

## NAVY AMENDMENT BILL

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### EXPLANATORY NOTE

*Clause 2:* Section 15 of the Navy Act 1954 provides that the Naval Discipline Act (which is defined in section 2 as the Naval Discipline Act 1866 (U.K.) and the Naval Discipline (Dominion Naval Forces) Act 1911 (U.K.)) and the regulations thereunder, and the Queen's Regulations and Admiralty instructions for the time being in force in relation to the Royal Navy, shall apply to the New Zealand Naval Forces, subject to the provisions of the Navy Act 1954 and to such modifications as may be made by regulations. The United Kingdom Acts have now been consolidated and are to be replaced by the Naval Discipline Act 1957 (U.K.), which is to come into force on a date to be fixed.

*Subclause (1)* of this clause substitutes a new definition of the expression "Naval Discipline Act", so as to apply the new Act to the New Zealand Naval Forces when it comes into force. *Subclause (2)* repeals provisions of the Navy Act 1954 which correspond to provisions in the 1957 United Kingdom Act.

*Clause 3:* Section 16 of the Navy Act 1954 confers power on the Governor-General to make regulations, but contains no provisions authorising penalties for offences to be prescribed. This clause provides that the regulations may prescribe penalties not exceeding three months' imprisonment or a fine of £50.

*Hon. Mr Connolly*

## NAVY AMENDMENT

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### ANALYSIS

Title  
1. Short Title

2. Application of Naval Discipline Act  
1957 (U.K.) to New Zealand  
Naval Forces  
3. Penalty for offences against regula-  
tions

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### A BILL INTITULED

#### An Act to amend the Navy Act 1954

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

1. **Short Title**—This Act may be cited as the Navy Amend-  
ment Act 1958, and shall be read together with and deemed  
part of the Navy Act 1954 (hereinafter referred to as the  
principal Act).
- 10 2. **Application of Naval Discipline Act 1957 (U.K.) to  
New Zealand Naval Forces**—(1) Section two of the principal  
Act is hereby amended by repealing the definition of the  
expression “Naval Discipline Act”, and substituting the  
following definition:
- 15 “Naval Discipline Act’ means the Naval Discipline Act  
1957 of the United Kingdom Parliament; and in-  
cludes all enactments of that Parliament passed in  
amendment or substitution of that Act:”.

(2) The principal Act is hereby amended by repealing section twenty-eight and subsections two to six of section twenty-nine.

(3) This section shall come into force on a date to be fixed for the commencement thereof by the Governor-General, by 5  
Order in Council.

**3. Penalty for offences against regulations**—Section sixteen of the principal Act is hereby amended by inserting in subsection one, after paragraph (f), the following paragraph:

“(ff) Prescribing penalties for offences against the regula- 10  
tions, not exceeding in the case of imprisonment  
a term of three months or in the case of a fine the  
sum of fifty pounds:”.