

Serial Number 1942/189



**THE EMERGENCY SHELTER REGULATIONS 1942,
AMENDMENT NO. 2**

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

ORDER IN COUNCIL.

At the Government House at Wellington, this 22nd day of
June, 1942.

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL 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 Emergency Shelter Regulations 1942, Amendment No. 2, and shall be read together with and deemed part of the Emergency Shelter Regulations 1942* (hereinafter referred to as the principal regulations).

2. The principal regulations are hereby amended by inserting, after Regulation 19A† thereof, the following new regulation :—

“ 19B. (1) The powers conferred by this regulation shall be exercisable only in such areas or in relation to the buildings fronting such streets or parts of streets as may from time to time be determined by the Minister, and shall be exercised by the Minister or by a local authority or emergency precautions service or partly by the Minister and partly by a local authority or emergency precautions service, as the Minister may direct.

“ (2) The Minister or any local authority or emergency precautions service may enter upon any building or part of a building and take such steps and do such work, including the removal of glass, as he or it considers necessary or expedient for reducing the likelihood of injuries being caused by the breaking and scattering of glass :

“ Provided that before entering (otherwise than with the consent of the occupier) on any building or part of a building the Minister or local authority or emergency precautions service shall give to the occupier at least three days' notice in writing of his or its intention so to do.

* Statutory Regulations 1942, Serial number 1942/1, page 1.

Amendment No. 1: Statutory Regulations 1942, Serial number 1942/92, page 195.

† See the Emergency Shelter Regulations 1942, Amendment No. 1, Regulation 8.

“(3) In any case where it is proposed to remove any glass the Minister or local authority or emergency precautions service shall give not less than three days’ notice of the proposal to the owner of the glass and may require him to make suitable arrangements for the storage of the glass, and, if the owner does not before the glass is removed make suitable arrangements for storing the glass, the Minister or local authority or emergency precautions service, as the case may be, may store the glass at the risk of the owner and at his expense.

“(4) The amount of the expense of any such storage as aforesaid may be recovered from the owner as a debt in any Court of competent jurisdiction, and the recovery of any such amount shall not prejudice any proceedings in respect of default in compliance with any requirements under subclause (3) hereof.

“(5) In any case where glass is removed under the foregoing provisions of this regulation the Minister or local authority or emergency precautions service shall construct an erection in the place thereof :

“Provided that with the approval of, and subject to any conditions imposed by, the Minister, local authority, or emergency precautions service, as the case may be, the owner or occupier of the premises may provide a space therein through which a view may be obtained of the interior of the premises.

“(6) Where any glass is destroyed or damaged or any premises are damaged by the exercise by the Minister or local authority or emergency precautions service in respect thereof of any of the powers conferred by this regulation, the owner of the glass or premises shall be entitled to receive such compensation as may be reasonable.”

C. A. JEFFERY,
Clerk of the Executive Council.

Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette* : 22nd day of June, 1942.

These regulations are administered in the National Service Department.