

(Hon Lianne Dalziel)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Clause 10:

Amendments set out on Supplementary Order Paper No 236 (*Dr Kennedy Graham*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Clause 11(3):

To omit “may” and substitute “must” (*Hon Lianne Dalziel*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

To insert the following paragraph after paragraph (a):

- (ab) the spatial distribution of social, cultural, and environmental assets and those that contribute to community wellbeing.

(Hon Lianne Dalziel)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

*Canterbury Earthquake Recovery Bill**Clause 11(4):*

To insert “Christchurch District Health Board” after “Te Runanga o Ngāi Tahu”.

Clause 11:

To insert the following subclause after subclause (4):

- (4A) In developing the Recovery Strategy the chief executive must give effect to the New Zealand Disability Strategy.

(Hon Ruth Dyson)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 58

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; Independents: Carter C, Harawira

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendments not agreed to.

Clause 12:

To insert the following subclause after subclause (1):

- (1A) Notwithstanding subsection (1), the Minister must provide for community engagement in the development of the Recovery Strategy.

(Hon Lianne Dalziel)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Clause 15:

Amendment set out on Supplementary Order Paper No 235 (*Dr Kennedy Graham*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Clause 15(2):

To omit this subclause and substitute the following subclause:

- (2) On and from the notification in the *Gazette* of the Order in Council approving the Recovery Strategy, the Recovery Strategy is to be read together with and forms any part of the document or instrument.

(Hon Lianne Dalziel)

Canterbury Earthquake Recovery Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Clause 17:

To insert the following subclause after subclause (1):

(1A) In developing the Recovery Plan for the CBD the Christchurch City Council must not propose the full or partial sale of any assets which it or any of its subsidiaries hold.

(Brendon Burns)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

The following amendment was tabled:

Clause 18(1):

To omit “the Minister” and substitute “Chief Executive of the Christchurch City Council” (*Hon Clayton Cosgrove*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 20(1):

To insert “community participation” after “consultation” (*Hon Ruth Dyson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Clause 20(3):

Amendment set out on Supplementary Order Paper No 235 (*Dr Kennedy Graham*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Canterbury Earthquake Recovery Bill

To omit this subclause and substitute the following subclause:

- (3) The process for the development of a Recovery Plan must include 1 or more public hearings, as determined by the chief executive, at which members of the public may appear and must be heard.

(Hon Clayton Cosgrove)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Clause 20:

To add the following subclause:

- (5) For the purposes of subsection (2), the direction must include a requirement for all recovery plans to give consideration to the New Zealand Disability Strategy.

(Hon Ruth Dyson)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 58

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; Independents: Carter C, Harawira

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 21:

To add the following subclause:

- (5) No recovery plan shall be approved without an impact assessment being completed to assess the social, cultural, environmental, and community impacts.

(Hon Clayton Cosgrove)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

The following amendment was tabled:

Clause 22(2):

To omit this subclause and substitute the following subclause:

- (2) Section 11(4) and (5) apply to any amendment or replacement of a Recovery Plan.

(Hon Ruth Dyson)

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 24:

Amendment set out on Supplementary Order Paper No 236 (*Dr Kennedy Graham*).

Canterbury Earthquake Recovery Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

Clause 26(3):

To omit this subclause and substitute the following subclause:

- (3) A Recovery Plan is to be read together with and forms part of the instruments to which subsection (1) applies.

(Hon Lianne Dalziel)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

Clause 27(1)(d):

To add the following subparagraph:

- (vii) a regional public transport plan under the Public Transport Management Act 2008.

(Brendon Burns)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

Clause 27(7):

Amendment set out on Supplementary Order Paper No 236 (*Dr Kennedy Graham*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

To omit this subclause and substitute the following subclause:

- (7) Compensation is payable under this Act for any loss suffered as a result of an action taken under this section.

(Hon Clayton Cosgrove)

Canterbury Earthquake Recovery Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

Clause 30:

Amendment set out on Supplementary Order Paper No 236 (*Dr Kennedy Graham*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

Clauses 31 and 32:

To omit these clauses (*Hon Lianne Dalziel*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

The following amendment was tabled:

Clause 48(1):

To omit “chief executive” and substitute “Minister” (*Hon Clayton Cosgrove*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 49:

To insert the following subclause after subclause (1):

- (1A) The Minister must engage with CERA, the local authority and the council organisation on the proposed notice and the Minister must have regard to any information he or she is given by the affected organisations.

(*Hon Ruth Dyson*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

*Canterbury Earthquake Recovery Bill**Clause 50:*

To add the following subclause:

- (6) The council or council organisation may appeal to the High Court against a decision of a Minister under subsection (1).

(Hon Clayton Cosgrove)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

Clause 54:

To add the following subclause:

- (8) To avoid doubt, all interests in land compulsorily acquired under this section, including, but not limited to a mortgagee, are nullified.

(Hon Lianne Dalziel)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

The following amendment was tabled:

Clause 68:

To omit this clause and substitute the following clause:

68 Exceptions to exclusion of appeals

- (1) Any person may appeal to the Environment Court—
 - (a) against a determination of compensation under section 63; or
 - (b) against a decision of a Minister under section 23(2); or
 - (c) against a decision on an application for a resource consent or a notice of requirement for an activity or use that is specified in a Recovery Plan as being subject to this section, and in respect of which a person would otherwise have a right of appeal or objection under the Resource Management Act 1991; or
 - (d) against a decision under the Resource Management Act 1991 that has been called in by the Minister under this Act; or
 - (e) in respect of any dispute referred to in section 37.
- (2) For the purposes of hearing an appeal under subsection (1) the court may appoint 1 or more suitably qualified persons (including an Environment Commissioner, Registered Valuer, or other expert) to assist it by giving advice if the court considers that it is desirable to have expert assistance.
- (3) The advisers must give their advice in the manner that the court may direct during the proceeding on any question referred to them.
- (4) The advice is evidence provided to the court; and may be given the weight that the court thinks fit.
- (5) An appeal under this section must be brought in accordance with the rules of court except that the appeal must be brought within 10 working days after the decision appealed against is given.

Canterbury Earthquake Recovery Bill

- (6) Any decision to which an appeal relates has full effect unless and until set aside by a court.

(Hon Ruth Dyson)

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendments were put:

Clause 70(1):

To omit “or expedient” *(Hon Lianne Dalziel)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

Clause 70(2) and (3):

Amendments set out on Supplementary Order Paper No 233 *(Dr Kennedy Graham)*.

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendments not agreed to.

Clause 70(3):

To omit “include (without limitation)” *(Hon Clayton Cosgrove)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

Clause 71:

Amendments set out on Supplementary Order Paper No 234 *(Dr Kennedy Graham)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendments not agreed to.

Clause 72:

Amendment set out on Supplementary Order Paper No 234 *(Dr Kennedy Graham)*.

Canterbury Earthquake Recovery Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

To insert the following subclause after subclause (2):

(2A) A copy of all draft Orders in Council must be provided to all political parties in the House of Representatives on the same date on which they are provided to the Canterbury Earthquake Recovery Review Panel.

(Hon Ruth Dyson)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

Clause 73(1):

Amendment set out on Supplementary Order Paper No 233 (*Dr Kennedy Graham*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

Clause 73(2):

To omit this subclause (*Hon Lianne Dalziel*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

Clause 74:

To add the following subclause:

(6) To avoid doubt, nothing in subsection (5) limits the right to challenge the validity of regulations by way of judicial review.

(Hon Lianne Dalziel)

Canterbury Earthquake Recovery Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

The following amendment was tabled:

Clause 83(1):

To omit this subsection (*Hon Clayton Cosgrove*).

Amendment ruled out of order as being inconsistent with a previous decision of the Committee.

The following amendment was put:

Clause 87:

To add the following subclause:

- (3) For clarification the description will list the instances in which each power was exercised, whether notification and/or consultation was required and carried out.

(*Brendon Burns*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

By leave, agreed that the following amendment be put:

Clause 20(2):

To insert the following paragraph after paragraph (c):

- (ca) the New Zealand Disability Strategy; and

(*Hon Ruth Dyson*)

Resolved, That the amendment be agreed to.

On the question, That clauses 1 and 2, Parts 1 and 2, and Schedules 1 and 2, as amended, stand part, the votes were recorded as follows:

Ayes 109

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 2; Progressive 1; United Future 1

Noes 11

Green Party 9; Independents: Carter C, Harawira

Resolved, That clauses 1 and 2, Parts 1 and 2, and Schedules 1 and 2, as amended, stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Canterbury Earthquake Recovery Bill with amendment.

The report was adopted and the bill set down for third reading forthwith.

Hon Gerry Brownlee moved, and the question was proposed, That the Canterbury Earthquake Recovery Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 109

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 2; Progressive 1; United Future 1

Noes 11

Green Party 9; Independents: Carter C, Harawira

Motion agreed to.

The Canterbury Earthquake Recovery Bill was read a third time.

22 Adjournment

At 5.54 pm on Thursday, 14 April 2011 the House adjourned.

Tuesday, 3 May 2011

The House met at 2.00 pm.

Prayers

1 Government motion**New Zealand Breakers**

Resolved, That this House congratulate the New Zealand Breakers on their outstanding victory in the Australian National Basketball League (*Rt Hon John Key*).

2 Ministerial statement

Hon John Carter made a statement advising the House of the extension of the state of national emergency pursuant to section 66 of the Civil Defence Emergency Management Act 2002.

3 Business of the House

By leave, agreed the Nga Wai o Maniapoto (Waipa River) Bill, the Ngāti Pāhauwera Treaty Claims Settlement Bill, and the Ngati Porou Claims Settlement Bill be treated as cognate bills for their first readings, and for the debate to comprise twelve 10-minute calls.

4 Papers

Three papers were announced as published under the authority of the House.

The Speaker presented one further paper (*see* Schedule for papers published under the authority of the House and papers presented).

5 Select committee reports

The presentation of 13 reports was announced.

The following bills were set down for second reading:

- Lawyers and Conveyancers Amendment Bill
- Electoral (Administration) Amendment Bill (No 2)
- Social Assistance (Living Alone Payments) Amendment Bill
- Identity Information Confirmation Bill
- Weathertight Homes Resolution Services (Financial Assistance Package) Amendment Bill.

The following reports were set down for consideration:

- Hearing of evidence on the Canterbury Earthquake Recovery Bill

- Interim report on the Report from the Controller and Auditor-General on Inquiry into the Plumbers, Gasfitters, and Drainlayers Board
- (see Schedule for select committee reports).

6 Introduction of bills

The introduction of the—

- Consumer Law Reform Bill
- Arms (Military Style Semi-Automatic Firearms and Import Controls) Amendment Bill—

was announced and the bills were set down for first reading.

7 Questions for oral answer

Twelve questions to Ministers were answered.

8 Application to debate a matter of urgent public importance

The Speaker notified the House that Keith Locke had indicated his desire to move (for the purpose of debating the handing over of prisoners by the New Zealand Special Air Service Group to United States and Afghan authorities), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the application.

9 Government orders of the day

Dairy Industry Restructuring (New Sunset Provisions) Amendment Bill

Hon John Carter for Hon David Carter moved, and the question was proposed, That the Dairy Industry Restructuring (New Sunset Provisions) Amendment Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 107

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Progressive 1; United Future 1

Noes 15

Green Party 9; Māori Party 4; Independents: Carter C, Harawira

Motion agreed to.

The Dairy Industry Restructuring (New Sunset Provisions) Amendment Bill was read a second time and set down for Committee stage next sitting day.

Television New Zealand Amendment Bill

Hon Dr Jonathan Coleman moved, and the question was proposed, That the Television New Zealand Amendment Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 58

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; Independents:
Carter C, Harawira

Motion agreed to.

The Television New Zealand Amendment Bill was read a second time and set down for Committee stage next sitting day.

Whanganui Iwi (Whanganui (Kaitoke) Prison and Northern Part of Whanganui Forest) On-account Settlement Bill and Auditor Regulation and External Reporting Bill

The Speaker declared the House in Committee for further consideration of the Whanganui Iwi (Whanganui (Kaitoke) Prison and Northern Part of Whanganui Forest) On-account Settlement Bill and for consideration of the Auditor Regulation and External Reporting Bill.

(In the Committee)

Whanganui Iwi (Whanganui (Kaitoke) Prison and Northern Part of Whanganui Forest) On-account Settlement Bill

Clauses 1 and 2 read again.

Resolved, That clause 1 stand part.

Resolved, That clause 2 stand part.

The Chairperson announced that the bill would be reported without amendment presently.

Auditor Regulation and External Reporting Bill

Part 1 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 239 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Part 1, as amended, stand part.

Part 2 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 239 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Part 2, as amended, stand part.

Part 3 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 239 (*Hon Simon Power*).

Auditor Regulation and External Reporting Bill

Resolved, That the amendments be agreed to.

Resolved, That Part 3, as amended, stand part.

Part 4 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 239 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Part 4, as amended, stand part.

Schedule 1 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 239 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Schedule 1, as amended, stand part.

Schedule 2 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 239 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Schedule 2, as amended, stand part.

Clauses 1 and 2 read.

Resolved, That clause 1 stand part.

The following amendments were put:

Clause 2:

Amendments set out on Supplementary Order Paper No 239 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That clause 2, as amended, stand part.

Resolved, That the bill be divided into two bills as set out on Supplementary Order Paper No 238 (*Hon Georgina te Heuheu for Hon Simon Power*).

The Chairperson announced that the bill would be reported with amendment and divided into two bills.

Reporting of bills

The Speaker resumed the Chair, and the Chairperson reported the Whanganui Iwi (Whanganui (Kaitoke) Prison and Northern Part of Whanganui Forest) On-account Settlement Bill without amendment.

The Chairperson also reported the Auditor Regulation and External Reporting Bill with amendment and divided into the following bills:

- Auditor Regulation Bill
- Financial Reporting Amendment Bill.

The report was adopted and the Whanganui Iwi (Whanganui (Kaitoke) Prison and Northern Part of Whanganui Forest) On-account Settlement Bill set down for third reading next sitting day.

The Auditor Regulation Bill and the Financial Reporting Amendment Bill were set down for third reading next sitting day.

Crimes Amendment Bill (No 2)

Hon Christopher Finlayson for Hon Simon Power moved, and the question was proposed, That the Crimes Amendment Bill (No 2) be now read a first time.

10 Adjournment

At 10.00 pm the House adjourned.

Wednesday, 4 May 2011

The House met at 2.00 pm.

Prayers

1 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

2 Introduction of bills

The introduction of the Taxation (Canterbury Earthquake Measures) Bill was announced and the bill set down for first reading.

3 Questions for oral answer

Twelve questions to Ministers were answered.

4 General debate

Hon Phil Goff moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

5 Private and local orders of the day**Hamilton City Council (Parana Park) Land Vesting Bill**

The Hamilton City Council (Parana Park) Land Vesting Bill was read a third time.

Westpac New Zealand Bill

The Westpac New Zealand Bill was read a second time and set down for Committee stage next sitting day.

Royal Society of New Zealand Amendment Bill

The Speaker declared the House in Committee for consideration of the Royal Society of New Zealand Amendment Bill.

(In the Committee)

Royal Society of New Zealand Amendment Bill

Preamble read.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Louise Upston moved, That the question be now put. The Chairperson declined the motion.

Royal Society of New Zealand Amendment Bill

Hon Simon Power moved, That the question be now put. The Chairperson declined the motion.

Alan Peachey moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That the question be now put.

Resolved, That the Preamble stand part.

Clause 1 read.

Colin King moved, That the question be now put. The Chairperson declined the motion.

Louise Upston moved, That the question be now put. The Chairperson declined the motion.

Resolved, That the question be now put (*Jo Goodhew*).

Resolved, That clause 1 stand part.

Clause 2 read.

Resolved, That the question be now put (*Colin King*).

Resolved, That clause 2 stand part.

Clause 3 read.

Resolved, That clause 3 stand part.

Clause 4 read.

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Royal Society of New Zealand Amendment Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

6 Adjournment

At 9.55 pm the House adjourned.

Thursday, 5 May 2011

The House met at 2.00 pm.

Prayers

1 Business statement

The Acting Leader of the House made a statement relating to the business of the House.

2 Select committee reports

The presentation of two reports was announced (*see* Schedule for select committee reports).

3 Questions for oral answer

Twelve questions to Ministers were answered.

4 Government orders of the day**Land Transport (Road Safety and Other Matters) Amendment Bill**

The Land Transport (Road Safety and Other Matters) Amendment Bill was read a third time.

Environmental Protection Authority Bill

The Speaker declared the House in Committee for consideration of the Environmental Protection Authority Bill.

(In the Committee)

Part 1 read.

Dr Cam Calder moved, That the question be now put. The Chairperson declined the motion.

Chris Auchinvole moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That the question be now put.

The following amendments were put:

New clause 3A:

To insert the following clause after clause 3:

3A Treaty of Waitangi (Te Tiriti o Waitangi)

In order to recognise and respect the Crown's responsibility to take appropriate account of the Treaty of Waitangi—

Environmental Protection Authority Bill

- (a) section 17 establishes the Māori Advisory Committee to advise the Environmental Protection Authority on policy, process, and decisions of the EPA under an environmental Act; and
- (b) the EPA and any person acting on behalf of the EPA must comply with the requirements of an environmental Act in relation to the Treaty, when exercising powers or functions under that Act.

(Rahui Katene)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 72

New Zealand National 58; Green Party 9; Māori Party 2; United Future 1; Independents: Carter C, Harawira

Noes 48

New Zealand Labour 42; ACT New Zealand 5; Progressive 1

Resolved, That the amendment be agreed to.

Results subsequently altered by leave after being originally announced as Ayes 61, Noes 59.

New clause 5A:

To insert the following clause after clause 5:

5A Act to give effect to Treaty of Waitangi

This Act must so be interpreted and administered as to give effect to the principles of the Treaty of Waitangi.

(Charles Chauvel)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

On the question, That Part 1, as amended, stand part, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That Part 1, as amended, stand part.

Part 2 read.

At 5.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Environmental Protection Authority Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

5 Adjournment

At 5.56 pm the House adjourned.

Tuesday, 10 May 2011

The House met at 2.00 pm.

Prayers

1 Select committee reports

The presentation of 11 reports was announced.

The following bills were set down for second reading:

- Taxation (International Investment and Remedial Matters) Bill
- Aquaculture Legislation Amendment Bill (No 3)
- Insolvency Practitioners Bill

(see Schedule for select committee reports).

2 Questions for oral answer

Twelve questions to Ministers were answered.

3 Government orders of the day**Government motion—Address to Governor-General on appropriations of Offices of Parliament**

Resolved, That a respectful Address be presented to His Excellency the Governor-General commending to His Excellency the alterations to the appropriations for the 2010/11 financial year in respect of Vote Audit, Vote Ombudsmen, and Vote Parliamentary Commissioner for the Environment, and the appropriations and information for the 2011/12 financial year in respect of Vote Audit, Vote Ombudsmen, and Vote Parliamentary Commissioner for the Environment (*Hon Simon Power*).

4 Adoption of Address

Resolved, That the Address be adopted—

Address from the House of Representatives**TO**

His Excellency The Right Honourable Sir Anand Satyanand, Chancellor and Principal Knight Grand Companion of the New Zealand Order of Merit, Principal Companion of The Queen's Service Order, Governor-General and Commander-in-Chief in and over the Realm of New Zealand.

YOUR EXCELLENCY—

We, the House of Representatives, acting pursuant to section 26E of the Public Finance Act 1989 and being desirous that sufficient provision be made for Offices of Parliament, respectfully request—

That the following estimates of costs in respect of classes of outputs be included within Votes in an Appropriation Bill relating to the financial year ending on 30 June 2012:

Vote Audit—

Multi-class output appropriation—Statutory Auditor Function.....	\$9,447,000
<i>Output class—Supporting Accountability to Parliament</i>	\$2,860,000
<i>Output class—Performance Audits and Inquiries</i>	\$6,587,000
Output class—Audit and Assurance Services.....	\$150,000

Vote Ombudsmen—

Output expense—Investigation and Resolution of Complaints about Government Administration.....	\$8,075,000
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Vote Parliamentary Commissioner for the Environment—

Output expense—Reports and Advice.....	\$2,340,000
(all GST exclusive)	

And that the following projected balance of net assets at 30 June 2012 be included in an Appropriation Bill relating to the financial year ending on 30 June 2012:

Office of the Controller and Auditor-General	\$6,286,000
Office of the Ombudsmen	\$368,000
Office of the Parliamentary Commissioner for the Environment.....	\$622,000
(all GST exempt)	

And that the following revenue figures be included as information on an Office of Parliament's future operating intentions, relating to the financial year ending on 30 June 2011:

Vote Audit—

Output class—Supporting Accountability to Parliament	
Revenue Crown	\$2,460,000
Revenue other.....	\$400,000
Output class—Performance Audits and Inquiries	
Revenue Crown.....	\$6,587,000
Output class—Provision of Audit and Assurance Services	
Revenue Crown	\$150,000
Output class—Provision of Audit and Assurance Services (revenue dependent appropriation)	
Revenue other.....	\$71,451,000

Vote Ombudsmen—

Output class—Investigation and Resolution of Complaints about Government Administration	
Revenue Crown.....	\$8,075,000

Vote Parliamentary Commissioner for the Environment—

Output class—Reports and Advice	
Revenue Crown.....	\$2,337,000
Revenue other	\$3,000

And that the following figures be amended as information on an Office of Parliament's future operating intentions, relating to the financial year ending on 30 June 2011:

Vote Audit—

Output class—Provision of Audit and Assurance Services
(revenue dependent appropriation)

Revenue other (increased by).....	\$3,092,000
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Vote Ombudsmen—

Establishment of departmental other expense appropriation:

Earthquake Recovery:	\$160,000
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Funded by additional Revenue Crown	\$160,000
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(all GST exclusive)

(Hon Simon Power)

5 Government orders of the day—continued

Environmental Protection Authority Bill and Dairy Industry Restructuring (New Sunset Provisions) Amendment Bill

The Speaker declared the House in Committee for further consideration of the Environmental Protection Authority Bill and consideration of the Dairy Industry Restructuring (New Sunset Provisions) Amendment Bill.

(In the Committee)

Environmental Protection Authority Bill

Part 2 read again.

Louise Upston moved, That the question be now put. The Chairperson declined the motion.

Nicky Wagner moved, That the question be now put. The Chairperson declined the motion.

Chris Auchinvole moved, That the question be now put. The Chairperson declined the motion.

Craig Foss moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That the question be now put.

The following amendments were put:

Heading to clause 7 and clause 7(1):

Amendments set out on Supplementary Order Paper No 242 (*Charles Chauvel*).

Environmental Protection Authority Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Clause 11(1):

Amendment set out on Supplementary Order Paper No 242 (*Charles Chauvel*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Clause 11(1)(a):

To omit this paragraph and substitute the following paragraph:

- (a) ensures the protection of New Zealand's environment and natural and physical resources, while having regard to their efficient, effective, and transparent management; and

(*Dr Kennedy Graham*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Clause 12:

Amendment to add paragraph (e) set out on Supplementary Order Paper No 242 (*Charles Chauvel*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Amendment to add paragraph (f) set out on Supplementary Order Paper No 242 (*Charles Chauvel*).

Environmental Protection Authority Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Amendment set out on Supplementary Order Paper No 241 (*Hon Dr Nick Smith*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

On the question, That Part 2, as amended, stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That Part 2, as amended, stand part.

Part 3 read.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

The following amendment was put:

Amendment set out on Supplementary Order Paper No 241 (*Hon Dr Nick Smith*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

On the question, That Part 3, as amended, stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That Part 3, as amended, stand part.

Environmental Protection Authority Bill

Part 4 read.

On the question, That Part 4 stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That Part 4 stand part.

Part 5 read.

On the question, That Part 5 stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That Part 5 stand part.

Part 5A read.

On the question, That Part 5A stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That Part 5A stand part.

Part 5B read.

The following amendment was put:

Amendment set out on Supplementary Order Paper No 241 (*Hon Dr Nick Smith*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That the amendment be agreed to.

On the question, That Part 5B, as amended, stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That Part 5B, as amended, stand part.

Part 6 read.

On the question, That Part 6 stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That Part 6 stand part.

Environmental Protection Authority Bill

Part 7 read.

On the question, That Part 7 stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That Part 7 stand part.

Schedule 1 read.

On the question, That Schedule 1 stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That Schedule 1 stand part.

Schedule 2 read.

On the question, That Schedule 2 stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That Schedule 2 stand part.

Schedule 3 read.

On the question, That Schedule 3 stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That Schedule 3 stand part.

Schedule 4 read.

On the question, That Schedule 4 stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That Schedule 4 stand part.

Schedule 5 read.

On the question, That Schedule 5 stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That Schedule 5 stand part.

Environmental Protection Authority Bill

Schedule 6 read.

On the question, That Schedule 6 stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That Schedule 6 stand part.

Schedule 7 read.

On the question, That Schedule 7 stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That Schedule 7 stand part.

Clauses 1 and 2 read.

On the question, That clause 1 stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That clause 1 stand part.

On the question, That clause 2 stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That clause 2 stand part.

The following motion was put:

Motion to divide the bill as set out on Supplementary Order Paper No 240 (*Hon Dr Nick Smith*).

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That the motion be agreed to.

The Chairperson announced that the bill would be reported with amendment and divided into six bills presently.

Dairy Industry Restructuring (New Sunset Provisions) Amendment Bill

Clause 1 read.

Resolved, That the question be now put (*Shane Ardern*).

Resolved, That clause 1 stand part.

Clause 2 read.

Resolved, That clause 2 stand part.

Dairy Industry Restructuring (New Sunset Provisions) Amendment Bill

Clause 3 read.

Resolved, That clause 3 stand part.

Clause 3A read.

Resolved, That clause 3A stand part.

Clause 4 read.

On the question, That clause 4 stand part, the votes were recorded as follows:

Ayes 107

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Progressive 1;
United Future 1

Noes 15

Green Party 9; Māori Party 4; Independents: Carter C, Harawira

Resolved, That clause 4 stand part.

The Chairperson announced that the bill would be reported without amendment.

Reporting of bills

The Speaker resumed the Chair, and the Chairperson reported the Environmental Protection Authority Bill with amendment and divided into the following bills:

- Environmental Protection Authority Bill
- Climate Change Response Amendment Bill
- Hazardous Substances and New Organisms Amendment Bill (No 2)
- Imports and Exports (Restrictions) Amendment Bill
- Ozone Layer Protection Amendment Bill
- Resource Management Amendment Bill.

The Chairperson also reported the Dairy Industry Restructuring (New Sunset Provisions) Amendment Bill without amendment.

On the question, That the report be adopted, the votes were recorded as follows:

Ayes 107

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Progressive 1;
United Future 1

Noes 15

Green Party 9; Māori Party 4; Independents: Carter C, Harawira

Motion agreed to.

Resolved, That the report be adopted.

The Environmental Protection Authority Bill, the Climate Change Response Amendment Bill, the Hazardous Substances and New Organisms Amendment Bill (No 2), the Imports and Exports (Restrictions) Amendment Bill, the Ozone Layer Protection Amendment Bill, and the Resource Management Amendment Bill were set down for third reading next sitting day.

The Dairy Industry Restructuring (New Sunset Provisions) Amendment Bill was also set down for third reading next sitting day.

Crimes Amendment Bill (No 2)

The House resumed the interrupted debate on the question, That the Crimes Amendment Bill (No 2) be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 112

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1; Independent: Harawira

Noes 10

Green Party 9; Independent: Carter C

Motion agreed to.

The Crimes Amendment Bill (No 2) was read a first time and stood referred to a select committee.

Resolved, That the Social Services Committee consider the Crimes Amendment Bill (No 2), that the committee report finally to the House on or before 18 August 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c) (*Hon Simon Power*).

Arms (Military Style Semi-automatic Firearms and Import Controls) Amendment Bill

Hon Simon Power for Hon Judith Collins moved, and the question was proposed, That the Arms (Military Style Semi-automatic Firearms and Import Controls) Amendment Bill be now read a first time.

6 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Wednesday, 11 May 2011

The House met at 2.00 pm.

Prayers

1 Business of select committees

By leave, the Social Services Committee was given authority to meet outside New Zealand with its counterparts in Australia from 23 to 27 May 2011, as part of the annual joint committee exchange with Australia.

2 Select committee reports

The presentation of two reports was announced.

The Māori Purposes Bill was set down for second reading.

The report on the Inquiry into the financial performance and current operations of the Maori Trustee for the financial year ending 31 March 2010 was set down for consideration (*see* Schedule for select committee reports).

3 Questions for oral answer

Twelve questions to Ministers were answered.

4 General debate

Hon Tony Ryall moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

5 Government orders of the day

Environmental Protection Authority Bill, Climate Change Response Amendment Bill, Hazardous Substances and New Organisms Amendment Bill (No 2), Imports and Exports (Restrictions) Amendment Bill, Ozone Layer Protection Amendment Bill, and Resource Management Amendment Bill

Hon Dr Nick Smith moved, and the question was proposed, That the Environmental Protection Authority Bill, the Climate Change Response Amendment Bill, the Hazardous Substances and New Organisms Bill (No 2), the Imports and Exports (Restrictions) Amendment Bill, the Ozone Layer Protection Amendment Bill, and the Resource Management Amendment Bill be now read a third time.

The debate was interrupted.

6 Alteration of vote

By leave, agreed that the Green Party vote and the proxy votes for Hon Chris Carter and Hone Harawira cast for the Noes on the amendment in the name of Rahui Katene to insert new clause 3A in Part 1 of the Environmental Protection Authority

Bill, be now recorded as cast for the Ayes. The correct result now stands as Ayes 72, Noes 48.

7 Government orders of the day—*continued*

The debate was resumed.

On the question, That the Environmental Protection Authority Bill be now read a third time, the votes were recorded as follows:

Ayes 63

New Zealand National 58; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Motion agreed to.

The Environmental Protection Authority Bill was read a third time.

On the question, That the Climate Change Response Amendment Bill be now read a third time, the votes were recorded as follows:

Ayes 63

New Zealand National 58; Māori Party 4; United Future 1

Noes 59

New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; Independents: Carter C, Harawira

Motion agreed to.

The Climate Change Response Amendment Bill was read a third time.

On the question, That the Hazardous Substances and New Organisms Amendment Bill (No 2) be now read a third time, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Motion agreed to.

The Hazardous Substances and New Organisms Amendment Bill (No 2) was read a third time.

On the question, That the Imports and Exports (Restrictions) Amendment Bill be now read a third time, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Motion agreed to.

The Imports and Exports (Restrictions) Amendment Bill was read a third time.

On the question, That the Ozone Layer Protection Amendment Bill be now read a third time, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Motion agreed to.

The Ozone Layer Protection Amendment Bill was read a third time.

On the question, That the Resource Management Amendment Bill be now read a third time, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Motion agreed to.

The Resource Management Amendment Bill was read a third time.

Dairy Industry Restructuring (New Sunset Provisions) Amendment Bill

Hon Phil Heatley for Hon David Carter moved, and the question was proposed, That the Dairy Industry Restructuring (New Sunset Provisions) Amendment Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 107

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Progressive 1; United Future 1

Noes 15

Green Party 9; Māori Party 4; Independents: Carter C, Harawira

Motion agreed to.

The Dairy Industry Restructuring (New Sunset Provisions) Amendment Bill was read a third time.

Arms (Military Style Semi-automatic Firearms and Import Controls) Amendment Bill

The House resumed the interrupted debate on the question, That the Arms (Military Style Semi-automatic Firearms and Import Controls) Amendment Bill be now read a first time.

The Arms (Military Style Semi-automatic Firearms and Import Controls) Amendment Bill was read a first time and stood referred to a select committee.

Resolved, That the Law and Order Committee consider the Arms (Military Style Semi-automatic Firearms and Import Controls) Amendment Bill, that the committee report finally to the House on or before 4 August 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c) (*Hon Hekia Parata for Hon Judith Collins*).

Auditor Regulation Bill and Financial Reporting Amendment Bill

The Auditor Regulation Bill and the Financial Reporting Amendment Bill were read a third time.

8 Adjournment

At 9.59 pm the House adjourned.

Thursday, 12 May 2011

The House met at 2.00 pm.

Prayers

1 Introduction of distinguished visitors

The Speaker informed the House that a parliamentary delegation from the France–New Zealand Parliamentary Friendship Group of the Senate of the Republic of France, led by Senator Marcel Deneux, Group President, was within the precincts of the Chamber.

The delegation was welcomed with applause.

2 Business statement

The Acting Leader of the House made a statement relating to the business of the House.

3 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

4 Select committee reports

The presentation of two reports was announced.

The following bills were set down for second reading:

- Housing Corporation Amendment Bill
- Social Security Amendment Bill (No 3)

(*see* Schedule for select committee reports).

5 Questions for oral answer

Twelve questions to Ministers were answered.

6 Member's motion

Charles Chauvel moved, and the question was proposed, That the House disallow clauses 3(1), 3(2), 8(1) and 8(2) in the Schedule to the Plumbers, Gasfitters and Drainlayers Board (Plumbing Registration and Licensing) Notice 2010; clauses 3(1), 3(2), 3(3), 3(4), 8(1), 8(2), 8(3) and 8(4) in the Schedule to the Plumbers, Gasfitters and Drainlayers Board (Gasfitting Registration and Licensing) Notice 2010; clauses 3(1), 3(2), 8(1) and 8(2) in the Schedule to the Plumbers, Gasfitters and Drainlayers Board (Drainlaying Registration and Licensing) Notice 2010; and clauses (6) and (7) in the Schedule to the Plumbers, Gasfitters and Drainlayers (Fees) Notice 2010, but that disallowance of clauses (6) and (7) in the Schedule to

the Plumbers, Gasfitters and Drainlayers Board (Fees) Notice 2010 not take effect until 31 March 2012.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Motion not agreed to.

7 Government orders of the day

Weathertight Homes Resolution Services (Financial Assistance Package)

Amendment Bill

The Weathertight Homes Resolution Services (Financial Assistance Package) Amendment Bill was read a second time and set down for Committee stage next sitting day.

Television New Zealand Amendment Bill

The Speaker declared the House in Committee for consideration of the Television New Zealand Amendment Bill.

(In the Committee)

Part 1 read.

Paul Quinn moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Noes 53

New Zealand Labour 41; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That the question be now put.

On the question, That Part 1 stand part, the vote was recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 55

New Zealand Labour 41; Green Party 9; Māori Party 2; Progressive 1; Independents:

Carter C, Harawira

Resolved, That Part 1 stand part.

Part 2 read.

The Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Television New Zealand Amendment Bill.

8 Adjournment

At 5.55 pm the House adjourned.

Tuesday, 17 May 2011

The House met at 2.00 pm.

Prayers

1 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

2 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

3 Select committee reports

The presentation of nine reports was announced.

The following bills were set down for second reading:

- Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill
- New Zealand Security Intelligence Service Amendment Bill.

The report on the Report from the Controller and Auditor-General on The Civil Aviation Authority's progress with improving certification and surveillance was set down for consideration (*see* Schedule for select committee reports).

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 Government orders of the day**Nga Wai o Maniapoto (Waipa River) Bill, Ngati Porou Claims Settlement Bill, and Ngāti Pāhauwera Treaty Claims Settlement Bill**

Hon Tariana Turia for Hon Christopher Finlayson moved, and the question was proposed, That the Nga Wai o Maniapoto (Waipa River) Bill, the Ngati Porou Claims Settlement Bill, and the Ngāti Pāhauwera Treaty Claims Settlement Bill be now read a first time.

On the question, That the Nga Wai o Maniapoto (Waipa River) Bill be now read a first time, the votes were recorded as follows:

Ayes 117

New Zealand National 58; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Noes 5

ACT New Zealand 5

Motion agreed to.

The Nga Wai o Maniapoto (Waipa River) Bill was read a first time and stood referred to a select committee.

Resolved, That the Māori Affairs Committee consider the Nga Wai o Maniapoto (Waipa River) Bill, that the committee report finally to the House on or before 30 June 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, on a Friday in a week in which there has been a sitting of the House, and outside the Wellington area during a sitting of the House, despite Standing Orders 187, 189(a), and 190(1)(b) and (c) (*Hon Christopher Finlayson*).

On the question, That the Ngati Porou Claims Settlement Bill be now read a first time, the votes were recorded as follows:

Ayes 117

New Zealand National 58; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Noes 5

ACT New Zealand 5

Motion agreed to.

The Ngati Porou Claims Settlement Bill was read a first time and stood referred to a select committee.

Resolved, That the Māori Affairs Committee consider the Ngati Porou Claims Settlement Bill, that the committee report finally to the House on or before 30 August 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, on a Friday in a week in which there has been a sitting of the House, and outside the Wellington area during a sitting of the House, despite Standing Orders 187, 189(a), and 190(1)(b) and (c) (*Hon Christopher Finlayson*).

On the question, That the Ngāti Pāhauwera Treaty Claims Settlement Bill be now read a first time, the votes were recorded as follows:

Ayes 117

New Zealand National 58; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independents: Carter C, Harawira

Noes 5

ACT New Zealand 5

Motion agreed to.

The Ngāti Pāhauwera Treaty Claims Settlement Bill was read a first time and stood referred to a select committee.

Resolved, That the Māori Affairs Committee consider the Ngāti Pāhauwera Treaty Claims Settlement Bill, that the committee report finally to the House on or before 30 August 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, on a Friday in a week in which there has been a sitting of the House, and outside the Wellington area during a sitting of the House, despite Standing Orders 187, 189(a), and 190(1)(b) and (c) (*Hon Christopher Finlayson*).

Aquaculture Legislation Amendment Bill (No 3)

Hon Phil Heatley moved, and the question was proposed, That the Aquaculture Legislation Amendment Bill (No 3) be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 110

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 3; Progressive 1; United Future 1

Noes 11

Green Party 9; Independents: Carter C, Harawira

Motion agreed to.

The Aquaculture Legislation Amendment Bill (No 3) was read a second time and set down for Committee stage next sitting day.

Local Government Borrowing Bill

Hon Rodney Hide moved, and the question was proposed, That the Local Government Borrowing Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 118

New Zealand National 58; New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; United Future 1; Independents: Carter C, Harawira

Noes 3

Māori Party 3

Motion agreed to.

The Local Government Borrowing Bill was read a first time and stood referred to a select committee.

Resolved, That the Local Government and Environment Committee consider the Local Government Borrowing Bill, that the committee report finally to the House on or before 1 August 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1) (b) and (c) (*Hon Rodney Hide*).

Television New Zealand Amendment Bill

The Speaker declared the House in Committee for further consideration of the Television New Zealand Amendment Bill.

(In the Committee)

Part 2 read again.

Peseta Sam Lotu-Iiga moved, That the question be now put. The Chairperson declined the motion.

Jonathan Young moved, That the question be now put. The Chairperson declined the motion.

Television New Zealand Amendment Bill

Jo Goodhew moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 57

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Independents:
Carter C, Harawira

Resolved, That the question be now put.

On the question, That Part 2 stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 57

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Independents:
Carter C, Harawira

Resolved, That Part 2 stand part.

Schedule read.

On the question, That the Schedule stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 57

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Independents:
Carter C, Harawira

Resolved, That the Schedule stand part.

Clauses 1 to 3 read.

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Television New Zealand Amendment Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

6 Adjournment

At 9.55 pm the House adjourned.

Wednesday, 18 May 2011

The House met at 2.00 pm.

Prayers

1 Introduction of bills

The introduction of the Freedom Camping Bill was announced and the bill set down for first reading.

2 Questions for oral answer

Twelve questions to Ministers were answered.

3 General debate

Rahui Katene moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

4 Private and local orders of the day**Westpac New Zealand Bill and Royal Society of New Zealand Amendment Bill**

The Speaker declared the House in Committee for consideration of the Westpac New Zealand Bill and for further consideration of the Royal Society of New Zealand Amendment Bill.

(In the Committee)

Westpac New Zealand Bill

Preamble read.

Amy Adams moved, That the question be now put. The Chairperson declined the motion.

Aaron Gilmore moved, That the question be now put. The Chairperson declined the motion.

Resolved, That the question be now put (*Colin King*).

Resolved, That the Preamble stand part.

Part 1 read.

Resolved, That the question be now put (*Amy Adams*).

Resolved, That Part 1 stand part.

Part 2 read.

Resolved, That the question be now put (*Todd McClay*).

Resolved, That Part 2 stand part.

Westpac New Zealand Bill

Part 3 read.

Resolved, That Part 3 stand part.

Clauses 1 and 2 read.

Resolved, That clause 1 stand part.

Resolved, That clause 2 stand part.

The Chairperson announced that the bill would be reported without amendment presently.

Royal Society of New Zealand Amendment Bill

Clause 4 read again.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Resolved, That the question be now put (*Colin King*).

Resolved, That clause 4 stand part.

Clause 5 read.

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Westpac New Zealand Bill without amendment.

The Chairperson reported progress on the Royal Society of New Zealand Amendment Bill.

The report was adopted and the Westpac New Zealand Bill set down for third reading next sitting day.

The Royal Society of New Zealand Amendment Bill was set down for further consideration in Committee next sitting day.

5 Adjournment

At 9.56 pm the House adjourned.

Thursday, 19 May 2011

The House met at 2.00 pm.

Prayers

1 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

2 Introduction of bills

The Appropriation (2010/11 Supplementary Estimates) Bill was introduced and set down for first reading.

3 Papers—Supplementary Estimates

The Supplementary Estimates of Appropriations for the Government of New Zealand and Supporting Information for the Year ending 30 June 2011 were presented and announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

4 Budget

The Appropriation (2011/12 Estimates) Bill was introduced and set down for first reading presently.

5 Budget papers

The 2011/12 Budget papers were presented by the Minister of Finance and announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

6 Budget—*continued***Appropriation (2011/12 Estimates) Bill**

The Appropriation (2011/12 Estimates) Bill was read a first time and set down for second reading forthwith.

7 Budget Statement

Hon Bill English moved, and the question was proposed, That the Appropriation (2011/12 Estimates) Bill be now read a second time.

Hon Bill English delivered the Budget Statement.

8 Budget debate

Hon Phil Goff moved, and the question was proposed on, the following amendment:
That the words after “That” be omitted and the following substituted:

 this House has no confidence in the National Government led by John Key which has borrowed heavily and created a record deficit of \$16.7 billion; has no plan and no vision to improve New Zealand’s economic performance; has broken its promises not to cut entitlements to KiwiSaver and Working for Families; has made cuts that hurt but will not solve New Zealand’s economic difficulties; and has failed to act fairly in the interest of all New Zealanders.

Resolved, That this debate be now adjourned (*Hon Gerry Brownlee*).

The debate was set down for resumption next sitting day.

9 Urgency

Hon Gerry Brownlee moved a motion to accord urgency to certain business.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That urgency be accorded—

- the introduction and passing of the Taxation (Annual Rates and Budget Measures) Bill, and
- the passing through all its stages of the Taxation (Canterbury Earthquake Measures) Bill.

10 Introduction and passing of Government bill

Taxation (Annual Rates and Budget Measures) Bill

The Taxation (Annual Rates and Budget Measures) Bill was introduced and set down for first reading forthwith.

Hon Peter Dunne for Hon Bill English moved, and the question was proposed, That the Taxation (Annual Rates and Budget Measures) Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Motion agreed to.

The Taxation (Annual Rates and Budget Measures) Bill was read a first time and set down for second reading forthwith.

Hon Peter Dunne for Hon Bill English moved, and the question was proposed, That the Taxation (Annual Rates and Budget Measures) Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Motion agreed to.

The Taxation (Annual Rates and Budget Measures) Bill was read a second time and set down for Committee stage forthwith.

The Speaker declared the House in Committee for consideration of the Taxation (Annual Rates and Budget Measures) Bill.

(In the Committee)

Part 1 read.

The sitting was suspended between 10.00 pm and 9.00 am.

Friday, 20 May 2011

Part 1 read again.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

John Hayes moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 51

New Zealand Labour 42; Green Party 8; Progressive 1

Resolved, That the question be now put.

On the question, That Part 1 stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 51

New Zealand Labour 42; Green Party 8; Progressive 1

Resolved, That Part 1 stand part.

Part 2 read.

Chris Tremain moved, That the question be now put. The Chairperson declined the motion.

Amy Adams moved, That the question be now put. The Chairperson declined the motion.

Nicky Wagner moved, That the question be now put.

Taxation (Annual Rates and Budget Measures) Bill

On the question, That the question be now put, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That the question be now put.

On the question, That Part 2 stand part, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Independents: Carter C, Harawira

Resolved, That Part 2 stand part.

Clauses 1 and 2 read.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Michael Woodhouse moved, That the question be now put. The Chairperson declined the motion.

Chester Borrows moved, That the question be now put. The Chairperson declined the motion.

Amy Adams moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 8; Progressive 1; Independents: Carter C, Harawira

Resolved, That the question be now put.

On the question, That clause 1 stand part, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 8; Progressive 1; Independents: Carter C, Harawira

Resolved, That clause 1 stand part.

On the question, That clause 2 stand part, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 8; Progressive 1; Independents: Carter C, Harawira

Resolved, That clause 2 stand part.

The Chairperson announced that the bill would be reported without amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Taxation (Annual Rates and Budget Measures) Bill without amendment.

The report was adopted and the bill set down for third reading forthwith.

Hon Peter Dunne for Hon Bill English moved, and the question was proposed, That the Taxation (Annual Rates and Budget Measures) Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 51

New Zealand Labour 42; Green Party 6; Progressive 1; Independents: Carter C, Harawira

Motion agreed to.

The Taxation (Annual Rates and Budget Measures) Bill was read a third time.

11 Government orders of the day

Taxation (Canterbury Earthquake Measures) Bill

The Taxation (Canterbury Earthquake Measures) Bill was read a first time and set down for second reading forthwith.

The Taxation (Canterbury Earthquake Measures) Bill was read a second time and set down for Committee stage forthwith.

The Speaker declared the House in Committee for consideration of the Taxation (Canterbury Earthquake Measures) Bill.

(In the Committee)

Clauses 1 and 2, and Parts 1 and 2 read.

The following amendment was put:

Clause 4: section CZ23(1)(b):

To insert “or 26 December 2010” after “2010”.

Clause 4: section CZ24(1)(b):

To insert “or 26 December 2010” after “2010”.

(Hon Ruth Dyson)

Amendment not agreed to.

Resolved, That clauses 1 and 2, and Parts 1 and 2 stand part.

The Chairperson announced that the bill would be reported without amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Taxation (Canterbury Earthquake Measures) Bill without amendment.

The report was adopted and the bill set down for third reading forthwith.

The Taxation (Canterbury Earthquake Measures) Bill was read a third time.

12 Adjournment

At 8.22 pm on Friday, 20 May 2011 the House adjourned.

Tuesday, 7 June 2011

The House met at 2.00 pm.

Prayers

1 Resignation of member

The Speaker informed the House that he had received a letter from Hone Pani Tamati Waka Nene Harawira resigning his seat in the House with effect at the close of Friday, 20 May 2011.

2 Papers

Four papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

3 Select committee reports

The presentation of nine reports was announced.

The Road User Charges Bill was set down for second reading.

The following reports were set down for consideration:

- Inquiry into the 2010 local authority elections
- Report from the Controller and Auditor-General on Central government: Results of the 2009/10 audits (Volume 1), and Report from the Controller and Auditor-General on Central government: Results of the 2009/10 audits (Volume 2)
- Report from the Controller and Auditor-General on The Auditor-General's Auditing Standards
- Reserve Bank of New Zealand's financial stability report, May 2011

(*see* Schedule for select committee reports).

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 Government orders of the day**Appropriation (2011/12 Estimates) Bill**

The House resumed the adjourned debate on the question, That the Appropriation (2011/12 Estimates) Bill be now read a second time, and the amendment proposed thereto.

The debate was interrupted.

6 Valedictory statement

Hon John Carter made a valedictory statement.

7 Government orders of the day—*continued***Appropriation (2011/12 Estimates) Bill**

The House resumed the interrupted debate on the question, That the Appropriation (2011/12 Estimates) Bill be now read a second time, and the amendment proposed thereto.

8 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Wednesday, 8 June 2011

The House met at 2.00 pm.

Prayers

1 Introduction of distinguished visitors

The Speaker informed the House that the Standing Committee on Rural Affairs and Transport of the Senate of Australia, led by Senator Glenn Sterle, was within the precincts of the Chamber.

The delegation was welcomed with applause.

2 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

3 Papers

The Speaker presented one paper (*see* Schedule for papers presented).

4 Select committee reports

The presentation of two reports was announced.

The report on the Inquiry into improving New Zealand's environment to support innovation through clinical trials was set down for consideration (*see* Schedule for select committee reports).

5 Questions for oral answer

Twelve questions to Ministers were answered.

6 Government orders of the day**Appropriation (2011/12 Estimates) Bill**

The House resumed the interrupted debate on the question, That the Appropriation (2011/12 Estimates) Bill be now read a second time, and the amendment proposed thereto.

7 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Thursday, 9 June 2011

The House met at 2.00 pm.

Prayers

1 Business statement

The Acting Leader of the House made a statement relating to the business of the House.

2 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

3 Select committee reports

The presentation of three reports was announced.

The report on the Report from the Controller and Auditor-General on Draft annual plan 2011/12 (including the Auditor-General's proposed work programme for 2011/12) was set down for consideration (*see* Schedule for select committee reports).

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 Government orders of the day**Appropriation (2011/12 Estimates) Bill**

The House resumed the interrupted debate on the question, That the Appropriation (2011/12 Estimates) Bill be now read a second time, and the amendment proposed thereto.

On the question, That the amendment (*Hon Phil Goff*) be agreed to, the votes were recorded as follows:

Ayes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Motion agreed to.

The Appropriation (2011/12 Estimates) Bill was read a second time and set down for Committee stage next sitting day.

Freedom Camping Bill

Hon Kate Wilkinson moved, and the question was proposed, That the Freedom Camping Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 108

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 3

Noes 10

Green Party 9; Independent: Carter C

Motion agreed to.

The Freedom Camping Bill was read a first time and stood referred to a select committee.

Resolved, That the Local Government and Environment Committee consider the Freedom Camping Bill.

6 Adjournment

At 6.00 pm the House adjourned.

Tuesday, 14 June 2011

The House met at 2.00 pm.

Prayers

1 Introduction of distinguished visitors

The Speaker informed the House that a delegation from the American Council of Young Political Leaders was within the precincts of the Chamber.

The delegation was welcomed with applause.

2 Business of the House

By leave, agreed that members from the Canterbury region be considered as attending official business and therefore regarded as present for the casting of party votes until the Business Committee meets on 14 June 2011.

3 Papers

One paper was announced as published under the authority of the House.

The Speaker presented one further paper (*see* Schedule for papers published under the authority of the House and papers presented).

4 Select committee reports

The presentation of four reports was announced.

The following reports were set down for consideration:

- Report from the Controller and Auditor-General on Effectiveness of arrangements for co-ordinating civilian maritime patrols
- Visit by a delegation from the France–New Zealand Parliamentary Friendship Group of the French Senate
- Special report providing corrected transcripts from the Hearing of evidence on the Canterbury Earthquake Recovery Bill
- Complaint regarding SR 2008/319 Marine Safety Charges Amendment Regulations 2008

(*see* Schedule for select committee reports).

5 Questions for oral answer

Twelve questions to Ministers were answered.

6 Government orders of the day

Appropriation (2010/11 Supplementary Estimates) Bill

Hon Bill English moved, That the Appropriation (2010/11 Supplementary Estimates) Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Motion agreed to.

The Appropriation (2010/11 Supplementary Estimates) Bill was read a first time and set down for second reading next sitting day.

Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill

Hon Steven Joyce moved, and the question was proposed, That the Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill be now read a second time.

Resolved, That the amendments recommended by the Finance and Expenditure Committee by majority be agreed to.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 3 (*Boscawen, Calvert, Hide*); Māori Party 4; United Future 1

Noes 55

New Zealand Labour 42; Green Party 9; ACT New Zealand 2 (*Douglas, Roy H*); Progressive 1; Independent: Carter C

Motion agreed to.

The Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill was read a second time and set down for Committee stage next sitting day.

Consideration in Committee of performance and current operations of Crown entities, public organisations, and State enterprises

The Speaker declared the House in Committee for consideration of the performance in the 2009/10 financial year and current operations of Crown entities, public organisations, and State enterprises.

(In the Committee)

Resolved, That the report of the Commerce Committee on the 2009/10 financial review of the New Zealand Tourism Board be noted.

Resolved, That the report of the Justice and Electoral Committee on the 2009/10 financial review of the Human Rights Commission be noted.

Resolved, That the report of the Health Committee on the 2009/10 financial review of the Waikato District Health Board be noted.

*Consideration of performance and current operations of Crown entities,
public organisations, and State enterprises*

Resolved, That the report of the Health Committee on the 2009/10 financial review of the Waitemata District Health Board be noted.

Resolved, That the report of the Health Committee on the 2009/10 financial review of the Hawkes Bay District Health Board be noted.

Resolved, That the report of the Commerce Committee on the 2009/10 financial review of Meridian Energy Limited be noted.

Resolved, That the report of the Commerce Committee on the 2009/10 financial review of Mighty River Power Limited be noted.

Resolved, That the report of the Transport and Industrial Relations Committee on the 2009/10 financial review of the New Zealand Railways Corporation be noted.

Resolved, That the report of the Transport and Industrial Relations Committee on the 2009/10 financial review of the Accident Compensation Corporation be noted.

Resolved, That the report of the Education and Science Committee on the 2009/10 financial review of the New Zealand Qualifications Authority be noted.

Resolved, That the report of the Education and Science Committee on the 2009/10 financial review of the New Zealand Teachers Council be noted.

Resolved, That the report of the Commerce Committee on the 2009/10 financial review of New Zealand Trade and Enterprise be noted.

Resolved, That the report of the Education and Science Committee on the 2009/10 financial review of the Foundation for Research, Science and Technology be noted.

Resolved, That the report of the Education and Science Committee on the 2009/10 financial review of the Tertiary Education Commission be noted.

Resolved, That the report of the Social Services Committee on the 2009/10 financial review of the Children's Commissioner be noted.

Resolved, That the report of the Social Services Committee on the 2009/10 financial review of the Families Commission be noted.

Resolved, That the report of the Social Services Committee on the 2009/10 financial review of the Housing New Zealand Corporation be noted.

The report of the Commerce Committee on the 2009/10 financial review of Television New Zealand was read.

On the question, That the report be noted, the votes were recorded as follows:

Ayes 110

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 3; Progressive 1; United Future 1

Noes 10

Green Party 9; Independent: Carter C

Resolved, That the report of the Commerce Committee on the 2009/10 financial review of Television New Zealand be noted.

*Consideration of performance and current operations of Crown entities,
public organisations, and State enterprises*

The Chairperson announced that the Committee's consideration of the performance in 2009/10 and current operations of Crown entities, public organisations, and State enterprises would be reported.

Report of Committee

The Speaker resumed the Chair, and the Chairperson reported that the Committee had considered the financial reviews of the performance in the 2009/10 financial year and current operations of Crown entities, public organisations, and State enterprises.

The report was adopted.

New Zealand Security Intelligence Service Amendment Bill

Hon Christopher Finlayson for Rt Hon John Key moved, and the question was proposed, That the New Zealand Security Intelligence Service Amendment Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 110

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 3; Progressive 1; United Future 1

Noes 10

Green Party 9; Independent: Carter C

Motion agreed to.

The New Zealand Security Intelligence Service Amendment Bill was read a second time and set down for Committee stage next sitting day.

7 Adjournment

At 10.00 pm the House adjourned.

Wednesday, 15 June 2011

The House met at 2.00 pm.

Prayers

1 Select committee reports

The presentation of four reports was announced (*see* Schedule for select committee reports).

2 Questions for oral answer

Twelve questions to Ministers were answered.

3 General debate

Hon Simon Power moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

4 Private and local orders of the day**Westpac New Zealand Bill**

The Westpac New Zealand Bill was read a third time.

Royal Society of New Zealand Amendment Bill

The Speaker declared the House in Committee for further consideration of the Royal Society of New Zealand Amendment Bill.

(In the Committee)

Clause 5 read again.

Hon Sir Roger Douglas moved, That the question be now put. The Chairperson declined the motion.

Hon Simon Power moved, That the question be now put. The Chairperson declined the motion.

Chester Borrows moved, That the question be now put. The Chairperson declined the motion.

Resolved, That the question be now put (*Jami-Lee Ross*).

The following amendment was proposed:

Clause 5(2):

To omit the definition of **humanities** and substitute the following definition:

humanities includes languages, and in particular, te reo, history, religion, philosophy, law, classics, linguistics, cultural studies, Māori studies, media studies, art history, film, and drama.

(Te Ururoa Flavell)

Royal Society of New Zealand Amendment Bill

The following amendment to the amendment was put:

To insert “literature” after “linguistics” (*Hon Pete Hodgson*).

Resolved, That the amendment to the amendment be agreed to.

Resolved, That the amendment (*Te Ururoa Flavell*), as amended, be agreed to.

Resolved, That clause 5, as amended, stand part.

Clause 6 read.

Jami-Lee Ross moved, That the question be now put. The Chairperson declined the motion.

Resolved, That the question be now put (*Hon Rodney Hide*).

Resolved, That clause 6 stand part.

Clause 7 read.

Tim Macindoe moved, That the question be now put. The Chairperson declined the motion.

Hon Rodney Hide moved, That the question be now put. The Chairperson declined the motion.

Hilary Calvert moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 49

New Zealand Labour 38; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That the question be now put.

Resolved, That clause 7 stand part.

Clause 8 read.

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Royal Society of New Zealand Amendment Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

5 Adjournment

At 9.56 pm the House adjourned.

Thursday, 16 June 2011

The House met at 2.00 pm.

Prayers

1 Business statement

The Acting Leader of the House made a statement relating to the business of the House.

2 Select committee reports

The presentation of one report was announced.

The report on the Addition to the Supplementary Estimates of Appropriations for the year ending 30 June 2011 was set down for consideration (*see* Schedule for select committee reports).

3 Questions for oral answer

Twelve questions to Ministers were answered.

4 Government orders of the day**Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill and New Zealand Security Intelligence Service Amendment Bill**

The Speaker declared the House in Committee for consideration of the Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill and the New Zealand Security Intelligence Service Amendment Bill.

(In the Committee)

Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill

Part 1 read.

Todd McClay moved, That the question be now put. The Chairperson declined the motion.

Chris Tremain moved, That the question be now put. The Chairperson declined the motion.

Todd McClay moved, That the question be now put. The Chairperson declined the motion.

Chris Tremain moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That the question be now put.

Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill

The following amendment to the amendment was put:

Supplementary Order Paper No 247: clause 6A:

To omit new subsection (2A) and substitute the following subsection:

- “(2A) To avoid doubt, in determining whether or not, or the extent to which, competition in telecommunications markets for the long-term benefit of end-users of telecommunications services within New Zealand is promoted, consideration should have regard to—
- (a) the benefits of competition to the end user; and
 - (b) the benefits of efficient investment.”

(Claire Curran)

On the question, That the amendment to the amendment be agreed to, the votes were recorded as follows:

Ayes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment to the amendment not agreed to.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 247 *(Hon Steven Joyce)*.

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Noes 52

New Zealand Labour 42; Green Party 8; Progressive 1; Independent: Carter C

Resolved, That the amendments be agreed to.

On the question, That Part 1, as amended, stand part, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 3 (*Boscawen, Calvert, Hide*); Māori Party 2; United Future 1

Noes 54

New Zealand Labour 42; Green Party 8; ACT New Zealand 2 (*Douglas, Roy H*); Progressive 1; Independent: Carter C

Resolved, That Part 1, as amended, stand part.

Part 1A read.

Michael Woodhouse moved, That the question be now put. The Chairperson declined the motion.

Peseta Sam Lotu-Iiga moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Noes 52

New Zealand Labour 42; Green Party 8; Progressive 1; Independent: Carter C

Resolved, That the question be now put.

Resolved, That the Chairperson report progress to obtain the Speaker’s ruling on the acceptance of a closure motion on Part 1A *(Hon Trevor Mallard)*.

Speaker's ruling

The Speaker resumed the Chair, and the Chairperson reported that he had been directed to report progress to obtain the Speaker's ruling on the acceptance of a closure motion on Part 1A. The Speaker ruled on the matter referred to him on motion by the Committee.

The Speaker declared the House in Committee for further consideration of the Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill and consideration of the New Zealand Security Intelligence Service Amendment Bill.

(In the Committee)

Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill

The following amendments were put:

Clause 23B(3):

To add the following paragraphs after paragraph (c):

- (d) specify how systems and data are to be partitioned and allocated; and
- (e) provide a general explanation of the allocations that are made.

(Claire Curran)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 8; Progressive 1; Independent: Carter C

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

Clause 23C:

To insert the following subclause after subclause (2):

- (2A) The Minister must, when making a decision under subsection (1), take into consideration section 69A of the Telecommunications Act 2001.

(Claire Curran)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 8; Progressive 1; Independent: Carter C

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

Clause 23G(2):

To omit this subclause and substitute the following subclause:

- (2) The High Court may order Telecom to pay to the Crown a pecuniary penalty not exceeding \$100 million if the court is satisfied, on the application of the Chief Executive of the Ministry, that Telecom has failed to comply with subsection (1) as at separation day.

(Claire Curran)

Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 8; Progressive 1; Independent: Carter C

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

Clause 23H: new section 69E:

To insert the following subsection after subsection (1):

“(1A) Telecom must provide to the Minister detailed information about the proposed sharing arrangements.

(*Claire Curran*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 8; Progressive 1; Independent: Carter C

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

Clause 23ZE:

To omit this clause and substitute the following clause:

23ZE Operational separation undertakings cease to have effect

- (1) The separation undertakings given by Telecom in favour of the Crown for the purposes of Part 2A (before its repeal and substitution by this Act) cease to have legal effect from the close of the day before separation day.
- (2) To avoid doubt, any party is able to bring proceedings against Telecom for any breach of the current operational separation undertakings even after they cease to have legal effect.

(*Claire Curran*)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 8; Progressive 1; Independent: Carter C

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment not agreed to.

The following amendment to the amendment was put:

Supplementary Order Paper No 247:

To omit the heading above clause 23GDC, and clauses 23GDC to 23GDF (*Claire Curran*).

On the question, That the amendment to the amendment be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 8; Progressive 1; Independent: Carter C

Noes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Amendment to the amendment not agreed to.

Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill

The following amendments were put:

Amendments set out on Supplementary Order Paper No 247 (*Hon Steven Joyce*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Noes 52

New Zealand Labour 42; Green Party 8; Progressive 1; Independent: Carter C

Resolved, That the amendments be agreed to.

On the question, That Part 1A, as amended, stand part, the votes were recorded as follows:

Ayes 66

New Zealand National 58; ACT New Zealand 5; Māori Party 2; United Future 1

Noes 52

New Zealand Labour 42; Green Party 8; Progressive 1; Independent: Carter C

Resolved, That Part 1A, as amended, stand part.

At 6.04 pm the Chairperson left the Chair to report progress.

Reporting of bills

The Speaker resumed the Chair, and the Chairperson reported progress on the Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill.

The Chairperson reported no progress on the New Zealand Security Intelligence Service Amendment Bill.

The report was adopted and the Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill set down for further consideration in Committee next sitting day.

The New Zealand Security Intelligence Service Amendment Bill was set down for consideration in Committee next sitting day.

5 Adjournment

At 6.05 pm the House adjourned.

Tuesday, 21 June 2011

The House met at 2.00 pm.

Prayers

1 Introduction of distinguished visitor

The Speaker informed the House that Rt Hon Sir Kamuta Latasi, Speaker of the Parliament of Tuvalu, was within the precincts of the Chamber.

The Speaker was welcomed with applause and accorded a seat on the left of the Chair.

2 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

3 Select committee reports

The presentation of one report was announced.

The Taxation (Tax Administration and Remedial Matters) Bill was set down for second reading (*see* Schedule for select committee reports).

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 Imprest Supply Bill

The Imprest Supply (First for 2011/12) Bill was introduced.

Hon Bill English moved, That the Imprest Supply (First for 2011/12) Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Motion agreed to.

The Imprest Supply (First for 2011/12) Bill was read a first time and set down for second reading forthwith.

6 Government orders of the day

Appropriation (2010/11 Supplementary Estimates) Bill and Imprest Supply (First for 2011/12) Bill

Hon Bill English moved, and the question was proposed, That the Appropriation (2010/11 Supplementary Estimates) Bill and the Imprest Supply (First for 2011/12) Bill be now read a second time.

Hon David Cunliffe moved, and the question was proposed on, the following amendment:

That the words after “That” be omitted and the following substituted:

this House has no confidence in the Government, because of the current National Government’s failure to create jobs, its lack of a credible plan for economic growth, the wildly diverging revenue forecasts, the unspecified and unmandated Budget cuts, and the broken promises on privatising State assets.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

On the question, That the bills be now read a second time, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Motion agreed to.

The Appropriation (2010/11 Supplementary Estimates) Bill and the Imprest Supply (First for 2011/12) Bill were read a second time.

The Appropriation (2010/11 Supplementary Estimates) Bill was set down for Committee stage forthwith.

The Imprest Supply (First for 2011/12) Bill was set down for third reading presently.

Appropriation (2010/11 Supplementary Estimates) Bill

The Speaker declared the House in Committee for consideration of the Appropriation (2010/11 Supplementary Estimates) Bill.

(In the Committee)

The following amendments were put:

Clause 5(1):

Amendment set out on Supplementary Order Paper No 246 (*Hon Bill English*).

Resolved, That the amendment be agreed to.

Resolved, That clause 5(1), as amended, stand part.

*Appropriation (2010/11 Supplementary Estimates) Bill**Schedule 1:*

Amendment set out on Supplementary Order Paper No 246 (*Hon Bill English*).

Resolved, That the amendment be agreed to.

Resolved, That Schedule 1, as amended, stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Appropriation (2010/11 Supplementary Estimates) Bill with amendment.

The report was adopted and the bill set down for third reading forthwith.

Hon Bill English moved, That the Appropriation (2010/11 Supplementary Estimates) Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Motion agreed to.

The Appropriation (2010/11 Supplementary Estimates) Bill was read a third time.

Imprest Supply (First for 2011/12) Bill

Hon Bill English moved, That the Imprest Supply (First for 2011/12) Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Motion agreed to.

The Imprest Supply (First for 2011/12) Bill was read a third time.

Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill

The Speaker declared the House in Committee for further consideration of the Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill.

(In the Committee)

Part 2 read.

Aaron Gilmore moved, That the question be now put. The Chairperson declined the motion.

Michael Woodhouse moved, That the question be now put.

Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill

On the question, That the question be now put, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That the question be now put.

The following amendments were put:

Clause 24: new section 156AD(2):

To omit this subsection and substitute the following subsection:

- “(2) The undertaking must—
 - “(a) be executed by the service provider LFC; and
 - “(ab) provide for the LFC to supply unbundled layer 1 services on all parts of its fibre-to-the-premises access network from the outset; and
 - “(b) provide for the LFC to—
 - “(i) achieve non-discrimination in relation to the supply of relevant services; and
 - “(ii) design and build the LFC fibre network in a way that enables equivalence in relation to the supply of unbundled layer 1 services to be achieved from the outset; and
 - “(iii) achieve equivalence in relation to the supply of unbundled layer 1 services from the outset.

(Claire Curran)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

Clause 24: new section 156AD(3):

To add the following paragraph:

- “(c) specify that the Crown alone bear the costs (including, but not limited to, any additional deferred repayments to the Crown) of any significant changes made to prices or other key features UFB initiative.

(Claire Curran)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

Amendments set out on Supplementary Order Paper No 247 (*Hon Steven Joyce*).

Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That the amendments be agreed to.

On the question, That Part 2, as amended, stand part, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That Part 2, as amended, stand part.

Schedule 1 read.

On the question, That Schedule 1 stand part, the votes were recorded as follows:

Ayes 65

New Zealand National 58; ACT New Zealand 3 (*Boscawen, Calvert, Hide*); Māori Party 3; United Future 1

Noes 55

New Zealand Labour 42; Green Party 9; ACT New Zealand 2 (*Douglas, Roy H*); Progressive 1; Independent: Carter C

Resolved, That Schedule 1 stand part.

Schedule 2 read.

On the question, That Schedule 2 stand part, the votes were recorded as follows:

Ayes 65

New Zealand National 58; ACT New Zealand 3 (*Boscawen, Calvert, Hide*); Māori Party 3; United Future 1

Noes 55

New Zealand Labour 42; Green Party 9; ACT New Zealand 2 (*Douglas, Roy H*); Progressive 1; Independent: Carter C

Resolved, That Schedule 2 stand part.

Schedule 2A read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 247 (*Hon Steven Joyce*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That the amendments be agreed to.

Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill

On the question, That Schedule 2A, as amended, stand part, the votes were recorded as follows:

Ayes 65

New Zealand National 58; ACT New Zealand 3 (*Boscawen, Calvert, Hide*); Māori Party 3; United Future 1

Noes 55

New Zealand Labour 42; Green Party 9; ACT New Zealand 2 (*Douglas, Roy H*); Progressive 1; Independent: Carter C

Resolved, That Schedule 2A, as amended, stand part.

Schedule 3 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 247 (*Hon Steven Joyce*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That the amendments be agreed to.

On the question, That Schedule 3, as amended, stand part, the votes were recorded as follows:

Ayes 65

New Zealand National 58; ACT New Zealand 3 (*Boscawen, Calvert, Hide*); Māori Party 3; United Future 1

Noes 55

New Zealand Labour 42; Green Party 9; ACT New Zealand 2 (*Douglas, Roy H*); Progressive 1; Independent: Carter C

Resolved, That Schedule 3, as amended, stand part.

At 9.58 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

7 Adjournment

At 10.00 pm the House adjourned.

Wednesday, 22 June 2011

The House met at 2.00 pm.

Prayers

1 Introduction of distinguished visitors

The Speaker informed the House that a parliamentary delegation from the Legislative Assembly of Queensland led by Kerry Shine MP, Chairperson of the Industry, Education, Training and Industrial Relations Committee, was within the precincts of the Chamber.

The delegation was welcomed with applause.

2 Papers

One paper was announced as published under the authority of the House.

The Speaker presented one further paper (*see* Schedule for papers published under the authority of the House and papers presented).

3 Questions for oral answer

Twelve questions to Ministers were answered.

4 General debate

Hon Annette King moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

5 Government orders of the day**Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill and New Zealand Security Intelligence Service Amendment Bill**

The Speaker declared the House in Committee for further consideration of the Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill and for consideration of the New Zealand Security Intelligence Service Amendment Bill.

(In the Committee)

Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill

Clauses 1 to 3 read.

Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill

On the question, That clause 1 stand part, the votes were recorded as follows:

Ayes 65

New Zealand National 58; ACT New Zealand 3 (*Boscawen, Calvert, Hide*); Māori Party 3;
United Future 1

Noes 55

New Zealand Labour 42; Green Party 9; ACT New Zealand 2 (*Douglas, Roy H*);
Progressive 1; Independent: Carter C

Resolved, That clause 1 stand part.

On the question, That clause 2 stand part, the votes were recorded as follows:

Ayes 65

New Zealand National 58; ACT New Zealand 3 (*Boscawen, Calvert, Hide*); Māori Party 3;
United Future 1

Noes 55

New Zealand Labour 42; Green Party 9; ACT New Zealand 2 (*Douglas, Roy H*);
Progressive 1; Independent: Carter C

Resolved, That clause 2 stand part.

On the question, That clause 3 stand part, the votes were recorded as follows:

Ayes 65

New Zealand National 58; ACT New Zealand 3 (*Boscawen, Calvert, Hide*); Māori Party 3;
United Future 1

Noes 55

New Zealand Labour 42; Green Party 9; ACT New Zealand 2 (*Douglas, Roy H*);
Progressive 1; Independent: Carter C

Resolved, That clause 3 stand part.

The Chairperson announced that the bill would be reported with amendment presently.

New Zealand Security Intelligence Service Amendment Bill

Part 1 read.

Sandra Goudie moved, That the question be now put. The Chairperson declined the motion.

Chris Auchinvole moved, That the question be now put. The Chairperson declined the motion.

Resolved, That the question be now put (*Simon Bridges*).

On the question, That Part 1 stand part, the votes were recorded as follows:

Ayes 110

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 3;
Progressive 1; United Future 1

Noes 10

Green Party 9; Independent: Carter C

Resolved, That Part 1 stand part.

Part 2 read.

On the question, That Part 2 stand part, the votes were recorded as follows:

Ayes 110

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 3;
Progressive 1; United Future 1

Noes 10

Green Party 9; Independent: Carter C

Resolved, That Part 2 stand part.

New Zealand Security Intelligence Service Amendment Bill

Schedule read.

On the question, That the Schedule stand part, the votes were recorded as follows:

Ayes 110

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 3; Progressive 1; United Future 1

Noes 10

Green Party 9; Independent: Carter C

Resolved, That the Schedule stand part.

Clauses 1 and 2 read.

Resolved, That clause 1 stand part.

On the question, That clause 2 stand part, the votes were recorded as follows:

Ayes 109

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 4; Māori Party 3; Progressive 1; United Future 1

Noes 10

Green Party 9; Independent: Carter C

Resolved, That clause 2 stand part.

Resolved, That the bill be divided into two bills as set out on Supplementary Order Paper No 248 (*Hon Christopher Finlayson for Rt Hon John Key*).

The Chairperson announced that the bill would be reported without amendment and divided into two bills.

Reporting of bills

The Speaker resumed the Chair, and the Chairperson reported the Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill with amendment.

The Chairperson also reported the New Zealand Security Intelligence Service Amendment Bill without amendment and divided into the following bills:

- New Zealand Security Intelligence Service Amendment Bill
- Crimes Amendment Bill (No 3).

The report was adopted and the Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill set down for third reading next sitting day.

The New Zealand Security Intelligence Service Amendment Bill and the Crimes Amendment Bill (No 3) were set down for third reading next sitting day.

Government motion—Dog Control (Perro de Presa Canario) Order 2010

Resolved, That pursuant to section 78B of the Dog Control Act 1996, this House approve the Dog Control (Perro de Presa Canario) Order 2010, made under section 78A of that Act (*Hon Craig Foss for Hon Rodney Hide*).

Television New Zealand Amendment Bill

The Speaker declared the House in Committee for further consideration of the Television New Zealand Amendment Bill.

(In the Committee)

Clauses 1 to 3 read again.

Jonathan Young moved, That the question be now put. The Chairperson declined the motion.

Jami-Lee Ross moved, That the question be now put. The Chairperson declined the motion.

Jo Goodhew moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 63

New Zealand National 58; ACT New Zealand 4; United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Independent: Carter C

Resolved, That the question be now put.

On the question, That clause 1 stand part, the votes were recorded as follows:

Ayes 63

New Zealand National 58; ACT New Zealand 4; United Future 1

Noes 55

New Zealand Labour 42; Green Party 9; Māori Party 3; Independent: Carter C

Resolved, That clause 1 stand part.

On the question, That clause 2 stand part, the votes were recorded as follows:

Ayes 63

New Zealand National 58; ACT New Zealand 4; United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Independent: Carter C

Resolved, That clause 2 stand part.

On the question, That clause 3 stand part, the votes were recorded as follows:

Ayes 63

New Zealand National 58; ACT New Zealand 4; United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Independent: Carter C

Resolved, That clause 3 stand part.

The Chairperson announced that the bill would be reported without amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Television New Zealand Amendment Bill without amendment.

On the question, That the report be adopted, the votes were recorded as follows:

Ayes 63

New Zealand National 58; ACT New Zealand 4; United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Independent: Carter C

Motion agreed to.

The report was adopted and the Television New Zealand Amendment Bill set down for third reading next sitting day.

Government motion—suspension of Standing Order 299(1)

Hon Georgina te Heuheu moved a motion to suspend Standing Order 299(1).

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 109

New Zealand National 58; New Zealand Labour 41; ACT New Zealand 5; Māori Party 3; Progressive 1; United Future 1

Noes 10

Green Party 9; Independent: Carter C

Resolved, That Standing Order 299(1) be suspended to authorise the Committee of the whole House on the Courts and Criminal Matters Bill to consider and, if it thinks fit, adopt the amendments set out on Supplementary Order Paper No 202, as amended by Supplementary Order Paper No 244, to the following Acts that were not included in the Courts and Criminal Matters Bill as introduced—the Crimes Act 1961, the Criminal Proceeds (Recovery) Act 2009, the Disputes Tribunals Act 1988, the Misuse of Drugs Act 1975, the Misuse of Drugs Amendment Act 1978, and the Residential Tenancies Act 1986.

Smoke-free Environments (Controls and Enforcement) Amendment Bill

Hon Tariana Turia moved, and the question was proposed, That the Smoke-free Environments (Controls and Enforcement) Amendment Bill be now read a second time.

6 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Thursday, 23 June 2011

The House met at 2.00 pm.

Prayers

1 Business statement

The Acting Leader of the House made a statement relating to the business of the House.

2 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

3 Papers

One paper was announced as published under the authority of the House.

The Speaker presented one further paper (*see* Schedule for papers published under the authority of the House and papers presented).

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 Government orders of the day**Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill**

Hon Steven Joyce moved, and the question was proposed, That the Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 65

New Zealand National 58; ACT New Zealand 3 (*Boscawen, Calvert, Hide*); Māori Party 3; United Future 1

Noes 52

New Zealand Labour 40; Green Party 8; ACT New Zealand 2 (*Douglas, Roy H*); Progressive 1; Independent: Carter C

Motion agreed to.

The Telecommunications (TSO, Broadband, and Other Matters) Amendment Bill was read a third time.

Government motion—appointment of Deputy Chair of Electoral Commission

Resolved, That, pursuant to section 4D of the Electoral Act 1993 and section 32 of the Crown Entities Act 2004, this House recommend His Excellency the Governor-General appoint Jane Christine Huria as a member and the Deputy Chair of the

Electoral Commission for a term of four years (*Hon Maurice Williamson for Hon Simon Power*).

Government motion—appointment of Deputy Judicial Conduct Commissioner

Resolved, That, pursuant to section 8A(2) of the Judicial Conduct Commissioner and Judicial Conduct Panel Act 2004, this House recommend His Excellency the Governor-General appoint Mr Alan Deans Ritchie of Wellington as the Deputy Judicial Conduct Commissioner for a term of five years from the date of appointment having noted that the Attorney-General advises this House, in accordance with section 8A(3) of the Act, that the Chief Justice has been consulted about the proposed appointment (*Hon Steven Joyce for Hon Christopher Finlayson*).

Smoke-free Environments (Controls and Enforcement) Amendment Bill

The House resumed the interrupted debate on the question, That the Smoke-free Environments (Controls and Enforcement) Amendment Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 113

New Zealand National 58; New Zealand Labour 40; Green Party 8; ACT New Zealand 1 (*Boscawen*); Māori Party 3; Progressive 1; United Future 1; Independent: Carter C

Noes 4

ACT New Zealand 4 (*Calvert, Douglas, Hide, Roy H*)

Motion agreed to.

The Smoke-free Environments (Controls and Enforcement) Amendment Bill was read a second time and set down for Committee stage next sitting day.

6 Adjournment

At 5.54 pm the House adjourned.

Tuesday, 5 July 2011

The House met at 2.00 pm.

Karakia

1 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

2 Papers

Two papers were announced as published under the authority of the House.

The Speaker presented one further paper (*see* Schedule for papers published under the authority of the House and papers presented).

3 Select committee reports

The presentation of nine reports was announced.

The following bills were set down for second reading:

- Sustainable Biofuel Bill
- Building Amendment Bill (No 3)
- Nga Wai o Maniapoto (Waipa River) Bill
- Crown Pastoral Land (Rent for Pastoral Leases) Amendment Bill
- Biosecurity Law Reform Bill.

The following reports were set down for consideration:

- Report from the Parliamentary Commissioner for the Environment on Some biofuels are better than others: Thinking strategically about biofuels
- Reserve Bank of New Zealand's monetary policy statement, June 2011

(*see* Schedule for select committee reports).

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 Government orders of the day**New Zealand Security Intelligence Service Amendment Bill and Crimes Amendment Bill (No 3)**

Hon Christopher Finlayson for Rt Hon John Key moved, and the question was proposed, That the New Zealand Security Intelligence Service Amendment Bill and the Crimes Amendment Bill (No 3) be now read a third time.

On the question, That the bills be now read a third time, the votes were recorded as follows:

Ayes 107

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Progressive 1; United Future 1

Noes 10

Green Party 9; Independent: Carter C

Motion agreed to.

The New Zealand Security Intelligence Service Amendment Bill and the Crimes Amendment Bill (No 3) were read a third time.

Regulatory Standards Bill

Hon Rodney Hide moved, and the question was proposed, That the Regulatory Standards Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Independent: Carter C

Motion agreed to.

The Regulatory Standards Bill was read a first time and stood referred to a select committee.

Resolved, That the Commerce Committee consider the bill (*Hon Rodney Hide*).

Courts and Criminal Matters Bill and Weathertight Homes Resolution Services (Financial Assistance Package) Amendment Bill

The Speaker declared the House in Committee for consideration of the Courts and Criminal Matters Bill and the Weathertight Homes Resolution Services (Financial Assistance Package) Amendment Bill.

(In the Committee)

Courts and Criminal Matters Bill

Part 1 read.

The following amendments to the amendments were put:

Amendments set out on Supplementary Order Paper No 244 (*Hon Georgina te Heuheu*) to the amendments set out on Supplementary Order Paper No 202 (*Hon Georgina te Heuheu*).

Resolved, That the amendments to the amendments be agreed to.

The following amendments were put:

Amendments, as amended, set out on Supplementary Order Paper No 202 (*Hon Georgina te Heuheu*).

Resolved, That the amendments, as amended, be agreed to.

Courts and Criminal Matters Bill

On the question, That Part 1, as amended, stand part, the votes were recorded as follows:

Ayes 111

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 10

Green Party 9; Independent: Carter C

Resolved, That Part 1, as amended, stand part.

Part 2 read.

Dr Cam Calder moved, That the question be now put. The Chairperson declined the motion.

Jacqui Dean moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That the question be now put.

The following amendments to the amendments were put:

Amendments set out on Supplementary Order Paper No 244 (*Hon Georgina te Heuheu*) to the amendments set out on Supplementary Order Paper No 202 (*Hon Georgina te Heuheu*).

Resolved, That the amendments to the amendments be agreed to.

The following amendments were put:

Amendments, as amended, set out on Supplementary Order Paper No 202 (*Hon Georgina te Heuheu*).

Resolved, That the amendments, as amended, be agreed to.

Resolved, That Part 2, as amended, stand part.

Part 3 read.

Chris Tremain moved, That the question be now put. The Chairperson declined the motion.

Dr Cam Calder moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That the question be now put.

Courts and Criminal Matters Bill

The following amendments to the amendments were put:

Supplementary Order Paper No 202: clause 69: new section 92I(1)(ea):

To omit this paragraph and substitute the following paragraph:

- “(ea) requiring recognised users to take all reasonable steps to ensure that a query subject’s driver licence number (if any) or driver licence card number (if any), or both, are obtained from the query subject by or on behalf of the recognised user each time a fine status query is submitted:

(Hon Simon Power)

Amendments set out on Supplementary Order Paper No 244 (*Hon Georgina te Heuheu*) to the amendments set out on Supplementary Order Paper No 202 (*Hon Georgina te Heuheu*).

Resolved, That the amendments to the amendments be agreed to.

The following amendments were put:

Clause 69: new section 92I(1)(c):

To omit this paragraph and substitute the following paragraph:

- “(c) prescribing the procedure, requirements, or other matters in relation to the cancellation of access codes, including the circumstances when access codes may be suspended immediately pending their proposed cancellation and when prior notice about the proposed cancellation and the opportunity for submissions in that respect are required to be given to the recognised user concerned:

(Hon Simon Power)

Amendments, as amended, set out on Supplementary Order Paper No 202 (*Hon Georgina te Heuheu*).

Resolved, That the amendments, as amended, be agreed to.

Resolved, That Part 3, as amended, stand part.

Part 4 read.

The following amendments to the amendments were put:

Amendments set out on Supplementary Order Paper No 244 (*Hon Georgina te Heuheu*) to the amendments set out on Supplementary Order Paper No 202 (*Hon Georgina te Heuheu*).

Resolved, That the amendments to the amendments be agreed to.

The following amendments were put:

Amendments, as amended, set out on Supplementary Order Paper No 202 (*Hon Georgina te Heuheu*).

Resolved, That the amendments, as amended, be agreed to.

On the question, That Part 4, as amended, stand part, the votes were recorded as follows:

Ayes 109

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 4; Māori Party 3; Progressive 1; United Future 1

Noes 10

Green Party 9; Independent: Carter C

Resolved, That Part 4, as amended, stand part.

Courts and Criminal Matters Bill

Schedule 1 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper Nos 202 and 244 (*Hon Georgina te Heuheu*).

Resolved, That the amendments be agreed to.

Resolved, That Schedule 1, as amended, stand part.

Schedule 2 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 202 (*Hon Georgina te Heuheu*).

Resolved, That the amendments be agreed to.

Resolved, That Schedule 2, as amended, stand part.

The following amendment to the amendment was put:

Amendment set out on Supplementary Order Paper No 244 (*Hon Georgina te Heuheu*) to new schedule 2A, set out on Supplementary Order Paper No 202 (*Hon Georgina te Heuheu*).

Resolved, That the amendment to the amendment be agreed to.

Resolved, That new Schedule 2A, as amended, be agreed to.

Resolved, That new Schedule 2B, as set out on Supplementary Order Paper No 202 (*Hon Georgina te Heuheu*), be agreed to.

Schedule 3 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 202 (*Hon Georgina te Heuheu*).

Resolved, That the amendments be agreed to.

Resolved, That Schedule 3, as amended, stand part.

Clauses 1 and 2 read.

Resolved, That clause 1 stand part.

The following amendment was put:

Amendment set out on Supplementary Order Paper No 202 (*Hon Georgina te Heuheu*).

Resolved, That the amendment be agreed to.

Resolved, That clause 2, as amended, stand part.

Resolved, That the bill be divided into 20 bills as set out on Supplementary Order Paper No 243 (*Hon Simon Power for Hon Georgina te Heuheu*).

The Chairperson announced that the bill would be reported with amendment and divided into 20 bills presently.

Weathertight Homes Resolution Services (Financial Assistance Package)**Amendment Bill**

Part 1 read.

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bills

The Speaker resumed the Chair, and the Chairperson reported the Courts and Criminal Matters Bill with amendment and divided into the following bills:

- District Courts Amendment Bill
- Land Transport Amendment Bill
- Summary Proceedings Amendment Bill (No 3)
- Children, Young Persons, and Their Families Amendment Bill (No 2)
- Crimes Amendment Bill (No 4)
- Criminal Proceeds (Recovery) Amendment Bill
- Customs and Excise Amendment Bill (No 2)
- Disputes Tribunals Amendment Bill (No 2)
- Family Courts Amendment Bill
- Immigration Amendment Bill
- Misuse of Drugs Amendment Bill (No 3)
- Misuse of Drugs Amendment Act 1978 Amendment Bill
- Personal Property Securities Amendment Bill (No 2)
- Prisoners' and Victims' Claims Amendment Bill
- Privacy Amendment Bill (No 2)
- Railways Amendment Bill
- Residential Tenancies Amendment Bill (No 3)
- Sentencing Amendment Bill (No 5)
- Social Security Amendment Bill (No 4)
- Tax Administration Amendment Bill.

The Chairperson also reported progress on the Weathertight Homes Resolution Services (Financial Assistance Package) Amendment Bill.

The report was adopted and the District Courts Amendment Bill, the Land Transport Amendment Bill, the Summary Proceedings Amendment Bill (No 3), the Children, Young Persons, and Their Families Amendment Bill (No 2), the Crimes Amendment Bill (No 4), the Criminal Proceeds (Recovery) Amendment Bill, the Customs and Excise Amendment Bill (No 2), the Disputes Tribunals Amendment Bill (No 2), the Family Courts Amendment Bill, the Immigration Amendment Bill, the Misuse of Drugs Amendment Bill (No 3), the Misuse of Drugs Amendment Act

1978 Amendment Bill, the Personal Property Securities Amendment Bill (No 2), the Prisoners' and Victims' Claims Amendment Bill, the Privacy Amendment Bill (No 2), the Railways Amendment Bill, the Residential Tenancies Amendment Bill (No 3), the Sentencing Amendment Bill (No 5), the Social Security Amendment Bill (No 4), and the Tax Administration Amendment Bill were set down for third reading next sitting day.

The Weathertight Homes Resolution Services (Financial Assistance Package) Amendment Bill was set down for further consideration in Committee next sitting day.

6 Adjournment

At 9.57 pm the House adjourned.

Wednesday, 6 July 2011

The House met at 2.00 pm.

Karakia

1 Introduction of distinguished visitor

The Speaker informed the House that Takatane Kiuchi, the 2011 Japan Prime Minister's Fellow, from the National Diet of Japan, was within the precincts of the Chamber.

Mr Kiuchi was welcomed with applause.

2 Select committee reports

The presentation of one report was announced.

The Statutes Amendment Bill (No 2) was set down for second reading (*see* Schedule for select committee reports).

3 Introduction of bills

The introduction of the Subordinate Legislation (Confirmation and Validation) Bill (No 3) was announced and the bill set down for first reading.

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 General debate

Hon Bill English moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

6 Private and local orders of the day**Royal Society of New Zealand Amendment Bill**

The Speaker declared the House in Committee for further consideration of the Royal Society of New Zealand Amendment Bill.

(In the Committee)

Clause 8 read again.

Dr Cam Calder moved, That the question be now put. The Chairperson declined the motion.

Colin King moved, That the question be now put.

Royal Society of New Zealand Amendment Bill

On the question, That the question be now put, the votes were recorded as follows:

Ayes 73

New Zealand National 58; Green Party 9; ACT New Zealand 5; United Future 1

Noes 43

New Zealand Labour 42; Progressive 1

Resolved, That the question be now put.

Resolved, That clause 8 stand part.

Clause 9 read.

Melissa Lee moved, That the question be now put. The Chairperson declined the motion.

Simon Bridges moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 74

New Zealand National 58; Green Party 9; ACT New Zealand 5; Progressive 1;
United Future 1

Noes 42

New Zealand Labour 42

Resolved, That the question be now put.

Resolved, That clause 9 stand part.

Clause 10 read.

Jami-Lee Ross moved, That the question be now put. The Chairperson declined the motion.

Shane Ardern moved, That the question be now put. The Chairperson declined the motion.

Resolved, That the question be now put (*Jo Goodhew*).

Resolved, That clause 10 stand part.

Clause 11 read.

Jami-Lee Ross moved, That the question be now put. The Chairperson declined the motion.

Chester Borrows moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 74

New Zealand National 58; Green Party 9; ACT New Zealand 5; United Future 1;
Independent: Carter C

Noes 43

New Zealand Labour 42; Progressive 1

Resolved, That the question be now put.

Resolved, That clause 11 stand part.

Clause 12 read.

Tim Macindoe moved, That the question be now put. The Chairperson declined the motion.

Royal Society of New Zealand Amendment Bill

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Jacqui Dean moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That the question be now put.

Resolved, That clause 12 stand part.

Clause 13 read.

Louise Upston moved, That the question be now put. The Chairperson declined the motion.

Tim Macindoe moved, That the question be now put. The Chairperson declined the motion.

Jo Goodhew moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 57

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; Independent: Carter C

Resolved, That the question be now put.

Resolved, That clause 13 stand part.

Clause 14 read.

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Royal Society of New Zealand Amendment Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

7 Adjournment

At 9.55 pm the House adjourned.

Thursday, 7 July 2011

The House met at 2.00 pm.

Karakia

1 Business statement

The Acting Leader of the House made a statement relating to the business of the House.

2 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

3 Select committee reports

The presentation of four reports was announced.

The Sentencing (Aggravating Factors) Amendment Bill was set down for second reading.

The Special report providing the te reo Māori translation for the Nga Wai o Maniapoto (Waipa River) Bill (231–2) was set down for consideration (*see* Schedule for select committee reports).

4 Introduction of bills

The introduction of the Subantarctic Islands Marine Reserves Bill was announced and the bill set down for first reading.

5 Questions for oral answer

Twelve questions to Ministers were answered.

6 Government orders of the day

District Courts Amendment Bill, Land Transport Amendment Bill, Summary Proceedings Amendment Bill (No 3), Children, Young Persons, and Their Families Amendment Bill (No 2), Crimes Amendment Bill (No 4), Criminal Proceeds (Recovery) Amendment Bill, Customs and Excise Amendment Bill (No 2), Disputes Tribunals Amendment Bill (No 2), Family Courts Amendment Bill, Immigration Amendment Bill, Misuse of Drugs Amendment Bill (No 3), Misuse of Drugs Amendment Act 1978 Amendment Bill, Personal Property Securities Amendment Bill (No 2), Prisoners' and Victims' Claims Amendment Bill, Privacy Amendment Bill (No 2), Railways Amendment Bill, Residential Tenancies Amendment Bill (No 3), Sentencing Amendment Bill (No 5), Social Security Amendment Bill (No 4), and Tax Administration Amendment Bill

Hon Simon Power for Hon Georgina te Heuheu moved, and the question was proposed, That the District Courts Amendment Bill, the Land Transport Amendment

Bill, the Summary Proceedings Amendment Bill (No 3), the Children, Young Persons, and Their Families Amendment Bill (No 2), the Crimes Amendment Bill (No 4), the Criminal Proceeds (Recovery) Amendment Bill, the Customs and Excise Amendment Bill (No 2), the Disputes Tribunals Amendment Bill (No 2), the Family Courts Amendment Bill, the Immigration Amendment Bill, the Misuse of Drugs Amendment Bill (No 3), the Misuse of Drugs Amendment Act 1978 Amendment Bill, the Personal Property Securities Amendment Bill (No 2), the Prisoners' and Victims' Claims Amendment Bill, the Privacy Amendment Bill (No 2), the Railways Amendment Bill, the Residential Tenancies Amendment Bill (No 3), the Sentencing Amendment Bill (No 5), the Social Security Amendment Bill (No 4), and the Tax Administration Amendment Bill be now read a third time.

On the question, That the bills be now read a third time, the votes were recorded as follows:

Ayes 106

New Zealand National 57; New Zealand Labour 38; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 10

Green Party 9; Independent: Carter C

Motion agreed to.

The District Courts Amendment Bill, the Land Transport Amendment Bill, the Summary Proceedings Amendment Bill (No 3), the Children, Young Persons, and Their Families Amendment Bill (No 2), the Crimes Amendment Bill (No 4), the Criminal Proceeds (Recovery) Amendment Bill, the Customs and Excise Amendment Bill (No 2), the Disputes Tribunals Amendment Bill (No 2), the Family Courts Amendment Bill, the Immigration Amendment Bill, the Misuse of Drugs Amendment Bill (No 3), the Misuse of Drugs Amendment Act 1978 Amendment Bill, the Personal Property Securities Amendment Bill (No 2), the Prisoners' and Victims' Claims Amendment Bill, the Privacy Amendment Bill (No 2), the Railways Amendment Bill, the Residential Tenancies Amendment Bill (No 3), the Sentencing Amendment Bill (No 5), the Social Security Amendment Bill (No 4), and the Tax Administration Amendment Bill were read a third time.

Weathertight Homes Resolution Services (Financial Assistance Package)

Amendment Bill

The Speaker declared the House in Committee for further consideration of the Weathertight Homes Resolution Services (Financial Assistance Package) Amendment Bill.

(In the Committee)

Part 1 read again.

The following amendments were put:

Clause 6: new section 125B:

To add the following paragraph to the definition of **qualifying claimant**:

“(c) but does not include a person who has purchased a dwellinghouse with knowledge that it is a leaky building

(Phil Twyford)

Weathertight Homes Resolution Services (Financial Assistance Package) Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 8; Progressive 1; Independent: Carter C

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

Clause 6: new section 125E:

Amendment set out on Supplementary Order Paper No 253 (*Phil Twyford*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 8; Progressive 1; Independent: Carter C

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

Clause 6: new section 125F:

Amendment set out on Supplementary Order Paper No 250 (*Phil Twyford*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 8; Progressive 1; Independent: Carter C

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

Clause 6: new section 125FB:

Amendment set out on Supplementary Order Paper No 250 (*Phil Twyford*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 8; Progressive 1; Independent: Carter C

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

Clause 6: new section 125G(2):

Amendment set out on Supplementary Order Paper No 252 (*Phil Twyford*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 41; Green Party 8; Progressive 1; Independent: Carter C

Noes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

Resolved, That Part 1 stand part.

Part 2 read.

Resolved, That Part 2 stand part.

Weathertight Homes Resolution Services (Financial Assistance Package) Amendment Bill

Clauses 1 to 3 read.

Resolved, That clause 1 stand part.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 249 (*Hon Maurice Williamson*).

Resolved, That the amendments be agreed to.

Resolved, That clause 2, as amended, stand part.

Resolved, That clause 3 stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Weathertight Homes Resolution Services (Financial Assistance Package) Amendment Bill with amendment.

The report was adopted and the bill set down for third reading next sitting day.

7 Adjournment

At 5.41 pm the House adjourned.

Tuesday, 12 July 2011

The House met at 2.00 pm.

Prayers

1 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

2 Papers

The Speaker presented one paper (*see* Schedule for papers presented).

3 Select committee reports

The presentation of 17 reports was announced.

The following bills were set down for second reading:

- Consumer Guarantees Amendment Bill
- Juries (Jury Service and Protection of Particulars of Jury List Information) Amendment Bill.

The report on the Report from the Controller and Auditor-General Annual Plan 2011/12 was set down for consideration (*see* Schedule for select committee reports).

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 Government orders of the day**Weathertight Homes Resolution Services (Financial Assistance Package) Amendment Bill**

The Weathertight Homes Resolution Services (Financial Assistance Package) Amendment Bill was read a third time.

Subordinate Legislation (Confirmation and Validation) Bill (No 3)

Hon Kate Wilkinson for Hon Simon Power moved, and the question was proposed, That the Subordinate Legislation (Confirmation and Validation) Bill (No 3) be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 111

New Zealand National 58; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 10

Green Party 9; Independent: Carter C

Motion agreed to.

The Subordinate Legislation (Confirmation and Validation) Bill (No 3) was read a first time and stood referred to a select committee.

Resolved, That the Regulations Review Committee consider the Subordinate Legislation (Confirmation and Validation) Bill (No 3), that the committee report finally to the House on or before 12 September 2011, and that the committee have authority to meet at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c) (*Hon Maurice Williamson for Hon Simon Power*).

Electoral (Administration) Amendment Bill (No 2)

The Electoral (Administration) Amendment Bill (No 2) was read a second time and set down for Committee stage next sitting day.

Whanganui Iwi (Whanganui (Kaitoke) Prison and Northern Part of Whanganui Forest) On-account Settlement Bill

The Whanganui Iwi (Whanganui (Kaitoke) Prison and Northern Part of Whanganui Forest) On-account Settlement Bill was read a third time.

Television New Zealand Amendment Bill

Hon Dr Jonathan Coleman moved, and the question was proposed, That the Television New Zealand Amendment Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 42; Green Party 8; Māori Party 4; Progressive 1; Independent: Carter C

Motion agreed to.

The Television New Zealand Amendment Bill was read a third time.

Misuse of Drugs Amendment Bill

Hon Peter Dunne moved, and the question was proposed, That the Misuse of Drugs Amendment Bill be now read a second time.

6 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Wednesday, 13 July 2011

The House met at 2.00 pm.

Prayers

1 Introduction of distinguished visitors

The Speaker informed the House that a delegation led by Abdullah Tarmugi, Speaker of the Parliament of Singapore, was within the precincts of the Chamber.

The delegation was welcomed with applause and the visiting Speaker accorded a seat on the left of the Chair.

2 Petitions

The presentation of two petitions was announced (*see* Schedule for petitions presented).

3 Select committee reports

The presentation of one report was announced.

The National Animal Identification and Tracing Bill was set down for second reading (*see* Schedule for select committee reports).

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 General debate

Hon Annette King moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

6 Government orders of the day**Misuse of Drugs Amendment Bill**

The House resumed the interrupted debate on the question, That the Misuse of Drugs Amendment Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 105

New Zealand National 57; New Zealand Labour 42; Māori Party 4; Progressive 1; United Future 1

Noes 15

Green Party 9; ACT New Zealand 5; Independent: Carter, C

Motion agreed to.

The Misuse of Drugs Amendment Bill was read a second time and set down for Committee stage next sitting day.

Smoke-free Environments (Controls and Enforcement) Amendment Bill

Rahui Katene moved, and the question was proposed, That it be an instruction to the Committee of the whole House on the Smoke-free Environments (Controls and Enforcement) Amendment Bill that it have the authority to consider, and if it thinks fit adopt, the amendments in her name relating to the registration of tobacco sellers.

On the question, That the instruction be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; Independent: Carter C

Noes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Motion not agreed to.

The Speaker declared the House in Committee for consideration of the Smoke-free Environments (Controls and Enforcement) Amendment Bill.

(In the Committee)

Part 1 read.

Chris Tremain moved, That the question be now put. The Chairperson declined the motion.

Dr Paul Hutchison moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 68

New Zealand National 58; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 8; Progressive 1; Independent: Carter C

Resolved, That the question be now put.

The following amendments were put:

Clause 5A and new clause 6A:

Amendments set out on Supplementary Order Paper No 257 (*Rahui Katene*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 8; Māori Party 4; Progressive 1; Independent: Carter C

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendments not agreed to.

Clause 7B:

Amendment set out on Supplementary Order Paper No 256 (*Iain Lees-Galloway*).

Smoke-free Environments (Controls and Enforcement) Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 8; Māori Party 4; Progressive 1; Independent: Carter C

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

The following amendment to the amendment was put:

Supplementary Order Paper No 256: clause 9: new section 29AA:

To omit “Mata” in each place where it appears and to substitute in each case “mate” (*Iain Lees-Galloway*).

On the question, That the amendment to the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 8; Māori Party 4; Progressive 1; Independent: Carter C

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment to the amendment not agreed to.

The following amendments were put:

Clauses 9 and 10:

Amendments set out on Supplementary Order Paper No 256 (*Iain Lees-Galloway*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 8; Māori Party 4; Progressive 1; Independent: Carter C

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendments not agreed to.

New clause 9A:

Amendment set out on Supplementary Order Paper No 257 (*Rahui Katene*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 8; Māori Party 4; Progressive 1; Independent: Carter C

Noes 64

New Zealand National 58; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Resolved, That Part 1 stand part.

Part 2 read.

Resolved, That Part 2 stand part.

Clauses 1 to 3 read.

Resolved, That clause 1 stand part.

Smoke-free Environments (Controls and Enforcement) Amendment Bill

Resolved, That clause 2 stand part.

Resolved, That clause 3 stand part.

The Chairperson announced that the bill would be reported without amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Smoke-free Environments (Controls and Enforcement) Amendment Bill without amendment.

The report was adopted and the bill set down for third reading next sitting day.

Taxation (Tax Administration and Remedial Matters) Bill

Hon Peter Dunne moved, and the question was proposed, That the Taxation (Tax Administration and Remedial Matters) Bill be now read a second time.

7 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Thursday, 14 July 2011

The House met at 2.00 pm.

Prayers

1 Return of member

The Speaker informed the House that he had been advised by the Electoral Commissioner, that pursuant to section 185 of the Electoral Act 1993, the name of the member elected to the House of Representatives for the Te Tai Tokerau Electoral District is Hone Pani Tamati Waka Nene Harawira.

2 Swearing in of member

Hone Harawira presented himself at the bar of the House and was called forward to the Chair by the Speaker, but failed to make the affirmation required by law and was not sworn in.

3 Business statement

The Acting Leader of the House made a statement relating to the business of the House.

4 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

5 Select committee reports

The presentation of seven reports was announced.

The Criminal Procedure (Reform and Modernisation) Bill was set down for second reading.

The Special report seeking authority to inquire into the determinants of wellbeing for Pacific children was set down for consideration (*see* Schedule for select committee reports).

6 Questions for oral answer

Twelve questions to Ministers were answered.

7 Government orders of the day**Smoke-free Environments (Controls and Enforcement) Amendment Bill**

Hon Tariana Turia moved, and the question was proposed, That the Smoke-free Environments (Controls and Enforcement) Amendment Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 117

New Zealand National 57; New Zealand Labour 42; Green Party 9; ACT New Zealand 2 (*Boscawen, Hide*); Māori Party 4; Progressive 1; United Future 1; Independent: Carter C

Noes 3

ACT New Zealand 3 (*Calvert, Douglas, Roy H*)

Motion agreed to.

The Smoke-free Environments (Controls and Enforcement) Amendment Bill was read a third time.

Taxation (Tax Administration and Remedial Matters) Bill

The House resumed the interrupted debate on the question, That the Taxation (Tax Administration and Remedial Matters) Bill be now read a second time.

On the question, That the amendments recommended by the Finance and Expenditure Committee by majority be agreed to, the votes were recorded as follows:

Ayes 66

New Zealand National 56; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 52

New Zealand Labour 42; Green Party 9; Independent: Carter C

Resolved, That the amendments recommended by the Finance and Expenditure Committee by majority be agreed to.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 67

New Zealand National 58; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Motion agreed to.

The Taxation (Tax Administration and Remedial Matters) Bill was read a second time and set down for Committee stage next sitting day.

Child and Family Protection Bill

The Speaker declared the House in Committee for further consideration of the Child and Family Protection Bill.

(In the Committee)

Clauses 1 and 2, and Parts 1 to 3 read again.

At 5.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Child and Family Protection Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

8 Adjournment

At 5.55 pm the House adjourned.

Tuesday, 2 August 2011

The House met at 2.00 pm.

Karakia

1 Resignation of member

The Speaker advised the House that he had received a letter from John McGregor Carter resigning his seat in the House with effect from midnight on Sunday, 17 July 2011.

2 Member sworn

Hone Harawira presented himself at the bar of the House, was called forward to the Chair by the Speaker, made the Affirmation of Allegiance required by law, and took his seat in the House.

3 Death of former member

The Speaker advised the House of the death on 20 July 2011 of Hon Mrs Tini Whetu Marama Tirikatene-Sullivan, ONZ, a former member of the House of Representatives.

The Speaker expressed on behalf of the House the sense of loss sustained and sympathy with the relatives of the late former member, and members stood and observed a period of silence as a mark of respect to her memory.

4 Introduction of distinguished visitor

The Speaker informed the House that the 2011 Prime Minister's Fellow from Canada, Hon Jason Kenney, Minister of Citizenship, Immigration, and Multiculturalism, was within the precincts of the Chamber.

The Prime Minister's Fellow was welcomed with applause.

5 Government motion

Resolved, That the House express its sympathy and condolences to the people of Norway following the recent attacks that claimed the lives of 77 people (*Rt Hon John Key*).

6 Correction of vote

The Speaker corrected the vote on the second reading of the Taxation (Tax Administration and Remedial Matters) Bill. The correct result is Ayes 65, Noes 53.

7 Papers

Two papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

8 Select committee reports

The presentation of 43 reports was announced.

The following bills were set down for second reading:

- Education Amendment Bill (No 4)
- Local Government Borrowing Bill
- Student Loan Scheme Bill
- Freedom Camping Bill
- Regulatory Reform Bill
- Regulatory Reform (Repeals) Bill.

The following reports were set down for consideration:

- Visit of a delegation of Chairpersons and Deputy Chairpersons from the Legislative Assembly of Queensland (*Justice and Electoral Committee*)
- Visit by a delegation from the Parliament of Tuvalu
- Visit of a delegation of chairpersons and deputy chairpersons from the Legislative Assembly of Queensland (*Government Administration Committee*)
- Inquiry into early detection and treatment of prostate cancer

(see Schedule for select committee reports).

9 Questions for oral answer

Eleven questions to Ministers were answered.

10 Government orders of the day

Misuse of Drugs Amendment Bill and Appropriation (2011/12 Estimates) Bill

The Speaker declared the House in Committee for consideration of the Misuse of Drugs Amendment Bill and the Appropriation (2011/12 Estimates) Bill.

(In the Committee)

Misuse of Drugs Amendment Bill

Part 1 read.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

David Bennett moved, That the question be now put.

Misuse of Drugs Amendment Bill

On the question, That the question be now put, the votes were recorded as follows:

Ayes 62

New Zealand National 57; Māori Party 4; United Future 1

Noes 57

New Zealand Labour 42; Green Party 9; ACT New Zealand 4; Progressive 1; Independent: Carter C

Resolved, That the question be now put.

The following amendments were put:

New clause 3A:

Amendment set out on Supplementary Order Paper No 261 (*Hon Heather Roy*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 4

ACT New Zealand 4

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1; Independent: Carter C

Amendment not agreed to.

Clause 4:

Amendment set out on Supplementary Order Paper No 260 (*Iain Lees-Galloway*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Noes 66

New Zealand National 57; ACT New Zealand 4; Māori Party 4; United Future 1

Amendment not agreed to.

New clauses 3A and 3B:

Amendment set out on Supplementary Order Paper No 258 (*Hon Peter Dunne*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 105

New Zealand National 57; New Zealand Labour 42; Māori Party 4; Progressive 1; United Future 1

Noes 14

Green Party 9; ACT New Zealand 4; Independent: Carter C

Resolved, That the amendment be agreed to.

On the question, That Part 1, as amended, stand part, the votes were recorded as follows:

Ayes 105

New Zealand National 57; New Zealand Labour 42; Māori Party 4; Progressive 1; United Future 1

Noes 14

Green Party 9; ACT New Zealand 4; Independent: Carter C

Resolved, That Part 1, as amended, stand part.

Misuse of Drugs Amendment Bill

Part 2 read.

The following amendment was put:

Clause 13:

Amendment set out on Supplementary Order Paper No 259 (*Hon Peter Dunne*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 105

New Zealand National 57; New Zealand Labour 42; Māori Party 4; Progressive 1; United Future 1

Noes 13

Green Party 9; ACT New Zealand 3; Independent: Carter C

Resolved, That the amendment be agreed to.

Resolved, That Part 2, as amended, stand part.

Schedule read.

Resolved, That the Schedule stand part.

Clauses 1 to 3 read.

Resolved, That clause 1 stand part.

The following amendment was put:

Clause 2:

Amendment set out on Supplementary Order Paper No 259 (*Hon Peter Dunne*).

Resolved, That the amendment be agreed to.

Resolved, That clause 2, as amended, stand part.

Resolved, That clause 3 stand part.

The Chairperson announced that the bill would be reported with amendment presently.

Appropriation (2011/12 Estimates) Bill

Resolved, That Vote Audit stand part of the Schedule.

Resolved, That Vote Office of the Clerk stand part of the Schedule.

Resolved, That Vote Ombudsmen stand part of the Schedule.

Resolved, That Vote Parliamentary Commissioner for the Environment stand part of the Schedule.

Resolved, That Vote Parliamentary Service stand part of the Schedule.

Resolved, That Vote Communications Security and Intelligence stand part of the Schedule.

Resolved, That Vote Ministerial Services stand part of the Schedule.

Resolved, That Vote Prime Minister and Cabinet stand part of the Schedule.

Resolved, That Vote Security Intelligence stand part of the Schedule.

Vote Tourism read.

Appropriation (2011/12 Estimates) Bill

On the question, That Vote Tourism stand part of the Schedule, the votes were recorded as follows:

Ayes 66

New Zealand National 57; ACT New Zealand 4; Māori Party 4; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That Vote Tourism stand part of the Schedule.

Resolved, That Vote Finance stand part of the Schedule.

Resolved, That Vote Canterbury Earthquake Recovery stand part of the Schedule.

Resolved, That Vote Commerce stand part of the Schedule.

Resolved, That Vote Consumer Affairs stand part of the Schedule.

Resolved, That Vote Justice stand part of the Schedule.

Vote Health read.

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bills

The Speaker resumed the Chair, and the Chairperson reported the Misuse of Drugs Amendment Bill with amendment.

The Chairperson also reported progress on the Appropriation (2011/12 Estimates) Bill.

The report was adopted and the Misuse of Drugs Amendment Bill set down for third reading next sitting day.

The Appropriation (2011/12 Estimates) Bill was set down for further consideration in Committee next sitting day.

11 Adjournment

At 9.56 pm the House adjourned.

Wednesday, 3 August 2011

The House met at 2.00 pm.

Prayers

1 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

2 Introduction of bills

The introduction of the Non-bank Deposit Takers Bill was announced and the bill set down for first reading.

3 Member's motion**Human rights in Syria**

Resolved, That the House condemn the shooting of peaceful demonstrators in Hama and other Syrian cities and call upon the Syrian Government to enter into a serious national dialogue to chart a transition to democratic government (*Keith Locke*).

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 General debate

Hon Nick Smith moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

6 Private and local orders of the day**Royal Society of New Zealand Amendment Bill**

The Speaker declared the House in Committee for further consideration of the Royal Society of New Zealand Amendment Bill.

(In the Committee)

Clause 14 read again.

Hon Heather Roy moved, That the Committee report progress.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 62

New Zealand National 57; ACT New Zealand 5

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That the Committee report progress.

The Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Royal Society of New Zealand Amendment Bill.

On the question, That the report be adopted, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Motion agreed to.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

7 Members' orders of the day**Education (Freedom of Association) Amendment Bill and Employment Relations (Secret Ballot for Strikes) Amendment Bill**

The Speaker declared the House in Committee for further consideration of the Education (Freedom of Association) Amendment Bill and consideration of the Employment Relations (Secret Ballot for Strikes) Amendment Bill.

(In the Committee)

Education (Freedom of Association) Amendment Bill

Clause 6A read again.

Grant Robertson moved, That the Committee report progress.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Noes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Motion not agreed to.

Iain Lees-Galloway moved, That the Committee report progress. The Chairperson ruled the motion out of order.

Hon Trevor Mallard moved, That the Speaker be recalled to rule on the Chairperson's ruling that the motion to report progress was out of order.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Noes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Motion not agreed to.

Resolved, That the Speaker be recalled to rule on the Chairperson's reaffirmation of his refusal to accept a motion to report progress, a motion to report having just been defeated (*Hon Trevor Mallard*).

Speaker's ruling

The Speaker resumed the Chair, and the Chairperson reported that he had been directed to obtain the Speaker's ruling on motions to report progress being moved by members in Committee, a motion to report progress having already been defeated.

The Speaker ruled on the matter referred to him on motion by the Committee.

The Speaker declared the House in Committee for further consideration of the Education (Freedom of Association) Amendment Bill and consideration of the Employment Relations (Secret Ballot for Strikes) Amendment Bill.

(In the Committee)

Education (Freedom of Association) Amendment Bill

Clause 6A read again.

Grant Robertson moved, That the Committee report progress. The Chairperson ruled the motion out of order.

Resolved, That the Speaker be recalled to rule on the Chairperson's ruling that the motion to report progress was out of order (*Hon Trevor Mallard*).

Speaker's ruling

The Speaker resumed the Chair, and the Chairperson reported that he had been directed to obtain the Speaker's ruling on whether the Committee's decision on the motion to report progress should stand, on the basis that the motion was moved by a point of order rather than by a member with the call.

The Speaker ruled on the matter referred to him on motion by the Committee.

The Speaker declared the House in Committee for further consideration of the Education (Freedom of Association) Amendment Bill and consideration of the Employment Relations (Secret Ballot for Strikes) Amendment Bill.

(In the Committee)

Education (Freedom of Association) Amendment Bill

Clause 6A read again.

Hon Trevor Mallard moved, That the House do now adjourn. The Chairperson ruled the motion out of order.

Hon Trevor Mallard moved, That the Speaker be recalled to rule on the Chairperson's ruling that the motion to adjourn was out of order.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; Independent:

Carter C

Noes 62

New Zealand National 57; ACT New Zealand 5

Motion not agreed to.

Education (Freedom of Association) Amendment Bill

Hon Trevor Mallard moved, That the Speaker be recalled to rule on the Chairperson's awarding of a call to Grant Robertson.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; Independent:

Carter C

Noes 62

New Zealand National 57; ACT New Zealand 5

Motion not agreed to.

Hon Trevor Mallard moved, That the Speaker be recalled to rule on the Chairperson's awarding of a call to Sue Moroney.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; Independent:

Carter C

Noes 62

New Zealand National 57; ACT New Zealand 5

Motion not agreed to.

Hon Trevor Mallard moved, That the Speaker be recalled to rule on the Chairperson's awarding of a call to Moana Mackey. The Chairperson ruled the motion out of order.

Hon Trevor Mallard moved, That the Speaker be recalled to rule on the Chairperson's ruling that the motion to recall the Speaker to rule on the Chairperson's awarding of a call to Moana Mackey was out of order.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; Independent:

Carter C

Noes 62

New Zealand National 57; ACT New Zealand 5

Motion not agreed to.

Hon Trevor Mallard moved, That the Speaker be recalled to rule on the Chairperson's awarding of a call to Allan Peachey. The Chairperson ruled the motion out of order.

Hon Trevor Mallard moved, That the Speaker be recalled to rule on the Chairperson's ruling that a motion to recall the Speaker to rule on the Chairperson's awarding of a call to Allan Peachey was out of order. The Chairperson ruled the motion out of order.

Hon Trevor Mallard moved, That the Speaker be recalled to rule on the Chairperson's ruling that members were trifling with the Chair.

Education (Freedom of Association) Amendment Bill

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; Independent:

Carter C

Noes 62

New Zealand National 57; ACT New Zealand 5

Motion not agreed to.

Hon Sir Roger Douglas moved, That the question be now put. The Chairperson declined the motion.

Jami-Lee Ross moved, That the question be now put. The Chairperson declined the motion.

Hon Trevor Mallard moved, That the Speaker be recalled to rule on the Chairperson's refusal to put a request for leave for a document to be tabled.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 43

New Zealand Labour 42; Progressive 1

Noes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Abstentions 10

Green Party 9; Independent: Carter C

Motion not agreed to.

Hon Trevor Mallard moved, That the Speaker be recalled to rule on the Chairperson's awarding of a call to Todd McClay.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 47

New Zealand Labour 42; Māori Party 4; Progressive 1

Noes 67

New Zealand National 57; ACT New Zealand 5; United Future 1

Abstentions 10

Green Party 9; Independent: Carter C

Motion not agreed to.

Todd McClay moved, That the question be now put. The Chairperson declined the motion.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Colin King moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Independent:

Carter C

Resolved, That the question be now put.

Education (Freedom of Association) Amendment Bill

The following amendments were tabled:

Clause 6A:

To add the following subclause:

- (3) This clause will only apply to private training establishments which have held a vote amongst its student body, and a majority of those students wish to be covered by the provisions of this bill.

To add the following subclause:

- (3) This clause will only apply when the chief executive of the private training establishment has agreed to the establishment being covered by the provisions of the bill.

(Jacinda Ardern)

Amendments ruled out of order as being inconsistent with the principles and objects of the bill.

The following amendments were put:

Heading to clause 6A:

To add “with 1,000 or more students” *(Kris Faafoi)*.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Independent: Carter C

Noes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Clause 6A:

To add the following subclause:

- (3) Section 229D is amended by inserting “except Imperial College of New Zealand” after “private training establishment” in each place where it appears.

(Hon Trevor Mallard)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Independent: Carter C

Noes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Amendment not agreed to.

A further 69 amendments in the same member’s name to add a subclause excepting various educational establishments were ruled out of order as being the same in substance as a previous amendment that had been negatived.

The following amendments were tabled:

Heading to clause 6A:

To add “that have held a meeting of more than 50% of its student body and held a vote on voluntary student membership”.

Education (Freedom of Association) Amendment Bill

To add “whose chief executive has polled its student body on the issue of voluntary student membership”.

(Kris Faafoi)

Amendments ruled out of order as being inconsistent with the principles and objects of the bill.

On the question, That clause 6A stand part, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Independent: Carter C

Resolved, That clause 6A stand part.

Clause 8 read.

Hon Sir Roger Douglas moved, That the question be now put. The Chairperson declined the motion.

Jami-Lee Ross moved, That the question be now put. The Chairperson declined the motion.

Hon John Boscawen moved, That the question be now put. The Chairperson declined the motion.

John Hayes moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Independent: Carter C

Resolved, That the question be now put.

The following amendments were tabled:

Clause 8:

To omit “association” and substitute “union”.

To omit “fees” and substitute “dues”.

To insert “voluntary” before “students”.

(Sue Moroney)

Amendments ruled out of order as not being in the proper form.

To add “that may have been paid by a student in whole or by way of instalments”.

To insert “not” before “including”.

(Kris Faafoi)

Amendments ruled out of order as not being in the proper form.

To omit “and including any students association membership fees”.

Education (Freedom of Association) Amendment Bill

To insert “not” after “is”.

(Hon Trevor Mallard)

Amendments ruled out of order as being a direct negation of the question.

On the question, That clause 8 stand part, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 55

New Zealand Labour 42; Green Party 9; Māori Party 3; Independent: Carter C

Resolved, That clause 8 stand part.

Clause 9 read.

John Hayes moved, That the question be now put. The Chairperson declined the motion.

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Education (Freedom of Association) Amendment Bill and no progress on the Employment Relations (Secret Ballot for Strikes) Amendment Bill.

On the question, That the report be adopted, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Independent: Carter C

Motion agreed to.

The report was adopted and the Education (Freedom of Association) Amendment Bill set down for further consideration in Committee next sitting day.

The Employment Relations (Secret Ballot for Strikes) Amendment Bill was set down for consideration in Committee next sitting day.

8 Adjournment

At 9.57 pm the House adjourned.

Thursday, 4 August 2011

The House met at 2.00 pm.

Prayers

1 Business statement

The Acting Leader of the House made a statement relating to the business of the House.

2 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

3 Select committee reports

The presentation of one report was announced.

The Special report providing the response from the Health and Disability Commissioner to the 2009/10 financial review of the Health and Disability Commissioner was set down for consideration (*see* Schedule for select committee reports).

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 Government orders of the day**Misuse of Drugs Amendment Bill**

Hon Peter Dunne moved, and the question was proposed, That the Misuse of Drugs Amendment Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 104

New Zealand National 57; New Zealand Labour 42; Māori Party 3; Progressive 1; United Future 1

Noes 14

Green Party 9; ACT New Zealand 4; Independent: Carter C

Motion agreed to.

The Misuse of Drugs Amendment Bill was read a third time.

Government motion—vacancy in Northland Electoral District

Resolved, That pursuant to section 131(a) of the Electoral Act 1993, a vacancy in the Northland Electoral District having arisen in the period of six months prior to the date of the expiration of this Parliament, no writ be issued for the election of a member of Parliament for that Electoral District to supply the vacancy occasioned

by the resignation of John McGregor Carter (*Hon Christopher Finlayson for Hon Simon Power*).

Appropriation (2011/12 Estimates) Bill

The Speaker declared the House in Committee for further consideration of the Appropriation (2011/12 Estimates) Bill.

(In the Committee)

Vote Health read again.

Resolved, That Vote Health stand part of the Schedule.

Resolved, That Vote State Services stand part of the Schedule.

Resolved, That Vote ACC stand part of the Schedule.

Resolved, That Vote Climate Change stand part of the Schedule.

Vote Environment read.

At 5.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Appropriation (2011/12 Estimates) Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

6 Adjournment

At 5.55 pm the House adjourned.

Tuesday, 9 August 2011

The House met at 2.00 pm.

Prayers

1 Petitions

The presentation of three petitions was announced (*see* Schedule for petitions presented).

2 Select committee reports

The presentation of four reports was announced.

The Arms (Military Style Semi-automatic Firearms and Import Controls) Amendment Bill was set down for second reading.

The report on the Report from the Controller and Auditor-General Draft statement of intent for 2011–14 and Draft annual plan of the Office of the Controller and Auditor-General 2009/10 was set down for consideration (*see* Schedule for select committee reports).

3 Introduction of bills

The introduction of the Duties of Statutory Officers (Census and Other Remedial Provisions) Bill was announced and the bill set down for first reading.

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 Government orders of the day**Appropriation (2011/12 Estimates) Bill and Electoral (Administration) Amendment Bill (No 2)**

The Speaker declared the House in Committee for further consideration of the Appropriation (2011/12 Estimates) Bill and for consideration of the Electoral (Administration) Amendment Bill (No 2).

(In the Committee)

Appropriation (2011/12 Estimates) Bill

Vote Environment read again.

Resolved, That Vote Environment stand part of the Schedule.

Vote Corrections read.

Appropriation (2011/12 Estimates) Bill

On the question, That Vote Corrections stand part of the Schedule, the votes were recorded as follows:

Ayes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That Vote Corrections stand part of the Schedule.

Resolved, That Vote Police stand part of the Schedule.

Resolved, That Vote Serious Fraud stand part of the Schedule.

Resolved, That Vote Veterans' Affairs—Defence Force stand part of the Schedule.

Resolved, That Vote Veterans' Affairs—Social Development stand part of the Schedule.

Resolved, That Vote Education stand part of the Schedule.

Resolved, That Vote Education Review Office stand part of the Schedule.

Resolved, That Vote Arts, Culture and Heritage stand part of the Schedule.

Resolved, That Vote Attorney-General stand part of the Schedule.

Resolved, That Vote Parliamentary Counsel stand part of the Schedule.

Resolved, That Vote Treaty Negotiations stand part of the Schedule.

Resolved, That Vote Agriculture and Forestry stand part of the Schedule.

Resolved, That Vote Biosecurity stand part of the Schedule.

Resolved, That Vote Economic Development stand part of the Schedule.

Resolved, That Vote Foreign Affairs and Trade stand part of the Schedule.

Resolved, That Vote Official Development Assistance stand part of the Schedule.

Resolved, That Vote Sport and Recreation stand part of the Schedule.

Resolved, That Vote Defence stand part of the Schedule.

Resolved, That Vote Defence Force stand part of the Schedule.

Resolved, That Vote Science and Innovation stand part of the Schedule.

Resolved, That Vote Communications stand part of the Schedule.

Resolved, That Vote Tertiary Education stand part of the Schedule.

Resolved, That Vote Transport stand part of the Schedule.

Resolved, That Vote Courts stand part of the Schedule.

Resolved, That Vote Pacific Island Affairs stand part of the Schedule.

Resolved, That Vote Employment stand part of the Schedule.

Resolved, That Vote Social Development stand part of the Schedule.

Resolved, That Vote Youth Development stand part of the Schedule.

Resolved, That Vote Fisheries stand part of the Schedule.

Appropriation (2011/12 Estimates) Bill

Resolved, That Vote Housing stand part of the Schedule.

Resolved, That Vote Immigration stand part of the Schedule.

Resolved, That Vote Conservation stand part of the Schedule.

Resolved, That Vote Food Safety stand part of the Schedule.

Resolved, That Vote Labour stand part of the Schedule.

Resolved, That Vote Energy stand part of the Schedule.

Resolved, That Vote Women's Affairs stand part of the Schedule.

Resolved, That Vote Customs stand part of the Schedule.

Resolved, That Vote Lands stand part of the Schedule.

Resolved, That Vote Statistics stand part of the Schedule.

Resolved, That Vote Internal Affairs stand part of the Schedule.

Resolved, That Vote National Archives stand part of the Schedule.

Resolved, That Vote National Library stand part of the Schedule.

Resolved, That Vote Emergency Management stand part of the Schedule.

Resolved, That Vote Racing stand part of the Schedule.

Resolved, That Vote Senior Citizens stand part of the Schedule.

Resolved, That Vote Local Government stand part of the Schedule.

Resolved, That Vote Māori Affairs, Vote Community and Voluntary Sector, and Vote Revenue stand part of the Schedule, and the Preamble, clauses 1 to 12, and Schedules 1 to 7 stand part.

The Chairperson announced that the bill would be reported without amendment presently.

Electoral (Administration) Amendment Bill (No 2)

Part 1 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 262 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Part 1, as amended, stand part.

Part 2 read.

Resolved, That Part 2 stand part.

Schedule read.

Resolved, That the Schedule stand part.

Clauses 1 to 3 read.

Resolved, That clause 1 stand part.

Resolved, That clause 2 stand part.

Electoral (Administration) Amendment Bill (No 2)

Resolved, That clause 3 stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting of bills

The Speaker resumed the Chair, and the Chairperson reported the Appropriation (2011/12 Estimates) Bill without amendment.

The Chairperson also reported the Electoral (Administration) Amendment Bill (No 2) with amendment.

The report was adopted and the Appropriation (2011/12 Estimates) Bill and the Electoral (Administration) Amendment Bill (No 2) were set down for third reading next sitting day.

6 Adjournment

At 9.52 pm the House adjourned.

Wednesday, 10 August 2011

The House met at 2.00 pm.

Prayers

1 Introduction of bills

The introduction of the Spending Cap (People's Veto) Bill was announced and the bill set down for first reading.

2 Questions for oral answer

Twelve questions to Ministers were answered.

One question to a member was answered.

3 General debate

Hon Ruth Dyson moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

4 Imprest Supply Bill

The Imprest Supply (Second for 2011/12) Bill was introduced, read a first time, and set down for second reading forthwith.

5 Government orders of the day**Appropriation (2011/12 Estimates) Bill and Imprest Supply (Second for 2011/12) Bill**

Hon Bill English moved, and the question was proposed, That the Appropriation (2011/12 Estimates) Bill be now read a third time and the Imprest Supply (Second for 2011/12) Bill be now read a second time.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Motion agreed to.

The Appropriation (2011/12 Estimates) Bill was read a third time.

The Imprest Supply (Second for 2011/12) Bill was read a second time and set down for third reading forthwith.

Hon Tony Ryall for Hon Bill English moved, and the question was proposed, That the Imprest Supply (Second for 2011/12) Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Motion agreed to.

The Imprest Supply (Second for 2011/12) Bill was read a third time.

Non-bank Deposit Takers Bill

The Non-bank Deposit Takers Bill was read a first time and stood referred to a select committee.

Resolved, That the Finance and Expenditure Committee consider the bill (*Hon David Carter for Hon Bill English*).

Child and Family Protection Bill

The Speaker declared the House in Committee for further consideration of the Child and Family Protection Bill.

(In the Committee)

Clauses 1 and 2, and Parts 1 to 3 read again.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 179 (*Jacinda Ardern*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 9; Progressive 1

Noes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Amendments not agreed to.

Clause 6:

Amendments set out on Supplementary Order Paper No 178 (*Lynne Pillay*).

Amendments not agreed to.

Amendments set out on Supplementary Order Paper No 172 (*Hon Simon Power*).

Resolved, that the amendments be agreed to.

Resolved, That clauses 1 and 2, and Parts 1 to 3, as amended, stand part.

Resolved, That the bill be divided into three bills as set out on Supplementary Order Paper No 171 (*Hon Simon Power*).

The Chairperson announced that the bill would be reported with amendment and divided into three bills.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Child and Family Protection Bill with amendment and divided into the following bills:

- Domestic Violence Amendment Bill (No 2)
- Care of Children Amendment Bill
- Adoption Amendment Bill.

The report was adopted and the Domestic Violence Amendment Bill (No 2), the Care of Children Amendment Bill, and the Adoption Amendment Bill were set down for third reading next sitting day.

Electoral (Administration) Amendment Bill (No 2)

Hon David Carter for Hon Simon Power moved, and the question was proposed, That the Electoral (Administration) Amendment Bill (No 2) be now read a third time.

6 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Thursday, 11 August 2011

The House met at 2.00 pm.

Prayers

1 Business statement

The Acting Leader of the House made a statement relating to the business of the House.

2 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

3 Select committee reports

The presentation of four reports was announced.

The following reports were set down for consideration:

- Briefing on the vision screening programme
- Report from the Controller and Auditor-General on Ministry of Social Development: Managing the recovery of debt

(*see* Schedule for select committee reports).

4 Introduction of bills

The introduction of the Legal Assistance (Sustainability) Amendment Bill was announced and the bill set down for first reading.

5 Questions for oral answer

Twelve questions to Ministers were answered.

6 Government orders of the day**Electoral (Administration) Amendment Bill (No 2)**

The House resumed the interrupted debate on the question, That the Electoral (Administration) Amendment Bill (No 2) be now read a third time.

The Electoral (Administration) Amendment Bill (No 2) was read a third time.

Freedom Camping Bill

Hon Kate Wilkinson moved, and the question was proposed, That the Freedom Camping Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 65

New Zealand National 57; ACT New Zealand 5; Māori Party 2; United Future 1

Noes 50

New Zealand Labour 40; Green Party 8; Progressive 1; Independent: Carter C

Motion agreed to.

The Freedom Camping Bill was read a second time and set down for Committee stage next sitting day.

Education Amendment Bill (No 4)

Hon Steven Joyce moved, and the question was proposed, That the Education Amendment Bill (No 4) be now read a second time.

On the question, That the amendments recommended by the Education and Science Committee by majority be agreed to, the votes were recorded as follows:

Ayes 104

New Zealand National 57; New Zealand Labour 38; ACT New Zealand 5; Māori Party 2; Progressive 1; United Future 1

Noes 7

Green Party 6; Independent: Carter C

Resolved, That the amendments recommended by the Education and Science Committee by majority be agreed to.

The Education Amendment Bill (No 4) was read a second time and set down for Committee stage next sitting day.

Domestic Violence Amendment Bill (No 2), Care of Children Amendment Bill, and Adoption Amendment Bill

The Domestic Violence Amendment Bill (No 2), the Care of Children Amendment Bill, and the Adoption Amendment Bill were read a third time.

7 Adjournment

At 5.38 pm the House adjourned.

Tuesday, 16 August 2011

The House met at 2.00 pm.

Karakia

1 Government motion**Death of Sir Paul Reeves**

Resolved, That the House express its sympathy and condolences to the family of Sir Paul Reeves, and pay tribute to the outstanding contribution Sir Paul made to this country (*Rt Hon John Key*).

2 Select committee reports

The presentation of nine reports was announced.

The Southland District Council (Stewart Island/Rakiura Visitor Levy) Empowering Bill was set down for second reading.

The following reports were set down for consideration:

- Report from the Controller and Auditor-General on Guidance for members of local authorities about the Local Authorities (Members' Interests) Act 1968
- Report from the Controller and Auditor-General on Final audits of Auckland's dissolved councils, and managing leaky home liabilities
- Report from the Controller and Auditor-General on Matters arising from Auckland Council's planning document
- Report from the Controller and Auditor-General on Local Government: Results of the 2009/10 audits
- International treaty examination of the Agreement between the Government of Hong Kong and the Government of New Zealand for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income
- International treaty examination of the Protocol of Amendments to the Convention on the International Hydrographic Organization

(*see* Schedule for select committee reports).

3 Introduction of bills

The introduction of the—

- Privacy (Information Sharing) Bill
- Victims of Crime Reform Bill—

was announced and the bills were set down for first reading.

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 Government orders of the day

Legal Assistance (Sustainability) Amendment Bill

Hon Simon Power moved, and the question was proposed, That the Legal Assistance (Sustainability) Amendment Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 62

New Zealand National 57; ACT New Zealand 5

Noes 58

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; United Future 1;

Independent: Carter C

Result corrected after originally being announced as Ayes 63, Noes 57.

Motion agreed to.

The Legal Assistance (Sustainability) Amendment Bill was read a first time and stood referred to a select committee.

Resolved, That the Justice and Electoral Committee consider the bill (*Hon David Carter for Hon Simon Power*).

Biosecurity Law Reform Bill

The Biosecurity Law Reform Bill was read a second time and set down for Committee stage next sitting day.

6 Urgency

Resolved, That urgency be accorded—

- the passing through their remaining stages of the—
 - Freedom Camping Bill
 - Student Loan Scheme Bill
 - Taxation (Tax Administration and Remedial Matters) Bill
 - Duties of Statutory Officers (Census and Other Remedial Provisions) Bill
 - Education Amendment Bill (No 4)
 - Aquaculture Legislation Amendment Bill (No 3)
 - Trade Marks (International Treaties and Enforcement) Amendment Bill
 - Māori Purposes Bill
 - Statutes Amendment Bill (No 2)
 - Commerce Commission (International Co-operation, and Fees) Bill—

and of any bills into which those bills may be divided, and

- the introduction and passing of a Government bill.

(Hon Simon Power)

7 Business of the House

By leave, agreed that the House or, if in Committee of the whole House, the Committee be suspended at 11.45 am and for the House or Committee to sit again on the ringing of the bell on Wednesday, 17 August to enable members to attend the State farewell luncheon for His Excellency the Governor-General.

By leave, agreed that there be questions for oral answer at 2.00 pm on Wednesday, 17 August 2011 and Thursday, 18 August 2011, and that questions be lodged in the normal manner pursuant to Standing Order 372.

8 Government orders of the day—*continued*

Freedom Camping Bill

The Speaker declared the House in Committee for consideration of the Freedom Camping Bill.

(In the Committee)

Part 1 read.

Dr Cam Calder moved, That the question be now put. The Chairperson declined the motion.

Nicky Wagner moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 66

New Zealand National 57; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That the question be now put.

The following amendments were put:

New clause 3A:

Amendment set out on Supplementary Order Paper No 266 (*Rahui Katene*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 57

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; United Future 1; Independent: Carter C

Noes 62

New Zealand National 57; ACT New Zealand 5

Amendment not agreed to.

Clause 4:

Amendment set out on Supplementary Order Paper No 267 (*Hon Kate Wilkinson*).

Freedom Camping Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 66

New Zealand National 57; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That the amendment be agreed to.

On the question, That Part 1, as amended, stand part, the votes were recorded as follows:

Ayes 66

New Zealand National 57; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That Part 1, as amended, stand part.

Part 2 read.

Dr Cam Calder moved, That the question be now put. The Chairperson declined the motion.

Louise Upston moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 66

New Zealand National 57; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That the question be now put.

The following amendments were put:

Clause 12:

Amendments set out on Supplementary Order Paper No 267 (*Hon Kate Wilkinson*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 66

New Zealand National 57; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That the amendments be agreed to.

On the question, That Part 2, as amended, stand part, the votes were recorded as follows:

Ayes 66

New Zealand National 57; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That Part 2, as amended, stand part.

Part 3 read.

Dr Cam Calder moved, That the question be now put. The Chairperson declined the motion.

The sitting was suspended between 10.00 pm and 9.00 am.

*Freedom Camping Bill***Wednesday, 17 August 2011**

Part 3 read again.

Dr Cam Calder moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 66

New Zealand National 57; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 52

New Zealand Labour 42; Green Party 8; Progressive 1; Independent: Carter C

Resolved, That the question be now put.

The following amendments were put:

Clause 18:

Amendment set out on Supplementary Order Paper No 271 (*Phil Twyford*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 52

New Zealand Labour 42; Green Party 8; Progressive 1; Independent: Carter C

Noes 66

New Zealand National 57; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

Clause 26:

Amendment set out on Supplementary Order Paper No 272 (*Phil Twyford*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 42; Green Party 8; Progressive 1

Noes 66

New Zealand National 57; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

Clauses 35 to 39:

Amendment set out on Supplementary Order Paper No 273 (*Phil Twyford*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 51

New Zealand Labour 42; Green Party 8; Progressive 1

Noes 66

New Zealand National 57; ACT New Zealand 5; Māori Party 3; United Future 1

Amendment not agreed to.

Amendments set out on Supplementary Order Paper No 267 (*Hon Kate Wilkinson*).

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 66

New Zealand National 57; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 52

New Zealand Labour 42; Green Party 8; Progressive 1; Independent: Carter C

Resolved, That the amendments be agreed to.

Freedom Camping Bill

On the question, That Part 3, as amended, stand part, the votes were recorded as follows:

Ayes 66

New Zealand National 57; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 52

New Zealand Labour 42; Green Party 8; Progressive 1; Independent: Carter C

Resolved, That Part 3, as amended, stand part.

Schedule 1 read.

The following amendment was put:

Amendment set out on Supplementary Order Paper No 267 (*Hon Kate Wilkinson*).

Resolved, That the amendment be agreed to.

Resolved, That Schedule 1, as amended, stand part.

Schedule 2 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 267 (*Hon Kate Wilkinson*).

Resolved, That the amendments be agreed to.

Resolved, That Schedule 2, as amended, stand part.

Schedule 3 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 267 (*Hon Kate Wilkinson*).

Resolved, That the amendments be agreed to.

Resolved, That Schedule 3, as amended, stand part.

Schedule 4 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 267 (*Hon Kate Wilkinson*).

Resolved, That the amendments be agreed to.

Resolved, That Schedule 4, as amended, stand part.

Clauses 1 and 2 read.

Resolved, That clause 1 stand part.

Resolved, That clause 2 stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Freedom Camping Bill with amendment.

The report was adopted and the bill set down for third reading forthwith.

Hon Kate Wilkinson moved, and the question was proposed, That the Freedom Camping Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Motion agreed to.

The Freedom Camping Bill was read a third time.

Student Loan Scheme Bill

Hon Peter Dunne moved, and the question was proposed, That the Student Loan Scheme Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 110

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 10

Green Party 9; Independent: Carter C

Motion agreed to.

The Student Loan Scheme Bill was read a second time and set down for Committee stage forthwith.

The Speaker declared the House in Committee for consideration of the Student Loan Scheme Bill.

(In the Committee)

Part 1 read.

The Committee was suspended.

9 Questions for oral answer

One question to a Minister was answered.

One question to the Leader of the Opposition was answered.

Eleven further questions to Ministers were answered.

10 Government orders of the day—continued

The Speaker declared the House in Committee for further consideration of the Student Loan Scheme Bill.

(In the Committee)

Part 1 read again.

Student Loan Scheme Bill

On the question, That Part 1 stand part, the votes were recorded as follows:

Ayes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That Part 1 stand part.

Part 2 read.

Resolved, That Part 2 stand part.

Part 3 read.

Resolved, That Part 3 stand part.

Part 4 read.

Resolved, That Part 4 stand part.

Part 5 read.

On the question, That Part 5 stand part, the votes were recorded as follows:

Ayes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That Part 5 stand part.

Schedule 1 read.

Resolved, That Schedule 1 stand part.

Schedule 2 read.

Resolved, That Schedule 2 stand part.

Schedule 3 read.

Resolved, That Schedule 3 stand part.

Schedule 4 read.

Resolved, That Schedule 4 stand part.

Schedule 5 read.

Resolved, That Schedule 5 stand part.

Schedule 6 read.

Resolved, That Schedule 6 stand part.

Schedule 6A read.

Resolved, That Schedule 6A stand part.

Schedule 7 read.

Resolved, That Schedule 7 stand part.

Schedule 8 read.

Resolved, That Schedule 8 stand part.

Student Loan Scheme Bill

Schedule 9 read.

Resolved, That Schedule 9 stand part.

Clauses 1 and 2 read.

Resolved, That clause 1 stand part.

Resolved, That clause 2 stand part.

The Chairperson announced that the bill would be reported without amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Student Loan Scheme Bill without amendment.

The report was adopted and the bill set down for third reading forthwith.

Hon Peter Dunne moved, and the question was proposed, That the Student Loan Scheme Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 110

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 10

Green Party 9; Independent: Carter C

Motion agreed to.

The Student Loan Scheme Bill was read a third time.

Taxation (Tax Administration and Remedial Matters) Bill

The Speaker declared the House in Committee for consideration of the Taxation (Tax Administration and Remedial Matters) Bill.

(In the Committee)

Part 1 read.

The following amendments to amendments set out on Supplementary Order Paper No 254 were put:

Clause 7DB:

To omit “EZ 23B(7) (Insurance or compensation for depreciable property replaced because affected by Canterbury earthquakes)” and substitute “EZ 23B(8) (Property acquired after depreciable property affected by Canterbury earthquakes)”.

Clause 7DC: section EE 44(2)(d):

To omit “Insurance or compensation for depreciable property replaced because affected by Canterbury earthquakes” and substitute “Property acquired after depreciable property affected by Canterbury earthquakes”.

Clause 7DE: Section EE 47(4):

To omit the heading above this subsection and this subsection and substitute the following heading and subsection:

*Taxation (Tax Administration and Remedial Matters) Bill**“Irreparable damage or damage rendering building or grandparented structure useless*

- “(4) The third event is—
- “(a) the irreparable damage of an item of property that is not a building or grandparented structure; or
 - “(b) the damage of an item of property that is a building or grandparented structure, or of the neighbourhood of the building or grandparented structure, causing the building or grandparented structure to be—
 - “(i) useless for the purpose of deriving income; and
 - “(ii) demolished or abandoned for later demolition.”

Clause 7DF(5): section EE 48(3)(a):

To omit this paragraph and substitute the following paragraph:

- “(a) the building or grandparented structure has been rendered useless for the purpose of deriving income, and demolished or abandoned for later demolition as a result of damage to the building or grandparented structure or of the neighbourhood of the building or grandparented structure; and”

Clause 12BB: section EE 23B:

To omit this section and substitute the following section:

“EZ 23B Property acquired after depreciable property affected by Canterbury earthquakes*“When this section applies*

- “(1) This section applies for a person and an income year (the **current year**) before the 2016–17 income year when the person,—
- “(a) in or before the current year, receives insurance or compensation for items of depreciable property (the **affected property**) each of which, as a result of a Canterbury earthquake as that term is defined in section 4 of the Canterbury Earthquake Recovery Act 2011,—
 - “(i) if not a building or grandparented structure, is irreparably damaged; or
 - “(ii) if a building or grandparented structure, is rendered useless for the purpose of deriving income, and demolished or abandoned for later demolition, because of damage to the building or grandparented structure or to the neighbourhood of the building or grandparented structure; and
 - “(b) in the absence of this section, would have in or before the current year, from insurance or compensation for the items of affected property (the **affected class**) in 1 of the categories referred to in subsection (10)(b), total depreciation recovery income under section EE 48 (Effect of disposal or event) exceeding the total amount for the affected class of depreciation loss, treated as a positive amount, under section EE 48; and
 - “(c) plans in the current year to acquire depreciable property (the **replacement property**) meeting the requirements of subsection (7); and
 - “(d) gives written notice to the Commissioner under subsection (9)—
 - “(i) specifying the affected property:
 - “(ii) linking, for the purposes of this section, each item of acquired replacement property with an affected class.

“Depreciation recovery income and suspended recovery income

- “(2) The amount for the affected class of the excess referred to in subsection (1)(b) (the **excess recovery**) is not depreciation recovery income except to the extent of the amount that—
- “(a) remains after adjustment under subsection (3) or (6) (the **suspended recovery income**); and
 - “(b) is attributed to an income year by subsection (7).

Taxation (Tax Administration and Remedial Matters) Bill

“Effect of acquiring item of replacement property if suspended recovery income from affected property not in pool

- “(3) If the person acquires an item of replacement property (the **replacement item**) and links the replacement item with affected property for which the person does not use the pool method, the amount given by subsection (4)—

“(a) is treated as not being included in the amount of the person’s expenditure on the replacement item, for the purposes of determining—

“(i) under section EE 16(4) (Amount resulting from standard calculation) the item value or cost for the replacement item, if the person uses the diminishing value method or straight-line method for the replacement item; or

“(ii) under section EE 22 (Cases affecting pool) the cost of the replacement item, if the person uses the pool method for the replacement item; and

“(b) is a reduction in the amount of the suspended recovery income for the affected property.

“Amount of reduction: expenditure on replacement item and suspended recovery income

- “(4) The amount of the reduction under subsection (3)(a) or (b) for a replacement item and affected property for which the person does not use the pool method is—

“(a) zero, if the cost of the affected property equals or is less than the person’s total expenditure in acquiring, with or before the replacement item, other replacement property linked with the affected property; or

“(b) the amount calculated using the formula—

$$\frac{\text{limited replacement cost} \times \text{excess}}{\text{affected cost.}}$$

“Definition of items in formula

- “(5) In the formula,—

“(a) **limited replacement cost** is the lesser of the following:

“(i) the amount by which the cost of the affected property exceeds the total expenditure in acquiring, with or before the replacement item, other replacement property linked with the affected property:

“(ii) the amount of the expenditure on the replacement item:

“(b) **excess** is the excess recovery for the affected property:

“(c) **affected cost** is the total cost for the person of the affected property.

“Effect of acquiring item of replacement property if suspended recovery income from affected property in pool

- “(6) If the person acquires an item of replacement property (the **replacement item**) and links the replacement item with affected property for which the person uses the pool method,—

“(a) the amount of the person’s expenditure on the replacement item is treated as being reduced, by the amount equal to the lesser of the amount of expenditure on the replacement item and the amount of suspended recovery income for the affected property after the acquisition of other replacement property with or before the replacement item, for the purposes of determining—

“(i) the adjusted tax value of the replacement item, if subparagraphs (ii) or (iii) do not apply; or

“(ii) the cost of the replacement item for the straight-line method, if that method is used to determine depreciation loss for the replacement item; and

“(iii) the adjusted tax value of the pool of the replacement item, if the person uses the pool method for the replacement item; and

“(b) the amount of the suspended recovery income for the affected property is reduced by the amount of the treated reduction under paragraph (a).

*Taxation (Tax Administration and Remedial Matters) Bill**“Requirements for replacement property*

- “(7) An item of replacement property for a person must—
- “(a) be depreciable property that is not depreciable intangible property; and
 - “(b) be acquired in or before the person’s 2015–16 income year; and
 - “(c) be included in the same category under subsection (10)(b) as the affected class with which the person links the item, if the affected class is described in subsection (10)(b)(i) or (ii); and
 - “(d) be located in greater Christchurch as that term is defined in section 4 of the Canterbury Earthquake Recovery Act 2011, if the item is a building, grandparented structure, or commercial fit-out.

“Amount of depreciation recovery income

- “(8) The person has, in an income year for affected property, an amount of depreciation recovery income equal to the amount of suspended recovery income for the affected property—
- “(a) at the end of the income year, if that year is the 2015–16 income year and neither of paragraphs (b) and (e) apply earlier; or
 - “(b) when in the income year the person decides not to acquire more replacement property, if neither of paragraphs (a) and (c) apply earlier; or
 - “(c) when in the income year the person goes into liquidation or becomes bankrupt, if neither of paragraphs (a) and (b) apply earlier.

“Notice of election for affected property

- “(9) A person choosing to rely on this section to suspend in a current year the recognition of suspended recovery income from the insurance or compensation for affected property must give written notice to the Commissioner—
- “(a) for the earliest income year (the **estimate year**) in which the amount of the insurance or compensation for the affected property can be reasonably estimated, by the later of 31 January 2012 and the date on which the return of income is filed for the estimate year; and
 - “(b) if the current year is after the estimate year,—
 - “(i) for each income year between the estimate year and the current year, by the date on which the return of income is filed for that income year; and
 - “(ii) for the current year, by the date on which the return of income is filed for the current year.

“Contents of notice of election

- “(10) A notice under subsection (9) must—
- “(a) describe the items of affected property; and
 - “(b) indicate in which of the following categories each item of affected property is included:
 - “(i) a building or grandparented structure not referred to in subparagraph (iii);
 - “(ii) commercial fit-out not referred to in subparagraph (iii);
 - “(iii) depreciable property for which the person uses the pool method;
 - “(iv) depreciable property not referred to in subparagraphs (i) to (iii); and
 - “(c) give details of each item of replacement property acquired in the current year and the affected class to which the person is linking the item; and
 - “(d) give the amount of the expenditure on the replacement item and the reduction under subsection (3) or (6) of that expenditure for the purposes of determining adjusted tax value or depreciation loss; and
 - “(e) give the amount, for the affected class, of the suspended recovery income at the end of the current year.

“Disposal of replacement property: reduction in cost treated as depreciation loss

- “(11) For the purposes of section EE 48, the amount by which a person’s expenditure on a replacement item is treated as being reduced under subsection (3) or (6) is an amount of depreciation loss for the item for which the person has been allowed a deduction.

*Taxation (Tax Administration and Remedial Matters) Bill**“Relationship to subpart EE*

“(12) This section overrides subpart EE (Depreciation).

Defined in this Act: adjusted tax value, amount, assessable income, building, commercial building, commercial fit-out, depreciable intangible property, depreciable property, depreciation loss, depreciation recovery income, grandparented structure, income year, liquidation, notice, pool, pool method, return of income, straight-line method”.

(Hon Peter Dunne)

Resolved, That the amendments to the amendments be agreed to.

The following amendments were put:

Amendments, as amended, set out on Supplementary Order Paper No 254 and amendments set out on Supplementary Order Paper No 263 *(Hon Peter Dunne)*.

Resolved, That the amendments, as amended, be agreed to.

On the question, That Part 1, as amended, stand part, the votes were recorded as follows:

Ayes 110

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 10

Green Party 9; Independent: Carter C

Resolved, That Part 1, as amended, stand part.

Part 2 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper Nos 254 and 263 *(Hon Peter Dunne)*.

Resolved, That the amendments be agreed to.

On the question, That Part 2, as amended, stand part, the votes were recorded as follows:

Ayes 110

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 10

Green Party 9; Independent: Carter C

Resolved, That Part 2, as amended, stand part.

Part 3 read.

Amy Adams moved, That the question be now put. The Chairperson declined the motion.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Jami-Lee Ross moved, That the question be now put.

Taxation (Tax Administration and Remedial Matters) Bill

On the question, That the question be now put, the votes were recorded as follows:

Ayes 66

New Zealand National 57; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That the question be now put.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 254 (*Hon Peter Dunne*).

Resolved, That the amendments be agreed to.

On the question, That Part 3, as amended, stand part, the votes were recorded as follows:

Ayes 66

New Zealand National 57; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That Part 3, as amended, stand part.

Schedule read.

Resolved, That the Schedule stand part.

Clauses 1 and 2 read.

Resolved, That clause 1 stand part.

The following amendment to the amendment set out on Supplementary Order Paper No 254 was put:

Clause 2(7BB):

To omit this subclause and substitute the following subclause:

(7BB) Sections 3BB, 4D, 7DB, 7DC, 7DD, 7DE, 7DF, 12BB, and 79BB are treated as coming into force on 4 September 2010.

(*Hon Peter Dunne*)

On the question, That the amendment to the amendment be agreed to, the votes were recorded as follows:

Ayes 66

New Zealand National 57; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That the amendment to the amendment be agreed to.

The following amendments were put:

Amendments, as amended, set out on Supplementary Order Paper No 254 (*Hon Peter Dunne*).

On the question, That the amendments, as amended, be agreed to, the votes were recorded as follows:

Ayes 66

New Zealand National 57; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That the amendments, as amended, be agreed to.

Taxation (Tax Administration and Remedial Matters) Bill

On the question, That clause 2, as amended, stand part, the votes were recorded as follows:

Ayes 66

New Zealand National 57; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Resolved, That clause 2, as amended, stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Taxation (Tax Administration and Remedial Matters) Bill with amendment.

The report was adopted and the bill set down for third reading forthwith.

Hon Peter Dunne moved, and the question was proposed, That the Taxation (Tax Administration and Remedial Matters) Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 66

New Zealand National 57; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Independent: Carter C

Motion agreed to.

The Taxation (Tax Administration and Remedial Matters) Bill was read a third time.

Duties of Statutory Officers (Census and Other Remedial Provisions) Bill

Hon Maurice Williamson moved, and the question was proposed, That the Duties of Statutory Officers (Census and Other Remedial Provisions) Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 76

New Zealand National 57; Green Party 9; ACT New Zealand 5; Māori Party 3; United Future 1; Independent: Carter C

Noes 43

New Zealand Labour 42; Progressive 1

Motion agreed to.

The Duties of Statutory Officers (Census and Other Remedial Provisions) Bill was read a first time and set down for second reading forthwith.

Hon Maurice Williamson moved, and the question was proposed, That the Duties of Statutory Officers (Census and Other Remedial Provisions) Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 75

New Zealand National 57; Green Party 9; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 44

New Zealand Labour 42; Progressive 1; Independent: Carter C

Motion agreed to.

The Duties of Statutory Officers (Census and Other Remedial Provisions) Bill was read a second time and set down for Committee stage forthwith.

The Speaker declared the House in Committee for consideration of the Duties of Statutory Officers (Census and Other Remedial Provisions) Bill.

(In the Committee)

Part 1 read.

Resolved, That Part 1 stand part.

Part 2 read.

Resolved, That Part 2 stand part.

Clauses 1 and 2 read.

Resolved, That clause 1 stand part.

Resolved, That clause 2 stand part.

The Chairperson announced that the bill would be reported without amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Duties of Statutory Officers (Census and Other Remedial Provisions) Bill without amendment.

On the question, That the report be adopted, the votes were recorded as follows:

Ayes 75

New Zealand National 57; Green Party 9; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 44

New Zealand Labour 42; Progressive 1; Independent: Carter C

Motion agreed to.

The report was adopted and the bill set down for third reading forthwith.

Hon Maurice Williamson moved, and the question was proposed, That the Duties of Statutory Officers (Census and Other Remedial Provisions) Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 75

New Zealand National 57; Green Party 9; ACT New Zealand 5; Māori Party 3; United Future 1

Noes 44

New Zealand Labour 42; Progressive 1; Independent: Carter C

Motion agreed to.

The Duties of Statutory Officers (Census and Other Remedial Provisions) Bill was read a third time.

Education Amendment Bill (No 4)

The Speaker declared the House in Committee for consideration of the Education Amendment Bill (No 4).

(In the Committee)

Part 1 read.

The sitting was suspended between 12.00 am and 9.00 am.

Thursday, 18 August 2011

Part 1 read again.

Resolved, That the Committee report progress and sit again presently (*Hon Simon Power*).

The Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Education Amendment Bill (No 4).

The report was adopted and the bill set down for further consideration in Committee presently.

11 Introduction and passing of Government bill

Policing (Storage of Youth Identifying Particulars) Amendment Bill

The introduction of the Policing (Storage of Youth Identifying Particulars) Amendment Bill was announced and the bill set down for first reading forthwith.

Hon Judith Collins moved, and the question was proposed, That the Policing (Storage of Youth Identifying Particulars) Amendment Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 106

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Progressive 1; United Future 1

Noes 13

Green Party 9; Māori Party 3; Independent: Carter C

Motion agreed to.

The Policing (Storage of Youth Identifying Particulars) Amendment Bill was read a first time and set down for second reading forthwith.

Hon Judith Collins moved, and the question was proposed, That the Policing (Storage of Youth Identifying Particulars) Amendment Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 106

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Progressive 1; United Future 1

Noes 13

Green Party 9; Māori Party 3; Independent: Carter C

Motion agreed to.

The Policing (Storage of Youth Identifying Particulars) Amendment Bill was read a second time and set down for Committee stage forthwith.

The Speaker declared the House in Committee for consideration of the Policing (Storage of Youth Identifying Particulars) Amendment Bill.

(In the Committee)

Part 1 read.

The Committee was suspended.

12 Questions for oral answer

Twelve questions to Ministers were answered.

13 Passing of Government bill—continued

The Speaker declared the House in Committee for further consideration of the Policing (Storage of Youth Identifying Particulars) Amendment Bill.

(In the Committee)

Part 1 read again.

Dr Cam Calder moved, That the question be now put. The Chairperson declined the motion.

Policing (Storage of Youth Identifying Particulars) Amendment Bill

On the question, That Part 1 stand part, the votes were recorded as follows:

Ayes 106

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Progressive 1;
United Future 1

Noes 13

Green Party 9; Māori Party 3; Independent: Carter C

Resolved, That Part 1 stand part.

Part 2 read.

Dr Cam Calder moved, That the question be now put. The Chairperson declined the motion.

On the question, That Part 2 stand part, the votes were recorded as follows:

Ayes 106

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Progressive 1;
United Future 1

Noes 12

Green Party 9; Māori Party 3

Resolved, That Part 2 stand part.

Clauses 1, 2, and 3 read.

On the question, That clause 1 stand part, the votes were recorded as follows:

Ayes 106

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Progressive 1;
United Future 1

Noes 13

Green Party 9; Māori Party 3; Independent: Carter C

Resolved, That clause 1 stand part.

Resolved, That clause 2 stand part.

Resolved, That clause 3 stand part.

The Chairperson announced that the bill would be reported without amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Policing (Storage of Youth Identifying Particulars) Amendment Bill without amendment.

The report was adopted and the bill set down for third reading forthwith.

Hon Judith Collins moved, and the question was proposed, That the Policing (Storage of Youth Identifying Particulars) Amendment Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 106

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Progressive 1;
United Future 1

Noes 13

Green Party 9; Māori Party 3; Independent: Carter C

Motion agreed to.

The Policing (Storage of Youth Identifying Particulars) Amendment Bill was read a third time.

14 Government orders of the day—*continued*

Education Amendment Bill (No 4)

The Speaker declared the House in Committee for further consideration of the Education Amendment Bill (No 4).

(In the Committee)

Part 1 read again.

The following amendment was put:

Clause 36:

Amendments set out on Supplementary Order Paper No 269 (*Hon Steven Joyce*).

Resolved, That the amendments be agreed to.

On the question, That Part 1, as amended, stand part, the votes were recorded as follows:

Ayes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; United Future 1; Independent: Carter C

Noes 3

Māori Party 3

Resolved, That Part 1, as amended, stand part.

Part 2 read.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

On the question, That Part 2 stand part, the votes were recorded as follows:

Ayes 116

New Zealand National 57; New Zealand Labour 42; Green Party 9; ACT New Zealand 5; Progressive 1; United Future 1; Independent: Carter C

Noes 3

Māori Party 3

Resolved, That Part 2 stand part.

Clauses 1 to 3 read.

Resolved, That clause 1 stand part.

Resolved, That clause 2 stand part.

Resolved, That clause 3 stand part.

The Chairperson announced that the bill would be reported with amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Education Amendment Bill (No 4) with amendment.

The report was adopted and the bill set down for third reading forthwith.

Hon Dr Jonathan Coleman for Hon Steven Joyce moved, and the question was proposed, That the Education Amendment Bill (No 4) be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 106

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Progressive 1; United Future 1

Noes 13

Green Party 9; Māori Party 3; Independent: Carter C

Motion agreed to.

The Education Amendment Bill (No 4) was read a third time.

Aquaculture Legislation Amendment Bill (No 3)

The Speaker declared the House in Committee for consideration of the Aquaculture Legislation Amendment Bill (No 3).

(In the Committee)

Part 1 read.

The following amendments to the amendments were put:

Amendments set out on Supplementary Order Paper No 277 to amendments set out on Supplementary Order Paper Nos 264 and 265 (*Hon Phil Heatley*).

Resolved, That the amendments to the amendments be agreed to.

The following amendments were put:

Amendments, as amended, set out on Supplementary Order Paper Nos 264 and 265 (*Hon Phil Heatley*).

Resolved, That the amendments, as amended, be agreed to.

On the question, That Part 1, as amended, stand part, the votes were recorded as follows:

Ayes 89

New Zealand National 57; New Zealand Labour 25; ACT New Zealand 2 (*Douglas, Roy H*); Māori Party 3; Progressive 1; United Future 1

Noes 11

Green Party 7; ACT New Zealand 3 (*Boscawen, Calvert, Hide*); Independent: Carter C

Resolved, That Part 1, as amended, stand part.

Part 2 read.

The following amendments set out on Supplementary Order Paper No 277 to the amendments set out on Supplementary Order Paper No 265 were put:

New clause 43A: section 186ZIA(4)(b):

To omit, in the second amendment to the amendment, “makes a determination under section 186ZP(5)” and substitute “a determination under section 186ZP(5)” (*Hon Phil Heatley*).

Resolved, That the amendment to the amendment be agreed to.

Aquaculture Legislation Amendment Bill (No 3)

Amendments set out on Supplementary Order Paper No 277 to amendments set out on Supplementary Order Paper Nos 264 and 265, as amended (*Hon Phil Heatley*).

Resolved, That the amendments to the amendments, as amended, be agreed to.

The following amendments were put:

Amendments, as amended, set out on Supplementary Order Paper Nos 264 and 265 (*Hon Phil Heatley*).

Resolved, That the amendments, as amended, be agreed to.

On the question, That Part 2, as amended, stand part, the votes were recorded as follows:

Ayes 89

New Zealand National 57; New Zealand Labour 25; ACT New Zealand 2 (*Douglas, Roy H*); Māori Party 3; Progressive 1; United Future 1

Noes 11

Green Party 7; ACT New Zealand 3 (*Boscawen, Calvert, Hide*); Independent: Carter C

Resolved, That Part 2, as amended, stand part.

Part 3 read.

The following amendments to the amendments set out on Supplementary Order Paper No 277 were put:

New clause 50(2):

To omit the second amendment to the amendment to paragraph (a) of the definition of **new space**.

To omit new paragraph (aa) of the definition of **new space**.

To insert the following item after the item relating to clause 50(2):

Clause 51:

To add the following subclause:

“(2) Section 5(1) is amended by inserting the following paragraph after paragraph (a):

“(aa) includes any authorisations provided to the trustee by a regional council in accordance with an Order in Council under section 165I, or a notice in the *Gazette* under section 165L, of the Resource Management Act 1991, for the purpose of giving effect to the Crown’s obligations under this Act; and”.

(*Hon Phil Heatley*)

Resolved, That the amendments to the amendments be agreed to.

Amendments set out on Supplementary Order Paper No 277, as amended, to amendments set out on Supplementary Order Paper No 264 (*Hon Phil Heatley*).

Resolved, That the amendments, as amended, to the amendments be agreed to.

The following amendments were put:

Amendments, as amended, set out on Supplementary Order Paper No 264 (*Hon Phil Heatley*).

Resolved, That the amendments, as amended, be agreed to.

Aquaculture Legislation Amendment Bill (No 3)

On the question, That Part 3, as amended, stand part, the votes were recorded as follows:

Ayes 88

New Zealand National 57; New Zealand Labour 24; ACT New Zealand 2 (*Douglas, Roy H*); Māori Party 3; Progressive 1; United Future 1

Noes 11

Green Party 7; ACT New Zealand 3 (*Boscawen, Calvert, Hide*); Independent: Carter C

Resolved, That Part 3, as amended, stand part.

Part 4 read.

The following amendments to the amendments were put:

Amendments set out on Supplementary Order Paper No 277 to amendments set out on Supplementary Order Paper Nos 264 and 265 (*Hon Phil Heatley*).

Resolved, That the amendments to the amendments be agreed to.

The following amendments were put:

Amendments, as amended, set out on Supplementary Order Paper Nos 264 and 265 (*Hon Phil Heatley*).

Resolved, That the amendments, as amended, be agreed to.

On the question, That Part 4, as amended, stand part, the votes were recorded as follows:

Ayes 88

New Zealand National 57; New Zealand Labour 24; ACT New Zealand 2 (*Douglas, Roy H*); Māori Party 3; Progressive 1; United Future 1

Noes 11

Green Party 7; ACT New Zealand 3 (*Boscawen, Calvert, Hide*); Independent: Carter C

Resolved, That Part 4, as amended, stand part.

Schedule 1 read.

The following amendments to the amendments were put:

Amendments set out on Supplementary Order Paper No 277 to amendments set out on Supplementary Order Paper No 264 (*Hon Phil Heatley*).

Resolved, That the amendments to the amendments be agreed to.

The following amendments were put:

Amendments (except those to new Schedule 2), as amended, set out on Supplementary Order Paper No 264 and amendments set out on Supplementary Order Paper No 278 (*Hon Phil Heatley*).

Resolved, That the amendments, as amended, be agreed to.

Resolved, That Schedule 1, as amended, stand part.

Schedule 1A read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 265 (*Hon Phil Heatley*).

Resolved, That the amendments be agreed to.

Resolved, That Schedule 1A, as amended, stand part.

Aquaculture Legislation Amendment Bill (No 3)

Schedule 1B read.

The following amendments were put:

Amendments set out on Supplementary Order Paper Nos 264 and 265 (*Hon Phil Heatley*).

Resolved, That the amendments be agreed to.

Resolved, That Schedule 1B, as amended, stand part.

Schedule 2 read.

Resolved, That Schedule 2 stand part.

Schedule 3 read.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 264 (*Hon Phil Heatley*).

Resolved, That the amendments be agreed to.

Resolved, That Schedule 3, as amended, stand part.

Clauses 1 and 2 read.

Resolved, That clause 1 stand part.

The following amendment to the amendment was put:

Amendment set out on Supplementary Order Paper No 277 to amendments on Supplementary Order Paper No 264 (*Hon Phil Heatley*).

Resolved, That the amendment to the amendment be agreed to.

The following amendments were put:

Amendments, as amended, set out on Supplementary Order Paper No 264 (*Hon Phil Heatley*).

Resolved, That the amendments, as amended, be agreed to.

Resolved, That clause 2, as amended, stand part.

Resolved, That the bill be divided into four bills as set out on Supplementary Order Paper No 276 (*Hon Phil Heatley*).

The Chairperson announced that the bill would be reported with amendment and divided into four bills.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Aquaculture Legislation Amendment Bill (No 3) with amendment and divided into the following bills:

- Aquaculture Reform (Repeals and Transitional Provisions) Amendment Bill
- Fisheries Amendment Bill (No 2)
- Maori Commercial Aquaculture Claims Settlement Amendment Bill
- Resource Management Amendment Bill (No 2).

The report was adopted and the Aquaculture Reform (Repeals and Transitional Provisions) Amendment Bill, the Fisheries Amendment Bill (No 2), the Maori Commercial Aquaculture Claims Settlement Amendment Bill, and the Resource Management Amendment Bill (No 2) were set down for third reading forthwith.

Aquaculture Reform (Repeals and Transitional Provisions) Amendment Bill, Fisheries Amendment Bill (No 2), Maori Commercial Aquaculture Claims Settlement Amendment Bill, and Resource Management Amendment Bill (No 2)

Hon Phil Heatley moved, and the question was proposed, That the Aquaculture Reform (Repeals and Transitional Provisions) Amendment Bill, the Fisheries Amendment Bill (No 2), the Maori Commercial Aquaculture Claims Settlement Amendment Bill, and the Resource Management Amendment Bill (No 2) be now read a third time.

On the question, That the bills be now read a third time, the votes were recorded as follows:

Ayes 87

New Zealand National 57; New Zealand Labour 23; ACT New Zealand 2 (*Douglas, Roy H*); Māori Party 3; Progressive 1; United Future 1

Noes 13

Green Party 9; ACT New Zealand 3 (*Boscawen, Calvert, Hide*); Independent: Carter C

Motion agreed to.

The Aquaculture Reform (Repeals and Transitional Provisions) Amendment Bill, the Fisheries Amendment Bill (No 2), the Maori Commercial Aquaculture Claims Settlement Amendment Bill, and the Resource Management Amendment Bill (No 2) were read a third time.

Trade Marks (International Treaties and Enforcement) Amendment Bill

The Trade Marks (International Treaties and Enforcement) Amendment Bill was read a second time and set down for Committee stage next sitting day.

15 Adjournment

At 8.40 pm on Thursday, 18 August 2011 the House adjourned.

Tuesday, 6 September 2011

The House met at 2.00 pm.

Prayers

1 Government motion

Resolved, That the House pay tribute to Corporal Doug Grant, a courageous soldier who lost his life while serving in New Zealand's SAS (*Hon Bill English for Rt Hon John Key*).

2 Petitions

The presentation of three petitions was announced (*see* Schedule for petitions presented).

3 Papers

Three papers were announced as published under the authority of the House.

The Speaker presented two further papers (*see* Schedule for papers published under the authority of the House and papers presented).

4 Select committee reports

The presentation of eight reports was announced.

The following bills were set down for second reading:

- Subordinate Legislation (Confirmation and Validation) Bill (No 3)
- Crimes Amendment Bill (No 2)
- Alcohol Reform Bill
- Ngāti Pāhauwera Treaty Claims Settlement Bill
- Ngati Porou Claims Settlement Bill.

The following reports were set down for consideration:

- Report from the Controller and Auditor-General on New Zealand Customs Service: Providing assurance about revenue
- Visit of the Social Services Committee to Australia, 23–27 May 2011

(*see* Schedule for select committee reports).

5 Introduction of bills

The introduction of the—

- Ngai Tāmanuhiri Claims Settlement Bill
- Exclusive Economic Zone and Continental Shelf (Environmental Effects) Bill

- Electronic Identity Verification Bill
- Building Amendment Bill (No 4)—

was announced and the bills were set down for first reading.

6 Questions for oral answer

Twelve questions to Ministers were answered.

One question to a member was answered.

7 Government orders of the day

Local Government Borrowing Bill

The Local Government Borrowing Bill was read a second time and set down for Committee stage next sitting day.

National Animal Identification and Tracing Bill

Hon David Carter moved, and the question was proposed, That the National Animal Identification and Tracing Bill be now read a second time.

The debate was interrupted.

8 Valedictory statement

Hon Chris Carter made a valedictory statement.

9 Government orders of the day—continued

National Animal Identification and Tracing Bill

The House resumed the debate on the question, That the National Animal Identification and Tracing Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 110

New Zealand National 57; New Zealand Labour 42; Green Party 6; Māori Party 3; Progressive 1; United Future 1

Noes 5

ACT New Zealand 5

Motion agreed to.

The National Animal Identification and Tracing Bill was read a second time and set down for Committee stage next sitting day.

Trade Marks (International Treaties and Enforcement) Amendment Bill

The Speaker declared the House in Committee for consideration of the Trade Marks (International Treaties and Enforcement) Amendment Bill.

(In the Committee)

Part 1 read.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Dr Paul Hutchison moved, That the question be now put. The Chairperson declined the motion.

Resolved, That the question be now put (*Jacqui Dean*).

The following amendments were put:

Amendments set out on Supplementary Order Paper No 268 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Part 1, as amended, stand part.

Part 2 read.

Jacqui Dean moved, That the question be now put. The Chairperson declined the motion.

Resolved, That the question be now put (*Jonathan Young*).

The following amendments were put:

Amendments set out on Supplementary Order Paper No 268 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That Part 2, as amended, stand part.

Clauses 1 and 2 read.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Tim Macindoe moved, That the question be now put. The Chairperson declined the motion.

Resolved, That the question be now put (*Jo Goodhew*).

Resolved, That clause 1 stand part.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 83 (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

Resolved, That clause 2, as amended, stand part.

Resolved, That the bill be divided into two bills as set out on Supplementary Order Paper No 85 (*Hon Simon Power*).

The Chairperson announced that the bill would be reported with amendment and divided into two bills.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Trade Marks (International Treaties and Enforcement) Amendment Bill with amendment and divided into the following bills:

- Trade Marks Amendment Bill
- Copyright Amendment Bill (No 2).

The report was adopted and the Trade Marks Amendment Bill and the Copyright Amendment Bill (No 2) were set down for third reading next sitting day.

Road User Charges Bill

Hon Nathan Guy for Hon Steven Joyce moved, and the question was proposed, That the Road User Charges Bill be now read a second time.

10 Adjournment

At 10.00 pm the Speaker interrupted the debate, set it down for resumption next sitting day, and left the Chair.

Wednesday, 7 September 2011

The House met at 2.00 pm.

Prayers

1 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

2 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

3 Introduction of bills

The introduction of the—

- Natural Health Products Bill
- Student Loan Scheme Amendment Bill—

was announced and the bills were set down for first reading.

4 Questions for oral answer

Twelve questions to Ministers were answered.

One question to a member was answered.

5 General debate

Hon Anne Tolley moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

6 Private and local orders of the day**Royal Society of New Zealand Amendment Bill**

The Speaker declared the House in Committee for further consideration of the Royal Society of New Zealand Amendment Bill.

(In the Committee)

Clause 14 read again.

Resolved, That clause 14 stand part.

Clause 15 read.

Resolved, That clause 15 stand part.

Clause 16 read.

Royal Society of New Zealand Amendment Bill

Hon Heather Roy moved, That the Committee report progress.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 52

New Zealand Labour 42; Green Party 8; Progressive 1; Independent: Carter C

Resolved, That the Committee report progress.

The Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Royal Society of New Zealand Amendment Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

7 Members' orders of the day

Education (Freedom of Association) Amendment Bill and Employment Relations (Secret Ballot for Strikes) Amendment Bill

The Speaker declared the House in Committee for further consideration of the Education (Freedom of Association) Amendment Bill and consideration of the Employment Relations (Secret Ballot for Strikes) Amendment Bill.

(In the Committee)

Education (Freedom of Association) Amendment Bill

Clause 9 read again.

Colin King moved, That the question be now put. The Chairperson declined the motion.

The following amendments were put:

Heading to clause 9:

To omit the heading and substitute “**Two classes of students provisions**” (*Grant Robertson*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 8; Māori Party 3; Progressive 1

Noes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Subclause (1):

To omit “This section applies to any student who on 1 January 2012” and substitute “This section will not apply to any student who on 1 January 2012” (*Kris Faafoi*).

Education (Freedom of Association) Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 55

New Zealand Labour 42; Green Party 8; Māori Party 3; Progressive 1; Independent: Carter C

Noes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Subclause (1):

To omit “student” and substitute “person” (*Sue Moroney*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 55

New Zealand Labour 42; Green Party 8; Māori Party 3; Progressive 1; Independent: Carter C

Noes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Subclause (1)(b):

To omit “institution’s” and substitute “establishment’s” (*Sue Moroney*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 55

New Zealand Labour 42; Green Party 8; Māori Party 3; Progressive 1; Independent: Carter C

Noes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Subclause (1)(b):

To omit this paragraph.

Subclause (2)(a):

To omit “a member of the student association” and substitute “subject to compulsory student association membership”.

(*David Shearer*)

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 8; Māori Party 3; Progressive 1; Mana 1; Independent: Carter C

Noes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Amendments not agreed to.

Subclause (2)(a):

To insert “or 31 December 2015, whichever comes later” after “enrolment” (*Grant Robertson*).

Education (Freedom of Association) Amendment Bill

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 8; Māori Party 3; Progressive 1; Mana 1;
Independent: Carter C

Noes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Amendment not agreed to.

New subclauses (3) and (4):

To add the following subclauses:

- (3) Despite sections 229A to 229CA, information must be provided by the institution to both prospective and current students about any student association at the institution for the purpose of informing the student about joining the association.
- (4) The type of information referred to in subsection (3) includes—
 - (a) the services the association provides members;
 - (b) the services the association provides non-members;
 - (c) the fees and levies which apply to joining an association;
 - (d) the process of electing representatives of the association.

(Grant Robertson)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 8; Māori Party 3; Progressive 1; Mana 1;
Independent: Carter C

Noes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Amendment not agreed to.

New subclause (3):

To add the following subclause:

- (3) The institution is to provide its student association with the following details of students for whom any membership fee of the kind prescribed in section 229CA(1) is currently collected from—
 - (a) the student's full name; and
 - (b) the student's contact address; and
 - (c) the student's contact phone number; and
 - (d) the student's email address.

(Grant Robertson)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 8; Māori Party 3; Progressive 1; Mana 1;
Independent: Carter C

Noes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Amendment not agreed to.

Education (Freedom of Association) Amendment Bill

On the question, That clause 9 stand part, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 42; Green Party 8; Māori Party 3; Progressive 1; Mana 1;

Independent: Carter C

Resolved, That clause 9 stand part.

The following amendments were tabled:

New clause 10:

Amendment set out on Supplementary Order Paper No 203 (*David Clendon*).

Amendment ruled out of order as the Government had exercised its financial veto.

To add the following clause:

10 Implication for student loan

Notwithstanding section 229CA, students may use any component of the student loan to pay any non-compulsory student association fees, collected on behalf of the association by the institution's council.

(*Hon Trevor Mallard*)

Amendment ruled out of order as the Government had exercised its financial veto.

To add the following clause:

10 New section 229D

The following section is inserted into the principal Act:

“229D Institution to provide association funding

Every institution where a student association exists is required to provide that student association with 40% of the student services fees that that institution collects without condition.”

(*Grant Robertson*)

Amendment ruled out of order as being more properly associated with another clause, consideration of which had been completed.

To add the following clause:

10 Charges for non-members

Nothing in this Act shall prevent a student association charging a person who is not a member of the association for the provision of services or activities which are available to all students regardless of whether the student is a member of an association.

(*Grant Robertson*)

Amendment ruled out of order as being the same in substance as a previous amendment that had been negatived.

The following amendment was proposed:

To add the following clause:

10 Review of sections 229A to 229CA

- (1) The Ministry of Education shall review the effect of the operation of sections 229A to 229CA 5 years after the date on which this Act receives Royal assent.
- (2) The review shall assess the impact of the provisions on students and the tertiary sector in accordance with the terms of reference established in subsection (3).
- (3) The terms of reference for the review shall be set out by the Minister of Education.
- (4) The Ministry of Education shall report to the Ministers of Education and of Tertiary Education.

(*Grant Robertson*)

Education (Freedom of Association) Amendment Bill

Chris Tremain moved, That the question be now put. The Chairperson declined the motion.

Hon Tau Henare moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 42; Green Party 8; Māori Party 3; Progressive 1; Mana 1;

Independent: Carter C

Resolved, That the question be now put.

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 56

New Zealand Labour 42; Green Party 8; Māori Party 3; Progressive 1; Mana 1;

Independent: Carter C

Noes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Amendment not agreed to.

The following amendments were tabled:

New clause 11:

To add the following clause:

11 Polls must be held

- (1) Notwithstanding sections 229A to 229CA, if a provision of this Act relates to student associations, a poll of students relating to the provision must be held in the institution that is directly affected by the provision.
- (2) A poll result where 75% of students vote against the provision will result in the provision not applying to that particular institution.

(Grant Robertson)

Amendment ruled out of order as being inconsistent with the principles and objects of the bill.

New clause 12:

To add the following clause:

12 Triennial polls must be held

- (1) Every 3 years, a poll of students relating to whether sections 229A to 229CA should apply must be held in each institution that is directly affected by the sections.
- (2) A poll result where 75% of students vote against the provision will result in the provision not applying to that particular institution.

(Grant Robertson)

Amendment ruled out of order as being inconsistent with the principles and objects of the bill.

*Education (Freedom of Association) Amendment Bill**New clause 13:*

To add the following clause:

13 Enrolment in student association

- (1) Further to sections 229A to 229CA, this section applies to the enrolment of students into a student's association.
- (2) Students are automatically enrolled at the institution's recognised student association but may apply to be removed from student association membership if they choose.
- (3) A student opting to be removed from student association membership will receive a full refund if they request to be removed within 15 days of commencing study for that academic year.
- (4) A student requesting to be removed from a student association's membership must notify the institution's council in writing and the council must not reject a student's request.
- (5) The membership fees of a student removed from student association membership during a time not outside of 15 days from commencement must be paid to a charity of the association's choice.
- (6) Every student association must ensure that the information about the rights in subsections (2) to (5) are available to students before enrolment.

(Grant Robertson)

Amendment ruled out of order as being inconsistent with the principles and objects of the bill.

The Chairperson announced that the bill would be reported without amendment presently.

Employment Relations (Secret Ballot for Strikes) Amendment Bill

Clause 1 read.

Sandra Goudie moved, That the question be now put. The Chairperson declined the motion.

Louise Upston moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 42; Green Party 8; Māori Party 3; Progressive 1; Mana 1;
Independent: Carter C

Resolved, That the question be now put.

On the question, That clause 1 stand part, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 42; Green Party 8; Māori Party 3; Progressive 1; Mana 1;
Independent: Carter C

Resolved, That clause 1 stand part.

Clause 2 read.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Louise Upston moved, That the question be now put.

Employment Relations (Secret Ballot for Strikes) Amendment Bill

On the question, That the question be now put, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 42; Green Party 8; Māori Party 3; Progressive 1; Mana 1;

Independent: Carter C

Resolved, That the question be now put.

The following amendment was put:

Amendment set out on Supplementary Order Paper No 195 (*Hon Tau Henare*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 42; Green Party 8; Māori Party 3; Progressive 1; Mana 1;

Independent: Carter C

Resolved, That the amendment be agreed to.

On the question, That clause 2, as amended, stand part, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 57

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Mana 1;

Independent: Carter C

Resolved, That clause 2, as amended, stand part.

Clause 3 read.

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bills

The Speaker resumed the Chair, and the Chairperson reported the Education (Freedom of Association) Amendment Bill without amendment.

The Chairperson also reported progress on the Employment Relations (Secret Ballot for Strikes) Amendment Bill.

The report was adopted and the Education (Freedom of Association) Amendment Bill set down for third reading next sitting day.

The Employment Relations (Secret Ballot for Strikes) Amendment Bill was set down for further consideration in Committee next sitting day.

8 Adjournment

At 9.56 pm the House adjourned.

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Thursday, 8 September 2011

The House met at 2.00 pm.

Prayers

1 Business statement

The Acting Leader of the House made a statement relating to the business of the House.

2 Select committee reports

The presentation of three reports was announced.

The following reports were set down for consideration:

- Briefing on the review of special education services
- Report of the Parliamentary Commissioner for the Environment on Evaluating the use of 1080: Predators, poisons and silent forests, Petition 2008/47 of Mr P Findlay on behalf of the Thames Landcare Group and 3,107 others, and Petition 2008/81 of Maureen Pugh

(*see* Schedule for select committee reports).

3 Questions for oral answer

Twelve questions to Ministers were answered.

4 Government orders of the day**Trade Marks Amendment Bill and Copyright Amendment Bill (No 2)**

The Trade Marks Amendment Bill and the Copyright Amendment Bill (No 2) were read a third time.

Local Government Borrowing Bill

The Speaker declared the House in Committee for consideration of the Local Government Borrowing Bill.

(In the Committee)

Part 1 read.

Nicky Wagner moved, That the question be now put. The Chairperson declined the motion.

Jo Goodhew moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 65

New Zealand National 57; ACT New Zealand 4; Māori Party 3; United Future 1

Noes 51

New Zealand Labour 42; Green Party 8; Progressive 1

Resolved, That the question be now put.

Local Government Borrowing Bill

Resolved, That Part 1 stand part.

Part 2 read.

Jo Goodhew moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 65

New Zealand National 57; ACT New Zealand 4; Māori Party 3; United Future 1

Noes 50

New Zealand Labour 42; Green Party 7; Progressive 1

Resolved, That the question be now put.

Resolved, That Part 2 stand part.

Clauses 1 and 2 read.

Resolved, That clause 1 stand part.

Resolved, That clause 2 stand part.

Resolved, That the bill be divided into two bills as set out on Supplementary Order Paper No 279 (*Hon Rodney Hide*).

The Chairperson announced that the bill would be reported without amendment and divided into two bills.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Local Government Borrowing Bill without amendment and divided into the following bills:

- Local Government Borrowing Bill
- Local Government (Auckland Council) Amendment Bill (No 2).

The report was adopted and the Local Government Borrowing Bill and the Local Government (Auckland Council) Amendment Bill (No 2) were set down for third reading next sitting day.

5 Adjournment

At 5.49 pm the House adjourned.

Tuesday, 13 September 2011

The House met at 2.00 pm.

Prayers

1 Petitions

The presentation of two petitions was announced (*see* Schedule for petitions presented).

2 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

3 Select committee reports

The presentation of eight reports was announced.

The following reports were set down for consideration:

- Report from the Parliamentary Commissioner for the Environment on How clean is New Zealand: Measuring and reporting on the health of our environment
- Report from the Controller and Auditor-General on Progress in delivering publicly funded scheduled services to patients
- Proposed changes to the format of Estimates and other information presented with Appropriation bills
- Report from the Controller and Auditor-General on Inland Revenue: Making it easy to comply
- Report from the Controller and Auditor-General on Public entities' progress in implementing the Auditor-General's recommendation
- Report from the Controller and Auditor-General on Central government: Cost-effectiveness and improving annual reports
- Briefing on the 2011 Ballance farm environment awards

(*see* Schedule for select committee reports).

4 Questions for oral answer

Twelve questions to Ministers were answered.

5 Application to debate a matter of urgent public importance

The Speaker notified the House that Hon Phil Goff had indicated his desire to move (for the purpose of debating the planning, Ministerial oversight, and performance of the Auckland transport network and other factors that contributed to the chaos in

downtown Auckland ahead of the Rugby World Cup opening ceremony on Friday, 9 September 2011), That the House take note of a matter of urgent public importance. The Speaker informed the House that he had declined the application.

6 Government orders of the day

Alcohol Reform Bill

Hon Simon Power moved, and the question was proposed, That the Alcohol Reform Bill be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 115

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; United Future 1; Mana 1; Independent: Carter C

Noes 5

ACT New Zealand 5

Motion agreed to.

The Alcohol Reform Bill was read a second time and set down for Committee stage next sitting day.

Exclusive Economic Zone and Continental Shelf (Environmental Effects) Bill

Hon Dr Nick Smith moved, and the question was proposed, That the Exclusive Economic Zone and Continental Shelf (Environmental Effects) Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 76

New Zealand National 57; Green Party 9; ACT New Zealand 5; Māori Party 3; United Future 1; Independent: Carter C

Noes 44

New Zealand Labour 42; Progressive 1; Mana 1

Motion agreed to.

The Exclusive Economic Zone and Continental Shelf (Environmental Effects) Bill was read a first time.

Hon Dr Nick Smith moved a motion nominating the select committee to consider the bill.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 76

New Zealand National 57; Green Party 9; ACT New Zealand 5; Māori Party 3; United Future 1; Independent: Carter C

Noes 44

New Zealand Labour 42; Progressive 1; Mana 1

Resolved, That the Local Government and Environment Committee consider the Exclusive Economic Zone and Continental Shelf (Environmental Effects) Bill.

Crimes Amendment Bill (No 2)

Hon Simon Power moved, and the question was proposed, That the Crimes Amendment Bill (No 2) be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 110

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 11

Green Party 9; Mana 1; Independent: Carter C

Motion agreed to

The Crimes Amendment Bill (No 2) was read a second time and set down for Committee stage next sitting day.

Māori Purposes Bill

The Māori Purposes Bill was read a second time and divided into the following bills as set out on Supplementary Order Paper No 270:

- Māori Purposes Bill
- Maori Fisheries Amendment Bill
- Maori Trust Boards Amendment Bill
- Te Ture Whenua Maori Amendment Bill.

The Māori Purposes Bill, Maori Fisheries Amendment Bill, Maori Trust Boards Amendment Bill, and Te Ture Whenua Maori Amendment Bill were set down for third reading forthwith.

The Māori Purposes Bill, Maori Fisheries Amendment Bill, Maori Trust Boards Amendment Bill, and Te Ture Whenua Maori Amendment Bill were read a third time.

7 Adjournment

At 9.48 pm the House adjourned.

Wednesday, 14 September 2011

The House met at 2.00 pm.

Prayers

1 Introduction of bills

The introduction of the Taxation (Annual Rates, Returns Filing, and Remedial Matters) Bill was announced and the bill set down for first reading.

2 Questions for oral answer

Twelve questions to Ministers were answered.

3 Applications to debate a matter of urgent public importance

The Speaker notified the House that Hon Phil Goff and Dr Russel Norman had indicated their desire to move (for the purpose of debating the announcement that the Minister for the Rugby World Cup is to invoke powers under the Rugby World Cup 2011 Empowering Act 2010 to take control of the Auckland Waterfront for the Cup celebrations), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the applications.

4 General debate

Dr Kennedy Graham moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

5 Government orders of the day**Road User Charges Bill**

The House resumed the interrupted debate on the question, That the Road User Charges Bill be now read a second time.

Resolved, That the amendments recommended by the Transport and Industrial Relations Committee by majority be agreed to.

The Road User Charges Bill was read a second time and set down for Committee stage next sitting day.

Local Government Borrowing Bill and Local Government (Auckland Council)**Amendment Bill (No 2)**

The Local Government Borrowing Bill and the Local Government (Auckland Council) Amendment Bill (No 2) were read a third time.

Spending Cap (People's Veto) Bill

Hon Rodney Hide moved, and the question was proposed, That the Spending Cap (People's Veto) Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 62

New Zealand National 57; ACT New Zealand 5

Noes 58

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; United Future 1; Mana 1; Independent: Carter C

Motion agreed to.

The Spending Cap (People's Veto) Bill was read a first time and stood referred to a select committee.

Resolved, That the Finance and Expenditure Committee consider the bill (*Hon Rodney Hide*).

Crimes Amendment Bill (No 2)

The Speaker declared the House in Committee for consideration of the Crimes Amendment Bill (No 2).

(In the Committee)

Part 1 read.

The following amendment was put:

Clause 7: section 195:

To add the following subsection:

“(4) An offence under subsection (1) is a serious violent offence as defined in section 86A of the Sentencing Act 2002.”

(Hon John Boscawen)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 5

ACT New Zealand 5

Noes 115

New Zealand National 57; New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; United Future 1; Mana 1; Independent: Carter C

Result corrected after originally being announced as Ayes 5, Noes 111.

Amendment not agreed to.

On the question, That Part 1 stand part, the votes were recorded as follows:

Ayes 109

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Māori Party 3; Progressive 1; United Future 1

Noes 11

Green Party 9; Mana 1; Independent: Carter C

Resolved, That Part 1 stand part.

Part 2 read.

The following amendment was tabled:

New clause 9A

To insert the following clause after clause 9:

9A Amendment to Sentencing Act 2002

(1) This section amends the Sentencing Act 2002.

Crimes Amendment Bill (No 2)

- (2) Section 86A is amended by inserting the following subsection after subsection (26):
“(26A) section 195 (ill-treatment or neglect of child or vulnerable adult):”.

(Hon John Boscawen)

Amendment ruled out of order as being contingent on an amendment that had been negatived.

Resolved, That Part 2 stand part.

Clauses 1 to 3 read.

Resolved, That clause 1 stand part.

Resolved, That clause 2 stand part.

Resolved, That clause 3 stand part.

The Chairperson announced that the bill would be reported without amendment.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported the Crimes Amendment Bill (No 2) without amendment.

The report was adopted and the bill set down for third reading next sitting day.

6 Adjournment

At 9.38 pm the House adjourned.

Thursday, 15 September 2011

The House met at 2.00 pm.

Prayers

1 Introduction of distinguished visitor

The Speaker informed the House that Hon Peter MacKay, Minister of National Defence from the Canadian House of Commons, was within the precincts of the Chamber.

The Minister was welcomed with applause.

2 Correction of vote

The Speaker corrected the vote on the Crimes Amendment Bill (No 2) in committee on the question that the amendment to clause 7 in the name of Hon John Boscawen be agreed to. The correct result is Ayes 5, Noes 115.

3 Business statement

The Acting Leader of the House made a statement relating to the business of the House.

4 Select committee reports

The presentation of two reports was announced (*see* Schedule for select committee reports).

5 Questions for oral answer

Twelve questions to Ministers were answered.

One question to a member was postponed.

6 Debate on a matter of urgent public importance

The Speaker informed the House that he had received applications from Hon Trevor Mallard and Dr Russel Norman to debate, under Standing Order 380, the Government's application to the Rugby World Cup Authority for an extension to the Queens Wharf Fanzone, Festival, and Showcase Event area. The Speaker stated that priority would be given to the first application received.

Hon Trevor Mallard moved, and the question was proposed, That the House take note of a particular case of recent occurrence.

The motion lapsed.

7 Government orders of the day

Student Loan Scheme Amendment Bill

Hon Peter Dunne moved, and the question was proposed, That the Student Loan Scheme Amendment Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 109

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Māori Party 3; Progressive 1; United Future 1

Noes 11

Green Party 9; Mana 1; Independent: Carter C

Motion agreed to.

The Student Loan Scheme Amendment Bill was read a first time and stood referred to a select committee.

Resolved, That the Finance and Expenditure Committee consider the bill (*Hon Peter Dunne*).

Natural Health Products Bill

The Natural Health Products Bill was read a first time and stood referred to a select committee.

Resolved, That the Health Committee consider the bill (*Hon Dr Jonathan Coleman*).

Crimes Amendment Bill (No 2)

Hon Simon Power moved, and the question was proposed, That the Crimes Amendment Bill (No 2) be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 109

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Māori Party 3; Progressive 1; United Future 1

Noes 11

Green Party 9; Mana 1; Independent: Carter C

Motion agreed to.

The Crimes Amendment Bill (No 2) was read a third time.

8 Adjournment

At 6.00 pm the House adjourned.

Tuesday, 27 September 2011

The House met at 2.00 pm.

Prayers

1 Question of privilege

The Speaker advised the House of a question of privilege relating to the Supreme Court decision in *Attorney-General and Gow v Leigh* [2011] NZSC 106.

The question stood referred to the Privileges Committee.

2 Business of the House

By leave, agreed that the House suspend for the dinner break each day, or adjourn if it is a Thursday, at the conclusion of valedictory statements.

3 Petitions

The presentation of three petitions was announced (*see* Schedule for petitions presented).

4 Papers

Twenty-two papers were announced as published under the authority of the House.

The Speaker presented six further papers (*see* Schedule for papers published under the authority of the House and papers presented).

5 Select committee reports

The presentation of nine reports was announced.

The following reports were set down for consideration:

- Report from the Parliamentary Commissioner for the Environment on Lignite and climate change: The high cost of low grade coal
- Report by the New Zealand delegation to the Australia-New Zealand Scrutiny of Legislation Conference, Brisbane, 26–28 July 2011
- Reserve Bank of New Zealand's monetary policy statement, September 2011
- Eleventh biennial conference of the Australasian Council of Public Accounts Committees (ACPAC), Perth, Australia, 27 to 30 April 2011
- Review of the Standing Orders

(*see* Schedule for select committee reports).

6 Questions for oral answer

Twelve questions to Ministers were answered.

Two questions to members were answered.

7 Government orders of the day

Criminal Procedure (Reform and Modernisation) Bill

Hon Simon Power moved, and the question was proposed, That the Criminal Procedure (Reform and Modernisation) Bill be now read a second time.

On the question, That the amendments recommended by the Justice and Electoral Committee by majority be agreed to, the votes were recorded as follows:

Ayes 110

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 11

Green Party 9; Mana 1; Independent: Carter C

Resolved, That the amendments recommended by the Justice and Electoral Committee by majority be agreed to.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 110

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 11

Green Party 9; Mana 1; Independent: Carter C

Motion agreed to.

The Criminal Procedure (Reform and Modernisation) Bill was read a second time and set down for Committee stage next sitting day.

Taxation (Annual Rates, Returns Filing, and Remedial Matters) Bill

Hon Peter Dunne moved, and the question was proposed, That the Taxation (Annual Rates, Returns Filing, and Remedial Matters) Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 110

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 11

Green Party 9; Mana 1; Independent: Carter C

Motion agreed to.

The Taxation (Annual Rates, Returns Filing, and Remedial Matters) Bill was read a first time and stood referred to a select committee.

Hon Peter Dunne moved a motion nominating the select committee to consider the bill.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 110

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 11

Green Party 9; Mana 1; Independent: Carter C

Resolved, That the Finance and Expenditure Committee consider the bill.

8 Urgency

Hon Simon Power moved a motion to accord urgency to certain business.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 110

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 11

Green Party 9; Mana 1; Independent: Carter C

Resolved, That urgency be accorded the introduction and first reading of the—

- Video Camera Surveillance (Temporary Measures) Bill
- Sleepover Wages (Settlement) Bill—

and for Sue Kedgley to give her valedictory statement at 5.45 pm as determined by the Business Committee.

9 Introduction and first reading of Government bills

Video Camera Surveillance (Temporary Measures) Bill

The introduction of the Video Camera Surveillance (Temporary Measures) Bill was announced and the bill set down for first reading forthwith.

Hon Christopher Finlayson moved, and the question was proposed, That the Video Camera Surveillance (Temporary Measures) Bill be now read a first time.

The debate was interrupted.

10 Valedictory statement

Sue Kedgley made a valedictory statement.

11 Government bills—*continued*

Video Camera Surveillance (Temporary Measures) Bill

The House resumed the interrupted debate on the question, That the Video Camera Surveillance (Temporary Measures) Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 106

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Progressive 1; United Future 1

Noes 15

Green Party 9; Māori Party 4; Mana 1; Independent: Carter C

Motion agreed to.

The Video Camera Surveillance (Temporary Measures) Bill was read a first time and stood referred to a select committee.

Resolved, That the Justice and Electoral Committee consider the Video Camera Surveillance (Temporary Measures) Bill, that the committee report finally to the House on or before 3 October 2011, and that the committee have authority to meet

tomorrow and at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c) (*Hon Christopher Finlayson*).

Sleepover Wages (Settlement) Bill

The introduction of the Sleepover Wages (Settlement) Bill was announced and the bill set down for first reading forthwith.

The Sleepover Wages (Settlement) Bill was read a first time and stood referred to a select committee.

Resolved, That the Health Committee consider the Sleepover Wages (Settlement) Bill, that the committee report finally to the House on or before 3 October 2011, and that the committee have authority to meet tomorrow and at any time while the House is sitting (except during oral questions), during any evening on a day on which there has been a sitting of the House, and on a Friday in a week in which there has been a sitting of the House, despite Standing Orders 187 and 190(1)(b) and (c) (*Hon Kate Wilkinson for Hon Tony Ryall*).

12 Adjournment

At 9.58 pm the House adjourned.

Wednesday, 28 September 2011

The House met at 2.00 pm.

Prayers

1 Government motion

Resolved, That the House express its sadness on the death of an SAS soldier in Afghanistan (*Rt Hon John Key*).

2 Select committee reports

The presentation of two reports was announced.

The report on the Briefing on Cambodia's war crimes tribunal was set down for consideration (*see* Schedule for select committee reports).

3 Questions for oral answer

Twelve questions to Ministers were answered.

Two questions to members were answered.

4 General debate

Hon Bill English moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

5 Private and local orders of the day**Royal Society of New Zealand Amendment Bill**

The Speaker declared the House in Committee for further consideration of the Royal Society of New Zealand Amendment Bill.

(In the Committee)

Clause 16 read again.

Hon Heather Roy moved, That the Committee report progress.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 58

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; Mana 1;

Independent: Carter C

Resolved, That progress be reported.

The Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Royal Society of New Zealand Amendment Bill.

On the question, That the report be adopted, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 58

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; Mana Party 1;
Independent: Carter C

Motion agreed to.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

6 Members' orders of the day**Education (Freedom of Association) Amendment Bill**

Hon Heather Roy moved, and the question was proposed, That the Education (Freedom of Association) Amendment Bill be now read a third time.

The debate was interrupted.

7 Valedictory statements

Hon Mita Ririnui and Keith Locke made valedictory statements.

8 Members' orders of the day—continued**Education (Freedom of Association) Amendment Bill**

The House resumed the interrupted debate on the question, That the Education (Freedom of Association) Amendment Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 58

New Zealand Labour 42; Green Party 9; Māori Party 4; Progressive 1; Mana 1;
Independent: Carter C

Motion agreed to.

The Education (Freedom of Association) Amendment Bill was read a third time.

Employment Relations (Secret Ballot for Strikes) Amendment Bill

The Speaker declared the House in Committee for further consideration of the Employment Relations (Secret Ballot for Strikes) Amendment Bill.

(In the Committee)

Clause 3 read again.

Tim Macindoe moved, That the question be now put. The Chairperson declined the motion.

Employment Relations (Secret Ballot for Strikes) Amendment Bill

Jo Goodhew moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 57

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Mana 1;

Independent: Carter C

Resolved, That the question be now put.

On the question, That clause 3 stand part, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 57

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Mana 1;

Independent: Carter C

Resolved, That clause 3 stand part.

Clause 4 read.

Jo Goodhew moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 57

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Mana 1;

Independent: Carter C

Resolved, That the question be now put.

On the question, That clause 4 stand part, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 57

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Mana 1;

Independent: Carter C

Resolved, That clause 4 stand part.

The following amendments were proposed:

New clause 4A:

To insert the following clause after clause 4:

4A When society entitled to be registered as union

Section 14(1) is amended by inserting the following paragraph after paragraph (c):

“(ca) the society’s rules contain a provision relating to the process for holding a secret ballot for the purposes of this Act; and”.

(Hon Tau Henare)

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 57

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Mana 1;

Independent: Carter C

Resolved, That the amendment be agreed to.

Employment Relations (Secret Ballot for Strikes) Amendment Bill

New clause 5A:

To insert the following clause after clause 4:

5A When society entitled to be registered as union

Section 14(1) is amended by adding the following paragraph:

“(e) the society’s rules include a requirement that a secret ballot of its members who are employed by the same or different employers (as the case may be) and who would become a party to the strike be held before any strike is undertaken.”

(Darien Fenton)

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Employment Relations (Secret Ballot for Strikes) Amendment Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

9 Adjournment

At 9.55 pm the House adjourned.

Thursday, 29 September 2011

The House met at 2.00 pm.

Prayers

1 Business statement

The Acting Leader of the House made a statement relating to the business of the House.

2 Papers

One paper was announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

3 Select committee reports

The presentation of three reports was announced (*see* Schedule for select committee reports).

4 Introduction of bills

The introduction of the—

- Crown Entities Reform Bill
- Hutt City Council (Graffiti Removal) Bill—

was announced and the bills were set down for first reading.

5 Questions for oral answer

Twelve questions to Ministers were answered.

Two questions to members were answered.

6 Government orders of the day**Criminal Procedure (Reform and Modernisation) Bill**

The Speaker declared the House in Committee for consideration of the Criminal Procedure (Reform and Modernisation) Bill.

(In the Committee)

Clauses 1 and 2, Parts 1 to 9, and Schedules 1 to 6 read.

The following amendments to the amendments were put:

To omit “of less than 2 years” from the amendment to clause 4(1)(h) set out on Supplementary Order Paper No 281 (*Hon Simon Power*) and substitute “of less than 3 months” (*Dr Kennedy Graham*).

Criminal Procedure (Reform and Modernisation) Bill

On the question, That the amendment to the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Mana 1; Independent: Carter C

Noes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment to the amendment not agreed to.

Amendment set out on Supplementary Order Paper No 284 (*Dr Kennedy Graham*) to the amendment to clause 128(3) set out on Supplementary Order Paper No 281 (*Hon Simon Power*).

On the question, That the amendment to the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Mana 1; Independent: Carter C

Noes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment to the amendment not agreed to.

To omit the item in clause 435 set out on Supplementary Order Paper No 283 (*Hon Simon Power*), referring to new section 23(3)(b)(iii), and substitute the following item:

New section 23(2)(b)(iii): to omit “are outstanding” and substitute “have been issued” (*Hon Simon Power*).

Resolved, That the amendment to the amendment be agreed to.

The following amendments were put:

Amendments set out on Supplementary Order Paper Nos 281 and 283, as amended (except that to new section 277(10) of the Children, Young Persons and Their Families Act in Schedule 3) (*Hon Simon Power*).

Resolved, That the amendments be agreed to.

The following amendments were tabled:

Amendments set out on Supplementary Order Paper No 286 (*Charles Chauvel*).

Amendments ruled out of order as 24 hours’ notice had not been given for amendments that may have an impact on the Government’s fiscal aggregates.

The following amendments were put:

Clause 4(1):

To omit from paragraph (j) “if the matter proceeds to trial, the trial will be a Judge-alone trial” and substitute “a defendant charged with a category 2 offence has a choice about whether or not to elect a trial by jury (*see* section 48):”.

To insert the following paragraph after paragraph (j):

“(ja) if the defendant elects trial by jury, and the matter proceeds to trial, the trial will be a jury trial (unless a Judge-alone trial is ordered under section 102 or 103):”.

(*Dr Kennedy Graham*)

Criminal Procedure (Reform and Modernisation) Bill

On the question, That the amendments be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Mana 1; Independent: Carter C

Noes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Amendments not agreed to.

Clause 429:

To omit this clause (*Dr Kennedy Graham*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Mana 1; Independent: Carter C

Noes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

Clause 431:

Amendment set out on Supplementary Order Paper No 285 (*Dr Kennedy Graham*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 54

New Zealand Labour 42; Green Party 9; Progressive 1; Mana 1; Independent: Carter C

Noes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Amendment not agreed to.

On the question, That clauses 1 and 2, Parts 1 to 9, and Schedules 1 to 6, as amended, stand part, the votes were recorded as follows:

Ayes 110

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 11

Green Party 9; Mana 1; Independent: Carter C

Resolved, That clauses 1 and 2, Parts 1 to 9, and Schedules 1 to 6, as amended, stand part.

Resolved, That the bill be divided into 15 bills as set out on Supplementary Order Paper No 282 (*Hon Simon Power*).

The Chairperson announced that the bill would be reported with amendment and divided into 15 bills.

Reporting of bills

The Speaker resumed the Chair, and the Chairperson reported the Criminal Procedure (Reform and Modernisation) Bill with amendment and divided into the following bills:

- Criminal Procedure Bill
- Bail Amendment Bill (No 3)
- Children, Young Persons, and Their Families Amendment Bill (No 3)

Criminal Procedure (Reform and Modernisation) Bill

- Corrections Amendment Bill
- Crimes Amendment Bill (No 5)
- Criminal Disclosure Amendment Bill
- Criminal Procedure (Mentally Impaired Persons) Amendment Bill
- District Courts Amendment Bill (No 2)
- Evidence Amendment Bill
- Juries Amendment Bill
- Justices of the Peace Amendment Bill
- New Zealand Bill of Rights Amendment Bill
- Sentencing Amendment Bill (No 6)
- Summary Proceedings Amendment Bill (No 4)
- Victims' Rights Amendment Bill.

The report was adopted and the Criminal Procedure Bill, the Bail Amendment Bill (No 3), the Children, Young Persons, and Their Families Amendment Bill (No 3), the Corrections Amendment Bill, the Crimes Amendment Bill (No 5), the Criminal Disclosure Amendment Bill, the Criminal Procedure (Mentally Impaired Persons) Amendment Bill, the District Courts Amendment Bill (No 2), the Evidence Amendment Bill, the Juries Amendment Bill, the Justices of the Peace Amendment Bill, the New Zealand Bill of Rights Amendment Bill, the Sentencing Amendment Bill (No 6), the Summary Proceedings Amendment Bill (No 4), and the Victims' Rights Amendment Bill were set down for third reading next sitting day.

Victims of Crime Reform Bill

Hon Simon Power moved, and the question was proposed, That the Victims of Crime Reform Bill be now read a first time.

The debate was interrupted and set down for resumption next sitting day.

7 Valedictory statements

Dr Ashraf Choudhary, Hon Heather Roy, Hon Sir Roger Douglas, and Hon George Hawkins made valedictory statements.

8 Adjournment

At 6.22 pm the House adjourned.

Tuesday, 4 October 2011

The House met at 2.00 pm.

Prayers

1 Resignation of member

The Speaker advised the House that he had received a letter from Chris Joseph Carter resigning his seat in the House with effect from the close of 30 September 2011.

2 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

3 Papers

Ten papers were announced as published under the authority of the House.

The Speaker presented two further papers (*see* Schedule for papers published under the authority of the House and papers presented).

4 Select committee reports

The presentation of nine reports was announced.

The following bills were set down for second reading:

- Sleepover Wages (Settlement) Bill
- Video Camera Surveillance (Temporary Measures) Bill.

The following reports were set down for consideration:

- Interim report on the Regulatory Standards Bill
- Briefing from the National Health IT Board
- Briefing on the Walking Access Commission's public access mapping system
- Interim report on inquiry into boarding houses in New Zealand
- Report from the Parliamentary Commissioner for the Environment on Smart electricity meters: How households and the environment can benefit
- Special report providing the uncorrected transcripts from the hearings of evidence on the Video Camera Surveillance (Temporary Measures) Bill

(*see* Schedule for select committee reports).

5 Introduction of bills

The introduction of the—

- International Finance Agreements Amendment Bill

- Ngāti Mākino Claims Settlement Bill
- Heritage New Zealand Pouhere Taonga Bill—

was announced and the bills were set down for first reading.

6 Questions for oral answer

Twelve questions to Ministers were answered.

One question to a member was postponed.

7 Applications to debate a matter of urgent public importance

The Speaker notified the House that Dr Russel Norman and Hon Phil Goff had indicated their desire to move (for the purpose of debating the downgrade of New Zealand's credit rating by two rating agencies), That the House take note of a matter of urgent public importance.

The Speaker informed the House that he had declined the applications.

8 Government orders of the day

Criminal Procedure Bill, Bail Amendment Bill (No 3), Children, Young Persons, and Their Families Amendment Bill (No 3), Corrections Amendment Bill, Crimes Amendment Bill (No 5), Criminal Disclosure Amendment Bill, Criminal Procedure (Mentally Impaired Persons) Amendment Bill, District Courts Amendment Bill (No 2), Evidence Amendment Bill, Juries Amendment Bill, Justices of the Peace Amendment Bill, New Zealand Bill of Rights Amendment Bill, Sentencing Amendment Bill (No 6), Summary Proceedings Amendment Bill (No 4), and Victims' Rights Amendment Bill

Hon Simon Power moved, and the question was proposed, That the Criminal Procedure Bill, the Bail Amendment Bill (No 3), the Children, Young Persons, and Their Families Amendment Bill (No 3), the Corrections Amendment Bill, the Crimes Amendment Bill (No 5), the Criminal Disclosure Amendment Bill, the Criminal Procedure (Mentally Impaired Persons) Amendment Bill, the District Courts Amendment Bill (No 2), the Evidence Amendment Bill, the Juries Amendment Bill, the Justices of the Peace Amendment Bill, the New Zealand Bill of Rights Amendment Bill, the Sentencing Amendment Bill (No 6), the Summary Proceedings Amendment Bill (No 4), and the Victims' Rights Amendment Bill be now read a third time.

On the question, That the bills be now read a third time, the votes were recorded as follows:

Ayes 110

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 10

Green Party 9; Mana 1

Motion agreed to.

The Criminal Procedure Bill, the Bail Amendment Bill (No 3), the Children, Young Persons, and Their Families Amendment Bill (No 3), the Corrections Amendment Bill, the Crimes Amendment Bill (No 5), the Criminal Disclosure Amendment Bill, the Criminal Procedure (Mentally Impaired Persons) Amendment Bill, the District Courts Amendment Bill (No 2), the Evidence Amendment Bill, the Juries Amendment Bill, the Justices of the Peace Amendment Bill, the New Zealand Bill of Rights Amendment Bill, the Sentencing Amendment Bill (No 6), the Summary Proceedings Amendment Bill (No 4), and the Victims' Rights Amendment Bill were read a third time.

Crown Entities Reform Bill

Hon Craig Foss for Hon Tony Ryall moved, and the question was proposed, That the Crown Entities Reform Bill be now read a first time.

The debate was interrupted.

9 Valedictory statements

Lynne Pillay, Hon Pete Hodgson, and Hon Jim Anderton made valedictory statements.

10 Government orders of the day—*continued*

Crown Entities Reform Bill

The House resumed the interrupted debate on the question, That the Crown Entities Reform Bill be now read a first time.

On the question, That the bill be now read a first time, the votes were recorded as follows:

Ayes 67

New Zealand National 57; ACT New Zealand 5; Māori Party 4; United Future 1

Noes 53

New Zealand Labour 42; Green Party 9; Progressive 1; Mana 1

Motion agreed to.

The Crown Entities Reform Bill was read a first time and stood referred to a select committee.

Resolved, That the Government Administration Committee consider the bill (*Hon Paula Bennett for Hon Tony Ryall*).

Victims of Crime Reform Bill

The House resumed the interrupted debate on the question, That the Victims of Crime Reform Bill be now read a first time.

The Victims of Crime Reform Bill was read a first time and stood referred to a select committee.

Resolved, That the Justice and Electoral Committee consider the bill (*Hon Simon Power*).

Road User Charges Bill

The Speaker declared the House in Committee for consideration of the Road User Charges Bill.

(In the Committee)

Part 1 read.

Hon Simon Power moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 73

New Zealand National 57; Green Party 9; ACT New Zealand 5; United Future 1; Mana 1

Noes 46

New Zealand Labour 42; Māori Party 3; Progressive 1

Resolved, That the question be now put.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 287 (*Hon Steven Joyce*).

Resolved, That the amendments be agreed to.

Resolved, That Part 1, as amended, stand part.

Part 2 read.

At 9.55 pm the Chairperson left the Chair to report progress.

Reporting of bill

The Speaker resumed the Chair, and the Chairperson reported progress on the Road User Charges Bill.

The report was adopted and the bill set down for further consideration in Committee next sitting day.

11 Adjournment

At 9.56 pm the House adjourned.

Wednesday, 5 October 2011

The House met at 2.00 pm.

Prayers

1 Introduction of distinguished visitor

The Speaker informed the House that Mr Hidehisa Otsuji, Vice-President of the House of Councillors of the Diet of Japan, was within the precincts of the Chamber.

The Vice-President was welcomed with applause and accorded a seat on the left of the Chair.

2 Petitions

The presentation of two petitions was announced (*see* Schedule for petitions presented).

3 Papers

Ten papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

4 Select committee reports

The presentation of four reports was announced.

The following reports were set down for consideration:

- Notice of motion regarding the Misuse of Drugs (Classification of Tapentadol) Order 2011
- Complaint regarding the Resource Management (Forms, Fees, and Procedure) Amendment Regulations 2009 (SR 2009/73)
- Orders in Council made under the Canterbury Earthquake Response and Recovery Act 2010 and the Canterbury Earthquake Recovery Act 2011
- Activities of the Regulations Review Committee in 2011

(*see* Schedule for select committee reports).

5 Introduction of bills

The introduction of the—

- Child Support Amendment Bill
- Members of Parliament (Remuneration and Services) Bill—

was announced and the bills were set down for first reading.

6 Questions for oral answer

Twelve questions to Ministers were answered.

One question to a member was answered.

7 General debate

Hon Phil Goff moved, and the question was proposed, That the House take note of miscellaneous business.

The motion lapsed.

8 Government orders of the day

Subordinate Legislation (Confirmation and Validation) Bill (No 3)

Hon Simon Power moved, and the question was proposed, That the Subordinate Legislation (Confirmation and Validation) Bill (No 3) be now read a second time.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 110

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 10

Green Party 9; Mana 1

Motion agreed to.

The Subordinate Legislation (Confirmation and Validation) Bill (No 3) was read a second time and a third time.

9 Valedictory statements

Sandra Goudie, Hon Georgina te Heuheu, Hon Dr Wayne Mapp, and Hon Simon Power made valedictory statements.

10 Government orders of the day—*continued*

Government motion—amendments to the Standing Orders

Resolved, That the amendments to the Standing Orders set out in Part 2 of the report of the Standing Orders Committee on the Review of Standing Orders be adopted, with effect from the day after the dissolution or expiration of the present Parliament (*Hon Judith Collins for Hon Simon Power*).

Road User Charges Bill and National Animal Identification and Tracing Bill

The Speaker declared the House in Committee for further consideration of the Road User Charges Bill and consideration of the National Animal Identification and Tracing Bill.

(In the Committee)

Road User Charges Bill

Part 2 read again.

Louise Upston moved, That the question be now put.

Road User Charges Bill

On the question, That the question be now put, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Mana 1

Resolved, That the question be now put.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 287 (*Hon Steven Joyce*).

Resolved, That the amendments be agreed to.

Resolved, That Part 2, as amended, stand part.

Part 3 read.

Louise Upston moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Mana 1

Resolved, That the question be now put.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 287 (*Hon Steven Joyce*).

Resolved, That the amendments be agreed to.

Resolved, That Part 3, as amended, stand part.

Part 4 read.

Jo Goodhew moved, That the question be now put. The Chairperson declined the motion.

Louise Upston moved, That the question be now put. The Chairperson declined the motion.

Tim Macindoe moved, That the question be now put.

On the question, That the question be now put, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Mana 1

Resolved, That the question be now put.

The following amendments were put:

Amendments set out on Supplementary Order Paper No 287 (*Hon Steven Joyce*).

Resolved, That the amendments be agreed to.

Road User Charges Bill

On the question, That Part 4, as amended, stand part, the votes were recorded as follows:

Ayes 63

New Zealand National 57; ACT New Zealand 5; United Future 1

Noes 56

New Zealand Labour 42; Green Party 9; Māori Party 3; Progressive 1; Mana 1

Resolved, That Part 4, as amended, stand part.

Schedule 1 read.

Resolved, That Schedule 1 stand part.

Schedule 2 read.

Resolved, That Schedule 2 stand part.

Schedule 3 read.

The following amendment to the amendment was put:

To omit the amendment to Schedule 3, Part 1 relating to the Sentencing Act 2002, as set out on Supplementary Order Paper No 287 (*Hon Steven Joyce*), and substitute the following amendment:

Sentencing Amendment Act 2011 (2011 No 47)

Section 27(4): new section 137(3)(fb) of the Sentencing Act 2002: omit “section 9 of the Road User Charges Act 1977” and substitute “the Road User Charges Act 2010”.

(*Hon Nathan Guy*)

Resolved, That the amendment to the amendment be agreed to.

The following amendment was put:

Amendment, as amended, set out on Supplementary Order Paper No 287 (*Hon Steven Joyce*).

Resolved, That the amendment, as amended, be agreed to.

Resolved, That Schedule 3, as amended, stand part.

Clauses 1 and 2 read.

At 9.55 pm the Chairperson left the Chair to report progress on the Road User Charges Bill, and no progress on the National Animal Identification and Tracing Bill.

Reporting of bills

The Speaker resumed the Chair, and the Chairperson reported progress on the Road User Charges Bill.

The Chairperson also reported no progress on the National Animal Identification and Tracing Bill.

The report was adopted and the Road User Charges Bill set down for further consideration in Committee next sitting day.

The National Animal Identification and Tracing Bill was set down for consideration in Committee next sitting day.

11 Adjournment

At 9.56 pm the House adjourned.

Thursday, 6 October 2011

The House met at 2.00 pm.

Prayers

1 Petitions

The presentation of one petition was announced (*see* Schedule for petitions presented).

2 Papers

Five papers were announced as published under the authority of the House (*see* Schedule for papers published under the authority of the House).

3 Select committee reports

The presentation of one report was announced.

The report on the Briefing from Autism New Zealand, Briefing from the Ministry of Education on the educational needs of students with autism spectrum disorders, and Briefing from the Ministry of Education on the arrangements for assessing students with autism against the National Standards was set down for consideration (*see* Schedule for select committee reports).

4 Introduction of bills

The introduction of the South Taranaki District Council (Cold Creek Rural Water Supply) Bill was announced and the bill set down for first reading.

5 Questions for oral answer

Twelve questions to Ministers were answered.

6 Government orders of the day**Government motion—vacancy in Te Atatū Electoral District**

Resolved, That pursuant to section 131(a) of the Electoral Act 1993, a vacancy in the Te Atatū Electoral District having arisen in the period of six months prior to the date of the expiration of this Parliament, no writ be issued for the election of a member of Parliament for that Electoral District to supply the vacancy occasioned by the resignation of Chris Joseph Carter (*Hon Simon Power*).

7 Urgency

Hon Simon Power moved a motion to accord urgency to certain business.

On the question, That the motion be agreed to, the votes were recorded as follows:

Ayes 110

New Zealand National 57; New Zealand Labour 42; ACT New Zealand 5; Māori Party 4; Progressive 1; United Future 1

Noes 10

Green Party 9; Mana 1

Resolved, That urgency be accorded the passing through their remaining stages of the Video Camera Surveillance (Temporary Measures) Bill and the Sleepover Wages (Settlement) Bill, and the adjournment debate.

8 Government orders of the day—*continued*

Video Camera Surveillance (Temporary Measures) Bill

Hon Christopher Finlayson moved, and the question was proposed, That the Video Camera Surveillance (Temporary Measures) Bill be now read a second time.

Resolved, That the amendments recommended by the Justice and Electoral Committee by majority be agreed to.

On the question, That the bill be now read a second time, the votes were recorded as follows:

Ayes 105

New Zealand National 57; New Zealand Labour 41; ACT New Zealand 5; Progressive 1; United Future 1

Noes 14

Green Party 9; Māori Party 4; Mana 1

Motion agreed to.

The Video Camera Surveillance (Temporary Measures) Bill was read a second time and set down for Committee stage forthwith.

The Speaker declared the House in Committee for consideration of the Video Camera Surveillance (Temporary Measures) Bill.

(In the Committee)

Clauses 1 and 2, and Parts 1 and 2 read.

The following amendment was put:

Clause 5A:

To omit this clause (*Keith Locke*).

On the question, That the amendment be agreed to, the votes were recorded as follows:

Ayes 14

Green Party 9; Māori Party 4; Mana 1

Noes 105

New Zealand National 57; New Zealand Labour 41; ACT New Zealand 5; Progressive 1; United Future 1

Result corrected after originally being announced as Ayes 15, Noes 105.

Amendment not agreed to.

Video Camera Surveillance (Temporary Measures) Bill

On the question, That clauses 1 and 2, and Parts 1 and 2 stand part, the votes were recorded as follows:

Ayes 105

New Zealand National 57; New Zealand Labour 41; ACT New Zealand 5; Progressive 1; United Future 1

Noes 14

Green Party 9; Māori Party 4; Mana 1

Result corrected after originally being announced as Ayes 105, Noes 15.

Motion agreed to.

Resolved, That clauses 1 and 2, and Parts 1 and 2 stand part.

The Chairperson announced that the bill would be reported without amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Video Camera Surveillance (Temporary Measures) Bill without amendment.

The report was adopted and the bill set down for third reading forthwith.

Hon Christopher Finlayson moved, and the question was proposed, That the Video Camera Surveillance (Temporary Measures) Bill be now read a third time.

On the question, That the bill be now read a third time, the votes were recorded as follows:

Ayes 105

New Zealand National 57; New Zealand Labour 41; ACT New Zealand 5; Progressive 1; United Future 1

Noes 14

Green Party 9; Māori Party 4; Mana 1

Motion agreed to.

The Video Camera Surveillance (Temporary Measures) Bill was read a third time.

Sleepover Wages (Settlement) Bill

The Sleepover Wages (Settlement) Bill was read a second time and set down for Committee stage forthwith.

The Speaker declared the House in Committee for consideration of the Sleepover Wages (Settlement) Bill.

(In the Committee)

Clauses 1 and 2, and Parts 1 and 2 read.

Resolved, That clauses 1 and 2, and Parts 1 and 2 stand part.

The Chairperson announced that the bill would be reported without amendment.

Reporting and passing of bill

The Speaker resumed the Chair, and the Chairperson reported the Sleepover Wages (Settlement) Bill without amendment.

The report was adopted and the bill set down for third reading forthwith.

The Sleepover Wages (Settlement) Bill was read a third time.

9 Adjournment

Resolved, That the House do now adjourn until Tuesday, 25 October 2011 (*Hon Bill English*).

At 7.16 pm the House adjourned.
