



**THE OZONE LAYER PROTECTION (PRESCRIBED FORM)  
REGULATIONS 1990**

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PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 15th day of October 1990

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 54 of the Ozone Layer Protection Act 1990, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

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REGULATIONS

**1. Title and commencement**—(1) These regulations may be cited as the Ozone Layer Protection (Prescribed Form) Regulations 1990.

(2) These regulations shall come into force on the day after the date of their notification in the *Gazette*.

**2. Interpretation**—In these regulations, unless the context otherwise requires,—

“Act” means the Ozone Layer Protection Act 1990.

Expressions defined in the Act have the same meaning in these regulations.

**3. Search warrant**—Every search warrant issued under section 38 of the Act shall be in the form in the Schedule to these regulations.

SCHEDULE

Reg. 3

SEARCH WARRANT

(Issued Pursuant to Section 38 of the Ozone Layer Protection Act 1990)

To: [Name of member of Police] or every member of the Police or [Name of officer].

1. This warrant is issued following an application in writing made on oath by [Name of Applicant] in respect of [Specify premises].

2. I, [Name of Judge or Justice or Registrar], am satisfied that there are reasonable grounds for believing that there is in or on [Specify premises]—

- \*(a) Substances or goods that have been imported or manufactured or are being sold in contravention of the Act; or
- \*(b) Books, documents, or other records which there are reasonable grounds to believe may be evidence of the commission of any such offence.

3. This warrant authorises you, and any person called by you to assist,—

- (a) To enter [Specify premises] on one occasion within 14 days of the date of the issue of this warrant at any time that is reasonable in the circumstances; and
- (b) To use such force, both for making entry (either by breaking open doors or otherwise) and for breaking open anything on the premises, as is reasonable in the circumstances; and
- (c) To search for and seize—
  - (i) Any substances or goods found on the premises and believed on reasonable grounds to have been imported or manufactured or to be available for sale in contravention of the Act; or
  - (ii) Any books, documents, or other records which there are reasonable grounds to believe may be evidence of the commission of any such offence.

4. This warrant is subject to the following conditions: [Specify any conditions imposed].

Dated at ..... this ..... day of ..... 19.....

.....  
Judge (or Justice or Registrar)

\*Delete if inapplicable.

MARIE SHROFF,  
Clerk of the Executive Council.

## EXPLANATORY NOTE

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

These regulations prescribe the form of a search warrant issued pursuant to section 38 of the Ozone Layer Protection Act 1990.

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Issued under the authority of the Acts and Regulations Publication Act 1989.  
Date of notification in *Gazette*: 18 October 1990.  
These regulations are administered in the Ministry for the Environment.