

Reprint  
as at 8 January 2017



## Evidence (Recognition of Overseas Practitioners) Order 2008

(SR 2008/202)

Evidence (Recognition of Overseas Practitioners) Order 2008: revoked, on 8 January 2017, by section 38(2) of the Evidence Amendment Act 2016 (2016 No 44).

Anand Satyanand, Governor-General

### Order in Council

At Wellington this 7th day of July 2008

Present:

His Excellency the Governor-General in Council

Pursuant to section 51(6) of the Evidence Act 2006, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following order.

### Contents

		Page
1	Title	2
2	Commencement	2
3	Interpretation	2
4	Specified countries	2

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#### Note

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this official reprint.  
Note 4 at the end of this reprint provides a list of the amendments incorporated.

**This order is administered by the Ministry of Justice.**

**Schedule**  
**Specified countries**

2

**Order****1 Title**

This order is the Evidence (Recognition of Overseas Practitioners) Order 2008.

**2 Commencement**

This order comes into force on the 28th day after the date of its notification in the *Gazette*.

**3 Interpretation**

In this order, unless the context otherwise requires,—

**Act** means the Evidence Act 2006

**country** includes a State, territory, province, or other part of a country.

**4 Specified countries**

The countries listed in the Schedule are specified as countries for the purposes of paragraph (c) of the definition of overseas practitioner in section 51(1) of the Act.

**Schedule**  
**Specified countries**

cl 4

**Note**

Country includes a State, territory, province, or other part of a country.

Algeria

Argentina

Austria

Bahrain

Belgium

Brazil

Brunei Darussalam

Bulgaria

Canada

Chile  
China, People's Republic of  
Chinese Taipei  
Cook Islands  
Cuba  
Cyprus  
Czech Republic  
Denmark  
Egypt  
Estonia  
Fiji  
Finland  
France  
French Polynesia  
Germany  
Greece  
Hong Kong Special Administrative Region  
Hungary  
Iceland  
India  
Indonesia  
Iran  
Ireland  
Israel  
Italy  
Japan  
Kiribati  
Korea, Republic of  
Kuwait  
Latvia  
Lithuania  
Luxembourg  
Malaysia  
Malta  
Marshall Islands

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Mexico  
Micronesia, Federated States of  
Morocco  
Nauru  
Netherlands  
New Caledonia  
Nigeria  
Niue  
Norway  
Oman  
Pakistan  
Palau  
Papua New Guinea  
Peru  
Philippines  
Poland  
Portugal  
Qatar  
Romania  
Russia  
Samoa  
Saudi Arabia  
Singapore  
Slovakia  
Slovenia  
Solomon Islands  
South Africa  
Spain  
Sri Lanka  
Sweden  
Switzerland  
Thailand  
Timor-Leste  
Tonga  
Turkey

Tuvalu  
United Arab Emirates  
United Kingdom  
United States of America  
Uruguay  
Vanuatu  
Venezuela  
Vietnam

Rebecca Kitteridge,  
Clerk of the Executive Council.

### **Explanatory note**

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

This order, which comes into force on the 28th day after the date of its notification in the *Gazette*, specifies countries for the purpose of paragraph (c) of the definition of overseas practitioner in section 51(1) of the Evidence Act 2006 (the **Act**). The term **country** is broadly defined in the Act to include a State, territory, province, or other part of a country.

Paragraph (c) of the definition of **overseas practitioner** in section 51(1) of the Act defines that term to include a person who is, under the laws of a country specified by an Order in Council made under that section, entitled to undertake work that, in New Zealand, is normally undertaken by a lawyer or a patent attorney.

By way of background, the Act entitles a client of an overseas practitioner to legal privilege in respect of certain communications between the client and the practitioner.

Issued under the authority of the Legislation Act 2012.  
Date of notification in *Gazette*: 10 July 2008.

## Reprints notes

### **1** *General*

This is a reprint of the Evidence (Recognition of Overseas Practitioners) Order 2008 that incorporates all the amendments to that order as at the date of the last amendment to it.

### **2** *Legal status*

Reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by any amendments to that enactment. Section 18 of the Legislation Act 2012 provides that this reprint, published in electronic form, has the status of an official version under section 17 of that Act. A printed version of the reprint produced directly from this official electronic version also has official status.

### **3** *Editorial and format changes*

Editorial and format changes to reprints are made using the powers under sections 24 to 26 of the Legislation Act 2012. See also <http://www.pco.parliament.govt.nz/editorial-conventions/>.

### **4** *Amendments incorporated in this reprint*

Evidence Amendment Act 2016 (2016 No 44): section 38(2)