

New Zealand.



ANALYSIS.

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| <p>Title.</p> <ol style="list-style-type: none"> 1. Short Title. 2. Regulations as to powers and duties of Defence Forces, &c. 3. Regulations prohibiting acts injurious to the public safety. | <ol style="list-style-type: none"> 4. Liability for breach of regulations. 5. Validity of regulations. 6. Procedure in prosecutions under this Act. 7. Penal provisions of other Acts not affected. 8. Duration of Act. |
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1914, No. 38.

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| Title. | <p>AN ACT to confer on the Governor in Council Power to make Better Provision for the Public Safety during the Present War. [2nd November, 1914.]</p> <p>BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—</p> |
| <p>Short Title.</p> <p>Regulations as to powers and duties of Defence Forces, &c.</p> | <p>1. This Act may be cited as the War Regulations Act, 1914.</p> <p>2. For the purpose of better securing the public safety, the defence of New Zealand, and the effective conduct of the military or naval operations of His Majesty during the present war the Governor in Council may make such regulations as he thinks necessary in that behalf as to the powers and duties of the members of the Defence Forces or the Police Force or of other persons acting on His Majesty's behalf.</p> |
| <p>Regulations prohibiting acts injurious to the public safety.</p> | <p>3. The Governor in Council may make such regulations as he thinks necessary for the prohibition of any acts which in his opinion are injurious to the public safety, the defence of New Zealand, or the effective conduct of the military or naval operations of His Majesty during the present war.</p> |
| <p>Liability for breach of regulations.</p> | <p>4. Any person who commits, or attempts to commit, or does any act with intent to commit, or counsels, procures, aids, abets, or incites any other person to commit, or conspires with any other person (whether in New Zealand or elsewhere) to commit, any offence against a regulation made under this Act shall be liable on summary conviction before a Magistrate to imprisonment for a term not</p> |

exceeding twelve months when the accused is an alien, or three months in any other case, or to a fine not exceeding one hundred pounds.

5. No regulation under this Act shall be deemed invalid because it deals with any matter already provided for by any Act in that behalf, or because of any repugnancy to any such Act. Validity of regulations.

6. In any prosecution under this Act—

- (a.) The Magistrate shall take judicial notice of the existence or termination of a state of war : Procedure in prosecutions under this Act.
- (b.) The burden of proving that the accused is not an alien shall lie upon the accused :
- (c.) The prosecution shall take place by way of summary proceedings and not by way of indictment, notwithstanding the provisions of any other Act to the contrary :
- (d.) No person convicted shall be released from custody by reason of and during the pendency of an appeal from the conviction, and warrants may be issued in execution of the conviction in the same manner as if no appeal had been instituted, anything in any other Act to the contrary notwithstanding.

7. Nothing in this Act shall be so construed or shall so operate as to take away or restrict the liability of any person for any offence punishable independently of this Act. Penal provisions of other Acts not affected.

8. This Act shall continue in operation until the first day of August, nineteen hundred and fifteen, and no longer. Duration of Act.