



**THE CONSULAR IMMUNITIES (COOK ISLANDS) ORDER 1994**

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CATHERINE A. TIZARD, Governor-General

**ORDER IN COUNCIL**

At Wellington this 8th day of August 1994

Present:

THE RIGHT HON. D. C. MCKINNON PRESIDING IN COUNCIL

PURSUANT to section 7 of the Consular Privileges and Immunities Act 1971, Her Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following order.

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**ORDER**

**1. Title and commencement**—(1) This order may be cited as the Consular Immunities (Cook Islands) Order 1994.

(2) This order shall come into force on the 28th day after the date of its notification in the *Gazette*.

**2. Interpretation**—In this order—

“The Act” means the Consular Privileges and Immunities Act 1971:

“The Convention” means the Vienna Convention on Consular Relations signed in 1963, a copy of the English text of which is set out in the First Schedule to the Act.

**3. Immunity of Cook Islands Consulate-General in Auckland**—

(1) Any person who—

(a) Is in the service of the Government of the Cook Islands; and

(b) Being stationed in Auckland for the purpose of his or her official duties, holds the office of Consul-General—  
shall enjoy the same immunity from suit and legal process and the same inviolability of official premises and official archives as are accorded to foreign consular officers by Articles 31 and 33, paragraphs 1 and 2 of Article 41, and Articles 43 and 44 of the Convention, as applied in New Zealand by section 4 (1) of the Act.

(2) Any person who—

(a) Is in the service of the Government of the Cook Islands; and  
(b) Being stationed in Auckland for the purpose of his or her official duties, holds any office specified in the Schedule to this order,—  
shall enjoy immunity from jurisdiction in respect of official acts performed in the exercise of functions corresponding to those of a consular officer or consular employee.

**4. Revocation**—The Consular Immunities (Cook Islands) Order 1980\* is hereby revoked.

\*S.R. 1980/253

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SCHEDULE

Clause 3 (2)

Executive Officer (Administrative Services).  
Executive Officer (Finance and Accounts).  
Executive Officer (Trade and Commercial).  
Senior Purchasing Officer.  
Assistant Accounts Officer.  
Receptionist/Administrative Assistant.  
Cook Islands Tourist Authority Representative (New Zealand).

MARIE SHROFF,  
Clerk of the Executive Council.

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EXPLANATORY NOTE

*This note is not part of the order, but is intended to indicate its general effect.*

This order confers certain consular immunities on the Consul-General and his or her staff representing the Cook Islands and stationed in Auckland. Immunity is also conferred in respect of the official premises and archives of the Consul-General.

This order replaces the Consular Immunities (Cook Islands) Order 1980, and is a consequence of the change in the designations of the Cook Islands Consular Affairs Office and Consular Affairs Officer in Auckland. They are now known as the Cook Islands Consulate-General and Consul-General respectively.

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Issued under the authority of the Acts and Regulations Publication Act 1989.  
Date of notification in *Gazette*: 11 August 1994.

This order is administered in the Ministry of Foreign Affairs and Trade.