

Serial Number 1941/114.



THE EVIDENCE EMERGENCY REGULATIONS 1941.

C. I. N. NEWALL, Governor-General.

ORDER IN COUNCIL.

At the Government Buildings at Wellington, this 9th day of
July, 1941.

Present :

THE HON. W. NASH PRESIDING IN COUNCIL.

PURSUANT to the Emergency Regulations Act, 1939, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations.

REGULATIONS.

1. These regulations may be cited as the Evidence Emergency Regulations 1941.
2. In these regulations, unless the context otherwise requires,—
 - “Affidavit” includes any affirmation or statutory or other declaration :
 - “Member”, in relation to any of His Majesty’s Naval, Military, or Air Forces, includes any person who is by the law of the country to which the Force belongs subject to the naval, military, or air force law thereof :
 - “Oath” includes an affirmation and a declaration :
 - “Swear” includes affirm and declare.
3. Any officer of any of His Majesty’s Naval, Military, or Air Forces, whether raised in New Zealand or elsewhere, who holds a rank not below that of Lieutenant-Commander, Major, or Squadron-Leader, or an equivalent rank, may, while serving outside New Zealand, administer oaths to, and take affidavits from, any member of any of the said Forces, and every oath or affidavit administered by or sworn before any such officer as aforesaid shall be as effectual as if duly administered by or sworn before any lawful authority in New Zealand.

4. An officer empowered to administer an oath or take an affidavit by virtue of the powers conferred by these regulations shall state, in the jurat or attestation to the document in respect of which the power is being exercised or after his signature, the date on which the oath or affidavit is administered or sworn, and the name and rank of the officer; and it shall not be necessary to state the place where the oath or affidavit is administered or sworn.

5. Any document purporting to have subscribed thereto the signature of any officer in testimony of any oath or affidavit being administered by or sworn before him shall be admitted in evidence without proof of the rank of the officer and without proof that the signature is the signature of the officer or that the officer was, on the date on which the oath or affidavit was administered or sworn, serving outside New Zealand.

T. R. AICKIN,
Acting Clerk of the Executive Council.

Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette*: 17th day of July, 1941.

These regulations are administered in the Department of Justice.