

*Hon. Mr. Fraser.*

## EMERGENCY REGULATIONS AMENDMENT.

### ANALYSIS.

Title.  
Preamble.  
1. Short Title.

2. Extending power to make emergency regulations.  
3. Application of principal Act to Cook Islands and Samoa.  
4. Duration of principal Act.

### A BILL INTITULED

AN ACT to amend the Emergency Regulations Act, 1939. Title.

WHEREAS by the Emergency Regulations Act, 1939, Preamble.

the Governor-General was enabled to exercise certain  
5 powers for the purpose of meeting the emergency  
existing at the date of the passing of that Act: And  
whereas by reason of the development of hostilities  
since that date it has become necessary to extend the  
said powers in order to secure that the whole  
10 resources of the community may be rendered  
immediately available when required for purposes  
connected with the defence of New Zealand:

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

1. This Act may be cited as the Emergency Short Title.  
Regulations Amendment Act, 1940, and shall be read  
together with and deemed part of the Emergency 1939, No. 8:  
Regulations Act, 1939 (hereinafter referred to as the  
20 principal Act).

No. 1—1.

Extending  
power to make  
emergency  
regulations.  
Emergency  
Powers  
(Defence) Act,  
1940, s. 1 (1),  
(2) (Imp.)

2. (1) The powers conferred on the Governor-General by the principal Act shall, notwithstanding anything in that Act, include power by Order in Council to make such emergency regulations making provision for requiring persons to place themselves, their services, and their property at the disposal of His Majesty as appear to the Governor-General to be necessary or expedient for securing the public safety, the defence of New Zealand, the maintenance of public order, or the efficient prosecution of any war in which His Majesty may be engaged, or for maintaining supplies or services essential to the life of the community. 5 10

(2) In paragraph (e) of subsection two of section three of the principal Act, and in subsection four of that section, the expression "enactment" shall mean any enactment passed before the commencement of this Act. 15

Application of  
principal Act  
to Cook Islands  
and Samoa.

3. (1) The principal Act shall be deemed to be and to have always been in force in the Cook Islands and in Samoa. 20

(2) Except so far as otherwise expressly provided, emergency regulations, whether made before or after the passing of this Act, shall not be in force in the Cook Islands or in Samoa.

Duration of  
principal Act.  
Emergency  
Powers  
(Defence) Act,  
1939 (2 & 3  
Geo. V, c. 62),  
s. 11

4. (1) Subject to the provisions of this section, the principal Act shall continue in force until the thirtieth day of September, nineteen hundred and forty-one, and shall then expire. 25

Emergency  
Powers  
(Defence) Act,  
1940, s. 1 (3)  
(Imp.)

(2) Notwithstanding anything in the last preceding subsection, if the Governor-General, by Order in Council, declares that the emergency that was the occasion of the passing of the principal Act has come to an end, the principal Act shall expire at the end of the day on which the Order is expressed to come into operation. 30 35

(3) The expiry of the principal Act shall not affect the operation thereof as respects things previously done or omitted to be done. 40

*This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and, having this day passed as now printed, is transmitted to the LEGISLATIVE COUNCIL for its concurrence.*

*House of Representatives,  
31st May, 1940.*

*Hon. Mr. Fraser.*

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