

**Reprint
as at 23 June 2008**



**New Zealand Special Service Medal
(Asian Tsunami) Regulations 2005**

(SR 2006/4)

Silvia Cartwright, Governor-General

Pursuant to the Royal Warrant (SR 2002/224) dated 23 July 2002 instituting and creating the New Zealand Special Service Medal, the Governor-General of New Zealand, under authority delegated by the Queen, makes the following regulations.

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Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

The New Zealand Special Service Medal (Asian Tsunami) Regulations 2005 are administered by the New Zealand Defence Force.

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Regulations

1 Title

These regulations are the New Zealand Special Service Medal (Asian Tsunami) Regulations 2005.

2 Commencement

These regulations come into force on the day after the date of their notification in the *Gazette*.

3 New Zealand Special Service Medal (Asian Tsunami)

The New Zealand Special Service Medal (Asian Tsunami) is awarded subject to the Royal Warrant and to these regulations.

4 Purpose

The purpose of the New Zealand Special Service Medal (Asian Tsunami) is to recognise the extreme or hazardous circumstances associated with service involving—

- (a) the following physical risks:
 - (i) aftershocks of the earthquake:
 - (ii) debris and wreckage from the earthquake, its aftershocks, or the tsunami:
 - (iii) disease and infection:
 - (iv) potential conflict between government and separatist forces in Aceh and Sri Lanka:
 - (v) possible terrorist attacks on relief operations:
- (b) the following psychological risks:
 - (i) body recovery:
 - (ii) victim identification:
 - (iii) the scale of the devastation.

5 Interpretation

In these regulations, unless the context otherwise requires,—

affected area means any area in one of the countries listed in regulation 7 that was directly affected by any of the following:

- (a) the earthquake:
- (b) the aftershocks of the earthquake:
- (c) the tsunami

earthquake means the earthquake of magnitude 9.0 that occurred off the coast of Sumatra on 26 December 2004

medal means the New Zealand Special Service Medal (Asian Tsunami)

service means work towards any relief, recovery, or reconstruction operation relating to any of the following:

- (a) the earthquake:
- (b) the aftershocks of the earthquake:
- (c) the tsunami

tsunami means the tsunami that resulted from the earthquake.

6 Ribbon

The ribbon is to be 32 mm in width and composed of 11 stripes: red, white, blue, orange, green, yellow, green, orange, blue, white, and red.

7 Geographical area

The medal is awarded for service in the following countries:

- (a) Bangladesh:
- (b) India:
- (c) Indonesia:
- (d) Kenya:
- (e) Madagascar:
- (f) Malaysia:
- (g) Maldives:
- (h) Mauritius:
- (i) Myanmar:
- (j) Seychelles:
- (k) Somalia:
- (l) Sri Lanka:
- (m) Tanzania:
- (n) Thailand.

8 Eligibility

The following persons are eligible for the medal if the Chief of Defence Force (or an officer of the Defence Force authorised by the Chief of Defence Force) judges their service in an affected area involved the risks described in regulation 4:

- (a) members of the Defence Force (within the meaning of section 2(1) of the Defence Act 1990), members of the police (within the meaning of section 2 of the Police Act 1958), and New Zealand civilians employed by the New Zealand Government, including those who assisted New Zealand citizens in an affected area:
- (b) New Zealand civilians working for or with a hospital, aid organisation, or ethnic organisation that has a New Zealand office:
- (c) other New Zealand civilians who provided service:
- (d) special cases, as approved by the Prime Minister or a Minister of the Crown acting for the Prime Minister.

9 Qualifications for award

A person qualifies for the award of the medal if they are eligible under regulation 8 and served in an affected area for—

- (a) 7 days (whether continuous or aggregated) beginning on 26 December 2004 and ending on 28 February 2005; or
- (b) 14 days (whether continuous or aggregated) beginning on 26 December 2004 and ending on 26 December 2005.

10 Proof of service

Persons eligible under regulation 8 and who qualify under regulation 9 must provide proof of service in an affected area. The proof must state the type of service performed and its duration, and must be 1 or more of the following:

- (a) a statement signed by the chief executive of the organisation that controlled or directed the person:
- (b) a statutory declaration by the person eligible for the medal, their employer, or a witness to the person's services:

- (c) other evidence as may be required by the Chief of Defence Force or an officer of the New Zealand Defence Force authorised by the Chief of Defence Force.

11 Delegation

The Chief of Defence Force or an officer authorised by the Chief of Defence Force may award the medal to any eligible person who, in the judgment of the Chief of Defence Force or the authorised officer, qualifies for the award of the medal.

12 Forfeiture and restoration

The Chief of Defence Force or an officer authorised by the Chief of Defence Force may—

- (a) cancel or annul the conferment of the medal on a person; and
- (b) if the conferment of the medal on a person has been cancelled or annulled, restore the medal to that person.

Dated at Wellington this 22nd day of December 2005.

Phil Goff,
Minister of Defence.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 19 January 2006.

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Notes**1 *General***

This is a reprint of the New Zealand Special Service Medal (Asian Tsunami) Regulations 2005. The reprint incorporates all the amendments to the New Zealand Special Service Medal (Asian Tsunami) Regulations 2005 as at 23 June 2008, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that have yet to come into force or that contain relevant transitional or savings provisions are also included, after the principal enactment, in chronological order.

2 *Status of reprints*

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 *How reprints are prepared*

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not included in Acts, and provisions that are repealed or revoked

are omitted. For a detailed list of the editorial conventions, *see* <http://www.pco.parliament.govt.nz/legislation/reprints.shtml> or Part 8 of the *Tables of Acts and Ordinances and Statutory Regulations, and Deemed Regulations in Force*.

4 Changes made under section 17C of the Acts and Regulations Publication Act 1989

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted. A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
 - indentation
 - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)

- position of the date of assent (it now appears on the front page of each Act)
- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
 - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
 - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

5 *List of amendments incorporated in this reprint
(most recent first)*
