



New Zealand Gazette

OF THURSDAY, 15 DECEMBER 1994

WELLINGTON: WEDNESDAY, 21 DECEMBER 1994 — ISSUE NO. 136

Parliamentary Notice

Statutes Drafting and Compilation Act 1920

Appointment of Parliamentary Counsel

Her Excellency the Governor-General has been pleased to appoint

Jacqueline Clare Derby, LL.B (HONS.)
to be a Parliamentary Counsel, in terms of the Statutes Drafting and Compilation Act 1920, on and from 20 December 1994.

Dated at Wellington this 15th day of December 1994.

JIM BOLGER, Prime Minister.

ps9179

Departmental Notices

Agriculture and Fisheries

Fisheries Act 1983

Fisheries (Quota Aggregation Limit Exemption) Notice (No. 5) 1994 (No. 5394)

Pursuant to section 28W(3) of the Fisheries Act 1983, the Minister of Fisheries, after consultation with the New Zealand Fishing Industry Board and the Treaty of Waitangi Fisheries Commission hereby gives the following notice:

Notice

1. Title and commencement—(1) This notice may be cited as the Fisheries (Quota Aggregation Limit Exemption) Notice (No. 5) 1994.

(2) This notice shall come into effect on the day after its notification in the Gazette.

2. Interpretation

(a) Any reference to Quota Management Area means the appropriate Quota Management Area as defined in the Fisheries (Quota Management Areas, Total Allowable Catches and Catch Histories) Notice 1986*;

(b) Species are specified by way of fishstock codes, being Fishstock Codes defined in the Second Schedule of the Fisheries (Reporting) Regulations 1990†;

(c) The principal notice means the Fisheries (Quota Aggregation Limit Exemption) Notice 1994 [No. 5346] published in the *New Zealand Gazette* on the 26th day of May 1994, No. 50 at page 1757]; and

(d) "Sanford Group" means Sanford Limited and those

companies owned or controlled by Sanford Limited at the date of this notice.

3. Exemption to quota aggregation limit—(1) As from the date that this notice comes into effect, the Sanford Group of companies is permitted to hold quota and interest in quota in excess of the 20 percent aggregation limit for quota management areas 1 and 9 as provided in section 28W (1) (d) of the Fisheries Act 1983, for the following species and quota management areas and up to the percentage limits as specified in the table below:

Species	Fishstock	Quota Aggregation Limit %
Blue warehou	WAR 1	26.66
Gemfish	SKI 1	58.90
Gurnard	GUR 1	29.88
John Dory	JDO 1	22.40
Tarakihi	TAR 1	22.42
Trevally	TRE 1	33.35

(2) The principal notice, with respect to the fishstock TRE 7, is hereby amended to permit the Sanford Group to hold quota and interests in quota of that fishstock up to an aggregation limit of 42.84 percent, from the date that the consent granted under the principal notice with respect to TRE 7 ceases to be valid.

Dated at Wellington this 18th day of December 1994.

D. L. KIDD, Minister of Fisheries.

* S.R. 1986/267

† S.R. 1990/214

go9213

Commerce

Commerce Act 1986

Statement to the Commerce Commission of the Economic Policy of the Government: Electricity Transmission

To the Commerce Commission

Pursuant to section 26 of the Commerce Act 1986, I hereby transmit to the Commerce Commission a statement of the economic policy of the Government in relation to markets for the transmission of electricity.

Overall Energy Policy Objective

The Government's energy policy objective is to ensure the continuing availability of energy services, at the lowest cost to the economy as a whole, consistent with sustainable development.

Objective for Trans Power

Trans Power is the owner and operator of the national grid for electricity transmission. Trans Power's principal objective is set out in section 4 of the State Owned Enterprises Act 1986. Given the nature of its business, Trans Power should also have the following specific objectives to assist it in fulfilling its principal objective:

- i to provide an efficient, reliable and secure national grid at least practicable cost, taking into account factors relating to customer-specific transmission services;
- ii to provide transmission services (including access) to all existing and future grid users with pricing and other contractual terms and conditions which:
 - a are transparent;
 - b reflect costs, including risk;

c facilitate nationally efficient supply, delivery and use of electricity;

d promote efficient use of Trans Power's resources; and e promote nationally efficient use of transmission services by grid users, and so facilitate efficient resource use;

iii to supply appropriate and timely information which facilitates efficient investment decisions by Trans Power, and by users of the national grid; and

iv to earn a commercially appropriate return having regard to the risk of the business.

In these objectives:

- operation of the national grid includes ensuring efficient system coordination and real time electricity security.
- efficiency includes efficiency over the longer term.

Particular policies with respect to transmission contracts

As stated above, the Government's overall objective is to ensure the continuing availability of energy services, at the lowest cost to the economy as a whole, consistent with sustainable development. Trans Power's pricing and other contractual terms and conditions for transmission services will be important in achieving that objective. The Government considers that recognition of the following principles will promote efficiency of resource use in the electricity sector:

Transmission pricing

- That Trans Power's charges should reflect the full economic costs to Trans Power of providing transmission services, including back-up.
- That variable transmission prices to grid users should reflect variable costs incurred in the transmission of electricity (including costs that arise when parts of the transmission grid are constrained), thus providing incentives to minimise those costs.
- That the sunk costs of the transmission grid should be allocated in a way that minimises distortions in investment decision-making by grid users.

The Government is concerned in particular to ensure, in the interests of the economy as a whole, that the way sunk costs are recovered minimises distortions to decisions on the timing or location of investment in new generating facilities or demand-side alternatives. The comparative transmission costs of new generation opportunities should be evaluated on the basis of prices to recover marginal transmission costs (which are primarily marginal losses and marginal constraints), plus the cost of connection to the existing grid. The method of recovering the grid's sunk costs should minimise distortions to those price signals. (It is noted that redundant transmission assets are to be written down under the Optimised Deprival Value (ODV) methodology. Assets may become redundant where grid users' capacity requirements are permanently reduced. In the event of redundancy, the level of Trans Power's charge to recover sunk costs should be correspondingly reduced¹.)

- That the pricing of new and replacement investments in the grid should provide grid users with strong incentives to identify least cost investment options, including energy efficiency and demand management options.
- That the pricing for new entrants should provide clear signals on the relative costs of locating in different areas.

Grid reliability

- That the target level of reliability should reflect the value to electricity users of a reliable system, taking into account the costs involved.

Allocation of risk

- That the technical and commercial risks inherent in operating the transmission system should be allocated where they are most efficiently and effectively managed.

Revocation

The statement of Government policy entitled ‘Statement to the Commerce Commission of the Economic Policy of the Government: Electricity Transmission’ transmitted by me on 6 October 1993 and published in the *New Zealand Gazette* of 14 October 1993 at pages 3004–3005 is hereby revoked.

¹ Conversely, asset values can increase under the ODV methodology, in which case charges to recover sunk costs may increase correspondingly.

Signed at Wellington this 20th day of December 1994.

PHILIP BURDON, Minister of Commerce.

go9206

Crown Minerals Act 1991**Notification of Issue of Minerals Programme for Petroleum**

Pursuant to section 19 of the Crown Minerals Act 1991, I hereby give notice that the Governor-General by Order in Council dated 19 December 1994 has issued the Minerals Programme for Petroleum with the Programme to take effect from 1 January 1995.

The Minerals Programme for Petroleum establishes the policies, procedures and provisions for the management of petroleum.

The Programme may be inspected during normal business hours at:

Ministry of Commerce library, Ministry of Commerce Building, 33 Bowen Street, Wellington;

Ministry of Commerce, Mining Inspection Office, 135 Kolmar Road, Papatoetoe, Auckland;

Ministry of Commerce, Mining Inspection Office, NML Building, The Octagon, Dunedin;

The Offices of the Taranaki Regional Council, Cloton Road, Stratford; and

The Offices of the Canterbury Regional Council, 58 Kilmore Street, Christchurch.

Copies of the Programme may be purchased from Bennetts Bookshop outlets or the Ministry of Commerce, Crown Minerals Operations Group, after 20 January 1995.

Further information can be obtained from the Ministry of Commerce, Wellington, telephone (04) 472 0030.

Dated at Wellington this 20th day of December 1994.

DOUG KIDD, Minister of Energy.

go69

Letters Patent**Approving Amendments of the Bylaws of the Australasian Institute of Mining and Metallurgy**

CATHERINE A. TIZARD, Governor-General
ORDER IN COUNCIL

At Wellington this 19th day of December 1994

Present:

THE HON. DOUG KIDD PRESIDING IN COUNCIL

Whereas by Letters Patent of Her Majesty The Queen, dated the 16th day of September 1955, the Australasian Institute of Mining and Metallurgy (hereinafter called the

Institute) was, by Charter passed under the Great Seal, established, created, and incorporated into a body corporate and public: And whereas by clause 15 of the said Charter it is provided that the majority of the corporate members present in person or by proxy and voting at a general meeting of the Institute specially called for the purpose of which due notice has been given shall have power from time to time to make such bylaws as shall seem requisite and convenient for the regulation, government, and advantage of the Institute its members and property and for the furtherance of its objects and purposes, and from time to time to revoke, alter, or amend any bylaw or bylaws previously made but so that the same be not repugnant to the Charter or to the laws and Statutes of Australia and New Zealand or any State or territory thereof: And whereas it is further provided by clause 15 of the said Charter that no such bylaws, revocation, alteration, or amendment shall take effect until approved by the Governors-General in Council of Australia and New Zealand: And whereas certain bylaws were made in accordance with the provisions of the said Charter on the 30th day of November 1956 and were approved, as required by the Charter, on the 25th day of September 1957: And whereas the said bylaws subsequently have been amended from time to time in accordance with the provisions of the said Charter and the amendments approved, as required by the Charter: And whereas the said bylaws as so amended were further amended in accordance with the provisions of the said Charter by resolution of a general meeting of the Institute specially called for the purpose of which due notice had been given and held on the 22nd day of June 1994.

Now therefore, Her Excellency the Governor-General of New Zealand, acting by and with the advice and consent of the Executive Council, hereby approves the said further amendments of the bylaws of the Institute as set out under each respective heading in the Schedule hereto.

Schedule**Bylaw 11—**

MEMBER—Every candidate for election of transfer to this grade shall—

(a) satisfy the Council that the candidate shall: **EITHER** have a tertiary degree or equivalent approved by the Council; **OR** produce evidence satisfactory to the Council that such degree or other qualification the candidate may possess is equivalent to a degree approved by the Council; and

(b) have been engaged in the minerals and extractive industries or in government, educational, research, professional or commercial organisations directly concerned with those industries in a capacity related to the candidate's area of tertiary study for a period of not less than three years subsequent to the award of the degree or to the acquiring of such other qualification as may be accepted by the Council as equivalent, provided that the candidate has in the specified three years attained a position of professional responsibility. In the case of a three year degree or equivalent, the required length of experience is four years.

Any candidate may be required to pass an examination before a board of examiners appointed by the Council.

Notwithstanding anything to the contrary, a candidate who has obtained a degree or equivalent by part-time study over an extended period and who has attained a position of professional responsibility before completing the educational requirements for membership, may be admitted at the discretion of Council after a shorter period than the specified time.

Bylaw 14—

Omit the bylaw.

MARIE SHROFF, Clerk of the Executive Council.
go9229

Justice**Electoral Act 1993****Objection to Proposed Boundaries of Electoral Districts of New Zealand**

The Representation Commission appointed pursuant to section 28 of the Electoral Act 1993 hereby publishes, in accordance with the provisions of section 38 of that Act, a summary of an objection lodged with the Commission to a proposed boundary of the Te Tai Rawhiti electoral district, as set out in the Schedule hereto.

The objection is available for public inspection at the offices of the Chief Electoral Office see below for address, from 21 December 1994 until 4.00 pm on Friday 20 January 1995 exclusive of public holidays.

The Representation Commission will receive written counter-objections to this objection, if in the hands of the Commission no later than 4.00 pm on Friday 20 January 1995.

Counter-objections may be lodged either:

by post addressed to

The Secretary
Representation Commission
P O Box 3220
Wellington

or by Facsimile to

Facsimile No. (04) 495 0031
provided the original is
posted the same day

or by hand delivery to

Chief Electoral Office
Level 1
Seabridge House
110 Featherston Street
Wellington

All counter-objections are requested to clearly state:

- (i) the name, address and telephone contact number (day and night) of the counter-objector.
- (ii) the grounds of the counter-objection.
- (iii) the solution suggested by the counter-objector.

The Commission requests that counter-objectors indicate whether they wish to speak briefly to their counter-objections before meetings of the Commission to be held in Rotorua on or about 7 February 1995.

Full details of each counter-objection must be in writing. Whether or not a counter-objector is heard his or her written counter-objection will be fully considered. However late counter-objections cannot be considered.

Dated this 15th day of December 1994.

JUDGE F. W. M. McELREA, Chairman of the Representation Commission.

Schedule**63 Te Tai Rawhiti****Objection 885 P E Tangiora**

Objects to the proposed boundary of the Te Tai Rawhiti electorate on the grounds that Mahia remain in the Te Tai Rawhiti electorate rather than Te Puku O Te Whenua which Mahia is historically linked with.

Suggested solution Mahia to be part of Te Tai Rawhiti electorate.
go9237

Authorities and Other Agencies of State**Legal Services Board****Legal Services Act 1991****Legal Services Board Instructions**

The Legal Services Board gives notice that on the 12th day of December 1994, it issued the following instructions to come into force on the 1st day of February 1995.

Copies of these instructions can be obtained from the board's offices at the Eighth Floor, Mayfair House, The

Terrace, Wellington or through P.O. Box 10-247, Wellington. Telephone Inquiries: (04) 472 5045. Facsimile: (04) 472 5046.

Instructions

Legal Services Board (Police Detention Legal Assistance Scheme) Instructions 1994.

D. M. SMITH, Executive Director.
au9239

Regulation Summary

Notice Under the Acts and Regulations Publication Act 1989

Pursuant to the Acts and Regulations Publication Act 1989, notice is hereby given of the making of regulations as under:

<i>Authority for Enactment</i>	<i>Title or Subject-matter</i>	<i>Serial Number</i>	<i>Date of Enactment</i>	<i>Price Code</i>	<i>Postage and Packaging</i>
Tokelau Act 1948	Tokelau Coinage (Commemorative Coins) Regulations (No. 2) 1994	1994/297	19/12/94	3-BX	\$2.10
Medicines Amendment Act 1994	Medicines Amendment Act Commencement Order 1994	1994/298	19/12/94	2-A	\$1.60
Medicines Act 1981	Medicines Regulations 1984, Amendment No. 6	1994/299	19/12/94	4-BX	\$2.10
Toxic Substances Act 1979	Toxic Substances Regulations 1983, Amendment No. 6	1994/300	19/12/94	3-BX	\$2.10
Dumping and Countervailing Duties Amendment Act 1994	Dumping and Countervailing Duties Amendment Act Commencement Order 1994	1994/301	19/12/94	2-A	\$1.60
Patents Amendment Act 1994	Patents Amendment Act Commencement Order 1994	1994/302	19/12/94	2-A	\$1.60
Patents Act 1953	Patents (Transitional Applications) Regulations 1994	1994/303	19/12/94	3-BX	\$2.10
Temporary Safeguard Authorities Amendment Act 1994	Temporary Safeguard Authorities Amendment Act Commencement Order 1994	1994/304	19/12/94	2-A	\$1.60
Trade Marks Amendment Act 1994	Trade Marks Amendment Act Commencement Order 1994	1994/305	19/12/94	2-A	\$1.60
Trade Marks Act 1953	Trade Marks (Border Protection and Transitional Applications) Regulations 1994	1994/306	19/12/94	5-BY	\$2.30
Animal Remedies Amendment Act 1994	Animal Remedies Amendment Act Commencement Order 1994	1994/307	19/12/94	2-A	\$1.60
Pesticides Amendment Act 1994	Pesticides Amendment Act Commencement Order 1994	1994/308	19/12/94	2-A	\$1.60
Copyright Act 1994	Copyright (Border Protection) Regulations 1994	1994/309	19/12/94	4-BX	\$2.10
War Pensions Act 1954	War Pensions Regulations 1956, Amendment No. 35	1994/310	19/12/94	4-BX	\$2.10
Boilers, Lifts, and Cranes Act 1950	Engine Drivers' Examination Regulations 1952, Amendment No. 14	1994/311	19/12/94	3-BX	\$2.10
Transport Act 1962	Traffic Regulations 1976, Amendment No. 27	1994/312	19/12/94	8-BY	\$2.30
Customs Amendment Act 1994	Customs Amendment Act Commencement Order 1994	1994/313	19/12/94	2-A	\$1.60
Customs Act 1966	Customs Regulations 1968, Amendment No. 36	1994/314	19/12/94	11-CX	\$3.60
General Agreement on Tariffs and Trade Act Repeal Act 1994	General Agreement on Tariffs and Trade Act Repeal Act Commencement Order 1994	1994/315	19/12/94	2-A	\$1.60
Fair Trading Amendment Act 1994	Fair Trading Amendment Act Commencement Order 1994	1994/316	19/12/94	2-A	\$1.60
Local Government Act 1974	Local Government (Regional and Territorial Authorities and Community Boards Salaries and Allowances) Determination 1994	1994/317	19/12/94	11-CX	\$3.60

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\$12.01 and greater	3.25

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Bennetts Bookshop Limited: Housing Corporation Building, 25 Rutland Street (P.O. Box 5513, Wellesley Street), Auckland 1; 147 Hereford Street (Private Bag), Christchurch 1; located in Whitcoulls, 143 George Street (P.O. Box 1104), Dunedin; 38-42 Broadway Avenue (P.O. Box 138), Palmerston North; Bennetts University Book Centre, Gate 5, Hillcrest Road, P.O. Box 13-066, Hamilton; Bowen House, Lambton Quay (P.O. Box 5334), Wellington.

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