

**2007-09-20**  
**Tokelau Amendment Act 1969**

Public Act 1969 No 3  
Date of assent 22 July 1969

Tokelau Amendment Act 1969: repealed, on 20 September 2007, by section 9(1) of the Tokelau Amendment Act 2007 (2007 No 84).

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**An Act to amend the Tokelau Act 1948**

**BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:**

**1 Short Title**

This Act may be cited as the Tokelau Amendment Act 1969, and shall be read together with and deemed part of the Tokelau Act 1948 (hereinafter referred to as the principal Act).

The word “Islands” was omitted from the Short Titles of the Tokelau Act 1948 and the Tokelau Amendment Act 1969 by section 2(3) and section 2(2) respectively of the Tokelau Amendment Act 1976.

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## 5 **Meaning of Commission**

*[Repealed]*

Sections 5 and 6 were repealed, as from 1 July 2001, by section 3(1)(b) Tokelau Amendment Act 1999 (1999 No 49). *See* section 3(4) and (5) of that Act as to the savings provisions. *See* the Tokelau (Employer for Tokelau Public Service) Order 2001 (SR 2001/98), which had the effect of bringing sections 3 to 5 of the Amendment Act into force.

## 6 **Contribution to Government Superannuation Fund**

Sections 5 and 6 were repealed, as from 1 July 2001, by section 3(1)(b) Tokelau Amendment Act 1999 (1999 No 49). *See* section 3(4) and (5) of that Act as to the savings provisions. *See* the Tokelau (Employer for Tokelau Public Service) Order 2001 (SR 2001/98), which had the effect of bringing sections 3 to 5 of the Amendment Act into force.

## 7 **Taking of land for public purposes**

*This section amended sections 24(1) and 24(5) of the Tokelau Amendment Act 1967.*

## 8 **Legitimacy**

- (1) Every person, whether born before or after the passing of this Act, and whether born in Tokelau or not, and whether or not his parents or either of them were domiciled in Tokelau at the time of his birth, shall for all the purposes of the law of Tokelau be deemed to be the legitimate child of each of his parents, and all other relationships in respect of that person shall be deemed to be traced through lawful wedlock accordingly.
- (2) The provisions of this section—
  - (a) In so far as it affects wills, shall have effect only in relation to the wills of testators who die after the passing of this Act; and

- (b) In so far as it affects instruments other than wills, shall have effect only in relation to instruments executed after the passing of this Act.
- (3) All wills of testators who have died before the passing of this Act, and all other instruments executed before the passing of this Act, shall be governed by the enactments and rules of law which would have applied to them if this Act had not been passed.
- (4) The estates of all persons who have died intestate as to the whole or any part thereof before the passing of this Act shall be distributed in accordance with the enactments which would have applied to them if this Act had not been passed.
- (5) No action shall lie against any executor or administrator or trustee of the estate of any person who dies after the passing of this Act or the trustee under any instrument executed after the passing of this Act by any person whose relationship to the deceased or to any other person or, as the case may be, to the settlor or to any other person is in any degree traced otherwise than through lawful wedlock, by reason of the executor or administrator or trustee having made any distribution of the estate or trust disregarding the claims of the person so related where at the time of making the distribution the executor, administrator, or trustee had no notice of the relationship of that person to the deceased or the settlor or any other person.

In subsection (1) the reference to "Tokelau" was substituted for a reference to the "Tokelau Islands" by section 3(8) of the Tokelau Amendment Act 1976.

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**Notes****1 General**

This is an eprint of the Tokelau Amendment Act 1969. It incorporates all the amendments to the Tokelau Amendment Act 1969 as at 20 September 2007. The list of amendments at the end of these notes specifies all the amendments incorporated into this eprint since 3 September 2007. Relevant provisions of any amending enactments that contain transitional, savings, or application provisions are also included, after the Principal enactment, in chronological order.

**2 About this eprint**

This eprint has not been officialised. For more information about officialisation, please see "Making online legislation official" under "Status of legislation on this site" in the About section of this website.

**3 List of amendments incorporated in this eprint (most recent first)**

Tokelau Amendment Act 2007 (2007 No 84): section 9(1)

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