

Submission

Draft Incorporated Societies Regulations 2023 and proposed initial fees under the Incorporated Societies Act 2022

Your name and organisation

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Organisation/whi	Federated Mountain Clubs of New Zealand

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Draft Incorporated Societies Regulations 2023

1	<p>Title, Commencement and Part 1 – Preliminary provisions</p> <p>Do you have any comments to make in relation to regulations 1-4? (Title, commencement, and Part 1)</p>
	<p><i>No</i></p>
2	<p>Part 2 – Incorporation of societies</p> <p>Do you have any comments to make in relation to regulations 5-7? (Incorporation of societies)</p>
	<p><i>In our 2022 submission on the regulations, we submitted that it should not be necessary to provide the physical address of all officers of the society, other than the registered address of the society – we are still of that view</i></p> <p><i>We note that this officer address information will now not be published online – thank you for that update. However, we still consider that the provision and maintenance of this information is a considerable administrative task that should not be required and which serves no discernible practical purpose.</i></p> <p><i>Every year there are changes to a number of the FMC officers.</i></p> <p><i>A more easily maintained way of contacting an officer would be through the provision of their email address</i></p> <p><i>No further comment on these regulations</i></p>
3	<p>Part 3 – Administration of societies: Officers</p> <p>Do you have any comments to make in relation to regulations 8-12? (Officers)</p>
	<p><i>Re 11(b) See the comments above – this is additional administration for all concerned</i></p>
4	<p>Part 3 – Administration of societies: Members</p> <p>Do you have any comments to make in relation to regulations 13-14? (Members)</p>
	<p><i>Re 13(a) and (b) Many societies, including FMC (established 1931) have been in existence for a long time, and older membership records are not available, and membership database systems change periodically. It would be helpful to have an expiry date on the duration of keeping former member information (EG 7 years, as is required similarly for financial records)</i></p>
5	<p>Part 3 – Administration of societies: Financial reporting</p> <p>Do you have any comments to make in relation to regulations 15-16? (Financial reporting)</p>
	<p><i>No comment</i></p>
6	<p>Part 3 – Administration of societies: Annual return</p> <p>Do you have any comments to make in relation to regulations 17-18? (Annual return)</p>
	<p><i>Re 18(f) See our comments above re the requirement to provide a physical address for all officers</i></p>

7	<p>Part 3 – Administration of societies: Other matters</p> <p>Do you have any comments to make in relation to regulations 19-28? (Other matters)</p>
	<p><i>Re 24 (2) (b) and 25 (1) (b) These clauses accept that an officer’s address may not be known</i></p> <p><i>No further comment</i></p>
8	<p>Part 4 – Removal from register, amalgamation, liquidation, and other processes: Removal from, and restoration to, register</p> <p>Do you have any comments to make in relation to regulations 29-38? (Removal, amalgamation, liquidation, and other processes)</p>
	<p><i>No comment</i></p>

9	<p>Part 4 – Removal from register, amalgamation, liquidation, and other processes: Amalgamations</p> <p>Do you have any comments to make in relation regulations 39-41? (Amalgamations)</p>
	<p><i>No comment</i></p>
10	<p>Part 4 – Removal from register, amalgamation, liquidation, and other processes: Removal or liquidation of societies</p> <p>Do you have any comments to make in relation to regulations 42-44? (Removal or liquidation)</p>
	<p><i>No comment</i></p>
11	<p>Part 5 – Societies and entities incorporated under other or former Acts: Reregistration of existing societies as societies under 2022 Act</p> <p>Do you have any comments to make in relation to regulations 45-46? (Reregistration of existing societies)</p>
	<p><i>45 (e) (i) See comments above re officer address</i></p>
	<p><i>No further comment</i></p>
12	<p>Part 5 – Societies and entities incorporated under other or former Acts: Reregistration of specified entities and incorporated branches</p> <p>Do you have any comments to make in relation to regulations 47-52? (Specified entities and incorporated branches)</p>
	<p><i>No comment</i></p>
13	<p>Part 6 – Infringement fees and other fees</p> <p>Do you have any comments to make in relation to regulations 53-57? (Infringement fees and other fees)</p>
	<p><i>No comment</i></p>
14	<p>Part 7 – Transitional regulations for implementation of the 2022 Act</p>
	<p>Do you have any comments to make in relation to regulations 58-61? (Transitional regulations)</p>
	<p><i>No comment</i></p>
15	<p>General comments</p> <p>Do you have any general comments regarding the regulations?</p>
	<p><i>No</i></p>

Proposed initial fees under the Incorporated Societies Act 2022

16	<p>Initial fees</p> <p>Do you agree with our proposal to roll over the current fees under the 1908 Act to the 2022 Act to cover the period until the system-wide funding review is complete? If not, why not?</p>
	<p>Yes</p>