

Reprint
as at 1 October 2008

United Nations (Police) Act 1964

Public Act 1964 No 1
Date of assent 21 June 1964

United Nations (Police) Act 1964: repealed, on 1 October 2008, by section 130(4) of the Policing Act 2008 (2008 No 72).

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Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this eprint.

A general outline of these changes is set out in the notes at the end of this eprint, together with other explanatory material about this eprint.

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An Act to confer jurisdiction on the Courts of New Zealand in respect of acts or omissions of members of the Police while outside New Zealand as members of a unit of the Police forming part of a United Nations force and to provide for the discipline of such members in respect of misconduct or neglect of duty

1 Short Title and commencement

- (1) This Act shall be cited as the United Nations (Police) Act 1964.
- (2) This Act shall be deemed to have come into force on the 14th day of May 1964.

2 Interpretation

In this Act, unless the context otherwise requires, **the Police** means the Police of New Zealand.

3 Application of Act

- (1) This Act applies to any act done or omitted outside New Zealand by any member of the Police while he is a member of a unit of the Police forming part of a United Nations force.
- (2) For the purposes of this section a unit of the Police shall be deemed to form part of a United Nations force from the time the unit leaves New Zealand to undertake duties with that force until the unit returns to New Zealand.

4 Trial in New Zealand in respect of crimes committed outside New Zealand

- (1) Subject to the provisions of this Act, where any member of the Police does or omits any act to which this Act applies, and that act or omission would, if it occurred in New Zealand, be a crime under any enactment, whether passed before or after the passing of this Act, he commits a crime and is liable to be proceeded against and punished in the same manner in all respects as if the act or omission had occurred

in New Zealand; and the Courts of New Zealand shall have jurisdiction accordingly.

- (2) Notwithstanding anything in any other enactment, proceedings for the trial and punishment of any member of the Police shall not be instituted under this Act in any Court except with the consent of the Attorney-General and on his certificate that it is expedient that the proceedings should be instituted:

Provided that a member may be arrested and detained in custody notwithstanding that the consent of the Attorney-General to the institution of a prosecution for the crime has not been obtained.

5 Arrest and detention of offender

- (1) The provisions of the Crimes Act 1961 relating to arrest shall apply in respect of the arrest of any member of the Police for any act or omission to which this Act applies in all respects as if the act or omission had occurred in New Zealand.
- (2) Any member of the Police arrested under this section may be detained and held in custody until such time as he can be dealt with according to law.

6 Misconduct or neglect of duty

Where any member of the Police does or omits any act to which this Act applies, and that act or omission would, if it occurred in New Zealand, be misconduct or neglect of duty for the purposes of the Police Act 1958, he may be charged under that Act and proceeded against and punished in the same manner in all respects as if the act or omission had occurred in New Zealand.

7 Saving of jurisdiction

Nothing in this Act shall limit or affect the provisions of any enactment or rule of law relating to the liability of persons in respect of acts done or omitted beyond New Zealand.

8 Act to be administered in Police Department

This Act shall be administered in the Police Department.

This section was inserted, as from 16 December 1983, section 32(1) Foreign
Affairs and Overseas Service Act 1983 (1983 No 128).

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Notes

1 *General*

This is an eprint of the United Nations (Police) Act 1964. It incorporates all the amendments to the Act as at 1 October 2008. 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)*

Policing Act 2008 (2008 No 72): section 130(4)
