

Reprint

as at 1 August 2008

Queen's Counsel Regulations 1987

(SR 1987/332)

Queen's Counsel Regulations 1987: revoked, on 1 August 2008, by regulation 10 of the Lawyers and Conveyancers Act (Lawyers: Senior Counsel and Queen's Counsel) Regulations 2008 (SR 2008/194).

PURSUANT to section 62 of the Law Practitioners Act 1982, 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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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.

These regulations are administered in the Department of Justice.

1 Title and commencement

- (1) These regulations may be cited as the Queen's Counsel Regulations 1987.
- (2) These regulations shall come into force on the 1st day of April 1988.

2 Interpretation

In these regulations, unless the context otherwise requires,—

The Crown means Her Majesty in right of her Government in New Zealand; and, in relation to any proceedings, includes any Government department, Minister, or officer who is party to the proceedings on behalf of the Crown

Proceedings means any civil or criminal proceedings in any court; and includes any proceedings before a Royal Commission, a commission of inquiry, or a tribunal.

3 Appointment

Every appointment of a Queen's Counsel shall be made by the Governor-General on the recommendation of the Attorney-General and with the concurrence of the Chief Justice of New Zealand.

4 Fee payable on appointment

- (1) On every appointment of a Queen's Counsel a fee of \$270 shall be payable by the appointee.
- (2) All such fees shall be paid into the Public Account and form part of the Consolidated Account.

Regulation 4(1) was amended by regulation 2 Queen's Counsel Regulations 1987, Amendment No 3 (SR 1992/128) by substituting the expression "\$270" for the expression "\$100".

5 Queen's Counsel may appear in proceedings against the Crown

This regulation shall be sufficient licence for Queen's Counsel to act as counsel for any person against the Crown in any proceedings, except—

- (a) Proceedings in respect of which a general or special retainer is delivered to the Queen's Counsel for or on behalf of the Crown; or

- (b) So far as by express notice given to the Queen's Counsel the Attorney-General directs that the general licence conferred by this regulation shall not apply.

6 Revocations

The following regulations are hereby revoked:

- (a) The Queen's Counsel Regulations 1955 (SR 1955/215):
- (b) The Queen's Counsel Regulations 1955, Amendment No 1 (SR 1982/70):
- (c) The Queen's Counsel Regulations 1955, Amendment No 2 (SR 1984/308).

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 consolidate without substantive amendment the Queen's Counsel Regulations 1955, the Queen's Counsel Regulations 1955, Amendment No 1, and the Queen's Counsel Regulations 1955, Amendment No 2, consequent upon the enactment of the Law Practitioners Act 1982.

Issued under the authority of the Regulations Act 1936.
Date of notification in *Gazette*: 5 November 1987.

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Notes**1 General**

This is an eprint of the Queen's Counsel Regulations 1987. It incorporates all the amendments to the Queen's Counsel Regulations 1987 as at 1 August 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)

Lawyers and Conveyancers Act (Lawyers: Senior Counsel and Queen's Counsel) Regulations 2008 (SR 2008/194): regulation 10
