



## ANALYSIS

Title  
1. Short Title  
2. Warrant officers

3. Punishments for non-commissioned  
officers  
Schedule

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1961, No. 97

**An Act to amend the Royal New Zealand Air Force Act 1950**

[1 December 1961]

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 Royal New Zealand Air Force Amendment Act 1961, and shall be read together with and deemed part of the Royal New Zealand Air Force Act 1950\* (hereinafter referred to as the principal Act).

**2. Warrant officers**—(1) Section 2 of the principal Act is hereby amended by adding the following definition:

“‘Warrant officer’ means an airman of the rank of warrant officer or master aircrew; and ‘warrant rank’ has a corresponding meaning.”

(2) Section 2 of the principal Act is hereby further amended by repealing the definition of the term “non-commissioned officer”, and substituting the following definition:

“‘Non-commissioned officer’ means an airman of the rank of flight-sergeant, sergeant, or corporal:”.

\*1957 Reprint, Vol. 13, p. 455

Amendments: 1959, No. 27; 1960, No. 88

(3) The enactments specified in the Schedule to this Act are hereby amended in the manner indicated in that Schedule.

(4) Every reference to a non-commissioned officer of the Air Force in any other Act or in any rule, regulation, order, instrument, or document whatsoever shall, unless the context otherwise requires, be deemed to include a reference to a warrant officer of the Air Force.

**3. Punishments for non-commissioned officers**—(1) Section 78 of the principal Act is hereby amended by repealing subsections (1) and (2), and substituting the following subsections:

“(1) A commanding officer may (but subject to the right of the non-commissioned officer to elect, before the award, to be tried by Court Martial) inflict on a non-commissioned officer the following punishments:

“(a) A fine exceeding one pound but not exceeding five pounds:

“(b) Stoppages from pay in accordance with regulations under this Act.

“(2) A commanding officer may award a non-commissioned officer a severe reprimand, the non-commissioned officer having no right to elect to be tried by Court Martial unless the punishment involves a forfeiture of pay.

“(2A) A commanding officer may, in addition to or without any other punishment inflicted under this section, inflict on a non-commissioned officer any minor punishment for the time being authorised by Air Board Orders.”

(2) Section 11 of the Royal New Zealand Air Force Amendment Act 1954 is hereby consequentially amended by repealing paragraph (a).

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## SCHEDULE

Section 2 (3)

## ENACTMENTS AMENDED

Title of Act	Amendment
1950, No. 39— The New Zealand Army Act 1950 (1957 Re- print, Vol. 11, p. 1)	<p>By inserting in subsection (1) of section 134, before the words “non-commissioned officer” wherever they occur, the words “warrant officer”.</p> <p>By inserting in subsection (1) of section 147, before the words “or non-commissioned officer” where they first occur, the words “or a warrant officer”.</p> <p>By omitting from subsection (1) of section 147 the words “he were a military officer or non-commissioned officer, as the case may be”, and substituting the words “in the case of an officer he were a military officer and in the case of a petty officer or warrant officer or non-commissioned officer he were a military non-commissioned officer”.</p> <p>By inserting in subsection (3) of section 147, before the words “and non-commissioned officers”, the words “warrant officers”.</p> <p>By omitting from subsection (3) of section 147 the words “they were military officers or non-commissioned officers”, and substituting the words “in the case of officers they were military officers and in the case of warrant officers or non-commissioned officers they were military non-commissioned officers”.</p> <p>By inserting in subsection (4) of section 147, after the words “petty officers”, the words “warrant officers”.</p>
1950, No. 40— The Royal New Zealand Air Force Act 1950 (1957 Reprint, Vol. 13, p. 455)	<p>By inserting in the definition of the term “airman” in section 2, after the word “includes”, the words “a warrant officer and”.</p> <p>By inserting in the definition of the term “superior officer” in section 2, after the word “includes”, the words “a warrant officer and”.</p> <p>By inserting in paragraph (b) of section 42, after the word “officer” wherever it occurs, the words “warrant officer”.</p> <p>By inserting in section 56, after the words “Every officer”, the words “or warrant officer”.</p>

SCHEDULE—*continued*ENACTMENTS AMENDED—*continued*

Title of Act	Amendment
1950, No. 40— <i>continued</i> The Royal New Zealand Air Force Act 1950 (1957 Reprint, Vol. 13, p. 455)— <i>continued</i>	<p>By inserting in paragraph (e) of subsection (2) of section 64 and also in paragraphs (f) and (g) of the same subsection, before the words “a non-commissioned officer”, the words “a warrant officer or”.</p> <p>By inserting in subsection (11) of section 64 and also in subsection (12), after the words “an officer”, the words “or a warrant officer”.</p> <p>By inserting in subsection (15) of section 64, after the words “No officer”, the words “or warrant officer”.</p> <p>By inserting in subsection (3) of section 65, after the words “any officer”, the words “or warrant officer”.</p> <p>By inserting in subsection (4) of section 65, before the words “non-commissioned officer”, the words “warrant officer or”.</p> <p>By inserting in subsection (6) of section 65, before the words “or non-commissioned officer” wherever they occur, the words “or warrant officer.”</p> <p>By inserting in the same subsection, after the words “to the officer”, the words “warrant officer”.</p> <p>By omitting from section 131 the words “other non-commissioned officers”, and substituting the words “non-commissioned officers”.</p> <p>By inserting in section 141, before the words “non-commissioned officer” wherever they occur, the words “warrant officer or”.</p> <p>By omitting from subsection (1) of section 147 the words “he were an air force officer or non-commissioned officer”, and substituting the words “in the case of an officer he were an air force officer and in the case of a warrant officer or other non-commissioned officer he were an air force warrant officer or non-commissioned officer”.</p> <p>By inserting in subsection (3) of section 147, before the words “and non-commissioned officers”, the words “and warrant officers”.</p>

SCHEDULE—*continued*ENACTMENTS AMENDED—*continued*

Title of Act	Amendment
1950, No. 40— <i>continued</i> The Royal New Zealand Air Force Act 1950 (1957 Reprint, Vol. 13, p. 455)— <i>continued</i>	By inserting in the same subsection, before the words “or non-commissioned officers”, the words “or warrant officers”. By inserting in subsection (4) of section 147, after the words “petty officers”, the words “warrant officers”.
1954, No. 53— The Navy Act 1954 (1957 Reprint, Vol. 10, p. 897)	By inserting in section 32, before the words “non-commissioned officers” where they secondly occur, the words “warrant officers”. By inserting in subsection (1) of section 47, before the words “non-commissioned officer” where they secondly occur, the words “a warrant officer or”. By omitting from the same subsection the words “he were a naval officer or petty officer, as the case may be”, and substituting the words “in the case of an officer he were a naval officer and in the case of a warrant officer or non-commissioned officer he were a naval petty officer”. By inserting in subsection (2) of section 47, before the words “non-commissioned officers” where they secondly occur, the words “warrant officers and”. By omitting from the same subsection the words “they were naval officers or petty officers”, and substituting the words “in the case of officers they were naval officers and in the case of warrant officers and non-commissioned officers they were naval petty officers”. By inserting in section 48, after the words “petty officers”, the words “warrant officers”.

This Act is administered in the Air Department.