



Plumbers, Gasfitters, and Drainlayers Amendment Act 2013

Public Act 2013 No 73
Date of assent 13 September 2013
Commencement see section 2

Contents

	Page
1 Title	2
2 Commencement	2
3 Principal Act	2
Part 1	
Extension of purposes for which Board may impose levy	
4 Section 143 amended (Disciplinary levy)	2
Part 2	
Validation of disciplinary levy and offences fee	
5 New sections 171A and 171B inserted	2
171A Validation of disciplinary levy	3
171B Validation of offences fee	3

The Parliament of New Zealand enacts as follows:**1 Title**

This Act is the Plumbers, Gasfitters, and Drainlayers Amendment Act 2013.

2 Commencement

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

3 Principal Act

This Act amends the Plumbers, Gasfitters, and Drainlayers Act 2006 (the **principal Act**).

Part 1**Extension of purposes for which Board
may impose levy****4 Section 143 amended (Disciplinary levy)**

(1) In the heading to section 143, after “**Disciplinary**”, insert “**and prosecution**”.

(2) Replace section 143(1) with:

“(1) The Board may, by notice in the *Gazette*, impose on every registered person a disciplinary and prosecution levy of any amount it thinks fit for the purpose of funding the costs arising out of—

“(a) investigations into allegations or complaints against registered persons; and

“(b) proceedings concerning discipline under Part 3; and

“(c) investigations into, and prosecutions against persons for, the breach of any Act or regulation relating to sanitary plumbing, gasfitting, or drainlaying.”

Part 2**Validation of disciplinary levy and
offences fee****5 New sections 171A and 171B inserted**

After section 171, insert:

“171A Validation of disciplinary levy

- “(1) A disciplinary levy payable during the period beginning on 1 April 2007 and ending on the close of 11 January 2012 is and always has been validly imposed by the Board.
- “(2) Money received by the Board in payment of a disciplinary levy validated by subsection (1) is and always has been lawfully collected and applied.
- “(3) In this section, **disciplinary levy payable** means a disciplinary levy payable or purportedly payable in accordance with the following:
- “(a) Plumbers, Gasfitters and Drainlayers Board (Fees) Amendment Notice 2007 (*Gazette* 2007, p 414):
 - “(b) Plumbers, Gasfitters and Drainlayers Board (Fees) Amendment Notice (No 2) 2007 (*Gazette* 2007, p 575) as amended by the Corrigendum to the Plumbers, Gasfitters and Drainlayers Board (Fees) Amendment Notice (No 2) 2007 (*Gazette* 2007, p 721):
 - “(c) Plumbers, Gasfitters and Drainlayers Board (Fees) Amendment Notice (No 3) 2007 (*Gazette* 2007, p 3635):
 - “(d) Plumbers, Gasfitters and Drainlayers Board (Fees) Notice 2010 (*Gazette* 2010, p 936) as amended by the Amendment to the Plumbers, Gasfitters and Drainlayers Board (Fees) Notice 2010 (*Gazette* 2010, p 1675):
 - “(e) Plumbers, Gasfitters and Drainlayers Board (Fees) Notice 2010 (*Gazette* 2010, p 2140) as amended by the Amendment to the Plumbers, Gasfitters and Drainlayers Board (Fees) Notice 2010 (*Gazette* 2010, p 2213) and republished as the Plumbers, Gasfitters and Drainlayers Board (Fees) Notice 2010 (*Gazette* 2010, p 3604).

“171B Validation of offences fee

- “(1) An offences fee payable on and from 12 January 2012 is and always has been validly prescribed by the Board.
- “(2) The Board must not amend an offences fee validated by subsection (1), but may revoke it.
- “(3) Money received by the Board in payment of an offences fee validated by subsection (1) is and always has been lawfully collected and applied.

- “(4) In this section, **offences fee payable** means an offences fee payable or purportedly payable in accordance with the following:
- “(a) Plumbers, Gasfitters and Drainlayers Board (Fees) Notice 2010 (*Gazette* 2010, p 3604) as amended by the Amendment to the Plumbers, Gasfitters and Drainlayers Board (Fees) Notice 2010 (*Gazette* 2011, p 5677):
 - “(b) Plumbers, Gasfitters and Drainlayers (Fees and Disciplinary Levy) Notice 2013 (*Gazette* 2012, p 4495).”

Legislative history

11 March 2013	Introduction (Bill 101–1)
14 March 2013	First reading and referral to Government Administration Committee
4 April 2013	Report of Government Administration Committee (Bill 101–2)
16 April 2013	Second reading
2 July 2013	Committee of the whole House
5 September 2013	Third reading
13 September 2013	Royal assent

This Act is administered by the Ministry of Business, Innovation, and Employment.
