



ANALYSIS

Title

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| | 1. Short Title |
| | 2. Delegation of powers by Secretary |

1985, No. 169

An Act to amend the Citizenship Act 1977

[17 December 1985]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1. Short Title—This Act may be cited as the Citizenship Amendment Act 1985, and shall be read together with and deemed part of the Citizenship Act 1977 (hereinafter referred to as the principal Act).

2. Delegation of powers by Secretary—The principal Act is hereby amended by inserting, after section 4, the following section:

“4A. (1) The Secretary may from time to time, by writing under the Secretary’s hand, either generally or particularly, delegate to such officer or officers of the Department of Internal Affairs as the Secretary thinks fit all or any of the powers and functions exercisable by the Secretary under this Act or under any regulations made under this Act, other than the power of delegation conferred by this section.

“(2) Subject to any general or special directions given or conditions attached by the Secretary, the officer to whom any powers are delegated under this section may exercise those powers in the same manner and with the same effect as if they had been conferred on the officer directly by this section and not by delegation.

“(3) Every person purporting to act pursuant to any delegation under this section shall be presumed to be acting in accordance with its terms in the absence of evidence to the contrary.

“(4) Any delegation under this section may be made to a specified officer or to officers of a specified class, or may be made to the holder for the time being of a specified office or class of office.

“(5) Any delegation under this section shall be revocable at will, and no such delegation shall prevent the exercise of any power or function by the Secretary.

“(6) Any such delegation shall, until revoked, continue in force according to its tenor, notwithstanding the fact that the Secretary by whom it was made may have ceased to hold office, and shall continue to have effect as if made by the successor in office of that Secretary.”

This Act is administered in the Department of Internal Affairs.
