

Commerce (Clearance Validation) Amendment Act 2001

Public Act 2001 No 89
Date of assent 6 November 2001

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The Parliament of New Zealand enacts as follows:

1 Title

- (1) This Act is the Commerce (Clearance Validation) Amendment Act 2001.
- (2) In this Act, the Commerce Act 1986 is called “the principal Act”.

2 Commencement

This Act comes into force on the day after the date on which it receives the Royal assent.

3 Consideration of notices applying for clearance made before 26 May 2001

- (1) This section applies to a notice under section 66(1) of the principal Act seeking clearance for the acquisition of the assets of a business, or shares if it—
 - (a) was given to the Commission before the commencement of section 11 of the Commerce Amendment Act 2001; and
 - (b) had not been finally disposed of before that commencement.
- (2) The principal Act applies to a notice (other than the notice seeking clearance for the proposed acquisition that was the subject of the proceedings *Foodstuffs (Auckland) Limited v Commerce Commission and Progressive Enterprises Limited* (CA 163/01, 19 September 2001)) to which this section applies as if section 11 of the Commerce Amendment Act 2001 had not been enacted.
- (3) Every action of the Commission before the commencement of this Act must for all purposes be treated as being as valid and effectual as it would have been if this Act had come into force on the commencement of section 11 of the Commerce Amendment Act 2001.
- (4) This section is for the avoidance of doubt.

Legislative history

20 September 2001	Introduction, first reading and referral to Commerce Committee (Bill 159-1)
5 October 2001	Reported from Commerce Committee
16 October 2001	Second reading
17, 30 October 2001	Committee of the whole House (Bill 159-2)
31 October 2001	Third reading
6 November 2001	Royal assent
