

Serial Number 1939/128.



**THE OVERSEA PASSENGERS EMERGENCY
REGULATIONS 1939.**

GALWAY, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this 2nd day of
September, 1939

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

PURSUANT to the Public Safety Conservation Act, 1932, and to a Proclamation of Emergency now in force under that Act, 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 Oversea Passengers Emergency Regulations 1939.
2. In these regulations, where not inconsistent with the context,—
 - “ Minister ” means the Minister of Internal Affairs :
 - “ Under-Secretary ” means the Under-Secretary for Internal Affairs :
 - “ Officer of police ” means a member of the Police Force of any rank :
 - “ Ship ” has the meaning assigned to it by the Customs Act, 1913—that is to say, it means any kind of vessel used in navigation, not propelled by oars only :
 - “ Aircraft ” has the meaning assigned to it by the Air Navigation Act, 1931—that is to say, it includes all balloons (as therein defined), whether fixed or free, kites, gliders (as therein defined), airships (as therein defined), and flying-machines (as therein defined) :
 - “ Port ” has the meaning assigned to it by the Customs Act, 1913—that is to say, it means a port of entry declared as such by the Governor-General in Council under the Customs Act, 1913 :
 - “ Aerodrome ” has the meaning assigned to it by the Customs (Aircraft) Regulations 1935—that is to say, it means any definite and limited ground or water area intended to be used and capable of being used either wholly or in part for the landing or departure of aircraft.
3. No person of the age of sixteen years or over shall leave New Zealand for any place beyond the seas unless he is in possession of a written permit issued to him by the Minister or the Under-Secretary and still in force.

4. Every such permit shall cease to be in force on the expiration of one calendar month after the date thereof, and shall be returned to the Minister or the Under-Secretary upon expiration, revocation, or other determination thereof.

5. Every such permit may be at any time revoked by the said Minister or Under-Secretary by notice in writing to the person to whom it was issued.

6. Before the issue of any permit to leave New Zealand under these regulations, the Minister may require such security as he thinks fit by way of bond or otherwise to be given for the due return to New Zealand of the person in whose favour such permit is proposed to be issued.

7. (1) No such permit shall be required in the case of any person—

(a) Who leaves New Zealand in His Majesty's service ; or

(b) Who leaves New Zealand as a *bona fide* member of the crew of any ship or aircraft ; or

(c) Who arrives in and leaves New Zealand in the course of one continuous voyage of any ship or aircraft.

(2) No person shall be deemed to be a *bona fide* member of the crew of a ship or aircraft within the meaning of this regulation unless he has been engaged at the full current rate of pay and in the ordinary course of the shipowner's or aircraft owner's or charterer's business.

8. No owner, charterer, representative of the owner or charterer, or master of any ship or aircraft shall take out of or carry out of New Zealand, or cause, permit, suffer, or assist to be taken out of or carried out of New Zealand, any person for whose departure from New Zealand a permit is required by these regulations and who is not in the possession of a permit issued and in force under these regulations.

9. Every person found on board any ship which is about to leave any port in New Zealand or on board any aircraft which is about to leave any aerodrome in New Zealand shall, on being questioned by any officer of police or Customs officer, or by the master or any officer of the ship or aircraft, state whether he is in possession of a permit under these regulations to leave New Zealand, and produce for inspection by such officer or master any permit received by him.

10. No person who has received a permit under these regulations shall go or be on board any ship or aircraft which is about to leave a port or aerodrome in New Zealand without having such permit in his immediate personal custody and possession.

11. Every person who assists any person to leave or to attempt to leave New Zealand in breach of these regulations commits an offence against these regulations.

12. Every applicant for a permit to leave New Zealand shall make application to the Minister or Under-Secretary at Wellington, and shall furnish such particulars concerning himself as the Minister or Under-Secretary may deem necessary.

13. Any person who, upon making an application for a permit to leave New Zealand, or at any time in connection with such application or any intended application, makes to the Minister or Under-Secretary a statement that is false or misleading in any material particular commits an offence against these regulations.

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

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These regulations are administered by the Internal Affairs Department.

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