



THE DIPLOMATIC IMMUNITIES (COOK ISLANDS) ORDER 1994

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 5 (3) of the Diplomatic Privileges and Immunities Act 1968, Her Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following order.

ORDER

1. Title and commencement—(1) This order may be cited as the Diplomatic 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 Diplomatic Privileges and Immunities Act 1968;

“The Convention” means the Vienna Convention on Diplomatic Relations signed in 1961, a copy of the English text of which is set out in the First Schedule to the Act.

3. Immunities of Cook Islands High Commissioner, diplomatic staff, and members of families—Any person who—

(a) Holds the office of Cook Islands High Commissioner in New Zealand;
or

(b) Is a member of the diplomatic staff of the Cook Islands High Commission in New Zealand; or

(c) Is a member of the family of any person to whom paragraph (a) or paragraph (b) of this clause applies and forms part of that person's household—
shall, notwithstanding that he or she is a New Zealand citizen, enjoy such immunity from jurisdiction, and such inviolability, as are specified in Articles 29 to 36 and Article 39 of the Convention, as applied in New Zealand by section 5 (1) of the Act.

4. Immunities of Cook Islands High Commission—The Cook Islands High Commission in New Zealand shall enjoy such immunity from jurisdiction, and such inviolability, as are conferred on a diplomatic mission in New Zealand by Articles 22, 23, 24, 27, and 28 of the Convention, as applied in New Zealand by section 5 (1) of the Act.

5. Revocation—The Diplomatic Privileges (Cook Islands) Order 1987* is hereby revoked.

MARIE SHROFF,
Clerk of the Executive Council.

*S.R. 1987/272

EXPLANATORY NOTE

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

This order replaces the Diplomatic Privileges (Cook Islands) Order 1987. The new order is in the same substantive terms as the 1987 order except that—

- (a) The reference to the Cook Islands Representative is changed to a reference to the Cook Islands High Commissioner; and
- (b) The reference to the Office of the Cook Islands Representative is changed to a reference to the Cook Islands High Commission—

to reflect the new titles of both the High Commissioner and the High Commission.

This order confers full diplomatic privileges and immunities on the Cook Islands High Commissioner in New Zealand, members of the Cook Islands diplomatic staff in New Zealand, and on members of the families of such persons who form part of their household. In addition, the Cook Islands High Commission in New Zealand is conferred with the same immunity from jurisdiction, and inviolability, enjoyed by diplomatic missions in New Zealand.

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.