



THE
NEW ZEALAND GAZETTE
 EXTRAORDINARY.

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WELLINGTON, TUESDAY, JUNE 26, 1917.

Extension of Military Service Act, 1916, to Natives.

LIVERPOOL, Governor.

A PROCLAMATION.

WHEREAS it is enacted by section fifty of the Military Service Act, 1916, that the Governor may by Proclamation extend the provisions of that Act, with such modifications as he thinks necessary, so as to provide for the compulsory calling-up of Natives for military service with the New Zealand Expeditionary Force:

Now, therefore, I, Arthur William de Brito Savile, Earl of Liverpool, the Governor of the Dominion of New Zealand, do hereby, in pursuance of the authority so conferred upon me by the said Act, proclaim that the Military Service Act, 1916, is hereby extended so as to apply to Natives within the meaning of the Native Land Act, 1909, in the same manner as it applies to men who are not Natives, but subject to the modifications hereinafter set forth, and that Natives shall be liable accordingly to be called up for military service with the New Zealand Expeditionary Force; and, in pursuance of the same authority, I do hereby further proclaim that in its application to Natives the said Act shall be subject to the following modifications:—

1. There is hereby established in connection with the Expeditionary Force a reserve called the Native Expeditionary Force Reserve, and such reserve shall consist of all Natives who if they were not Natives would be members of the Expeditionary Force Reserve as constituted in accordance with the said Act.

2. The said Act shall extend and apply to the Native Expeditionary Force Reserve in the same manner as to the Expeditionary Force Reserve as constituted by the said Act, and those two reserves shall for all purposes be deemed to be separate and distinct, so that every reference in the said Act to the reserve shall be

read and construed as a reference to each of those two reserves severally, and so that every power or authority conferred by the said Act may be exercised severally and independently in respect of either or both of those reserves.

3. No Proclamation, Order in Council, Warrant, or other act of authority made, issued, or done with reference to the Expeditionary Force Reserve, whether before or after the making of this Proclamation, shall extend to the Native Expeditionary Force Reserve unless expressly extended thereto.

4. Notwithstanding anything hereinbefore contained, all appointments of Military Service Boards, Medical Boards, and authorized officers, whether heretofore made or hereafter to be made, shall, until and unless the contrary is expressly provided by the authority by which such appointments may be made, extend and apply to the Native Expeditionary Force Reserve in the same manner as to the Expeditionary Force Reserve as constituted by the said Act.

[L.S.] Given under the hand of His Excellency the Right Honourable Arthur William de Brito Savile, Earl of Liverpool, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Member of the Royal Victorian Order, Governor and Commander-in-Chief in and over His Majesty's Dominion of New Zealand and its Dependencies; and issued under the Seal of the said Dominion, at the Government House at Wellington, this twenty-sixth day of June, in the year of our Lord one thousand nine hundred and seventeen.

J. ALLEN,
Minister of Defence.

GOD SAVE THE KING!

*Amending Regulations as to Financial Assistance for Soldiers of the
New Zealand Expeditionary Force.*

LIVERPOOL, Governor.

ORDER IN COUNCIL.

At the Government House at Wellington, this twenty-fifth day of June,
1917.

Present:

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

I, ARTHUR WILLIAM DE BRITO SAVILE, Earl of Liverpool, the Governor of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of that Dominion, do hereby, in pursuance of the authority conferred upon me by the Military Service Act, 1916, and of all other powers and authorities enabling me in that behalf, amend in the manner set forth in the Schedule hereto the regulations of the sixteenth day of January, one thousand nine hundred and seventeen, relating to financial assistance for soldiers of the New Zealand Expeditionary Force.

SCHEDULE.

CLAUSE 17 of the regulations made on the 16th day of January, 1917, under the Military Service Act, 1916, relative to financial assistance for soldiers of the Expeditionary Force, is hereby amended by revoking the words following—"the date of the Minister's approval, or as from any later date at which the recruit first becomes entitled to receive continuous pay as a member of the Expeditionary Force"; and substituting therefor the words following—"such date as the Minister approves in that behalf, not being earlier than the date of the application to the Minister for financial assistance, and not being earlier than the date at which the recruit first becomes entitled to receive continuous pay as a member of the Expeditionary Force."

J. HISLOP,
Acting Clerk of the Executive Council.

Regulations as to the Pay of Soldiers discharged as Medically Unfit from the Training Camps of the Expeditionary Forces.

LIVERPOOL, Governor.

ORDER IN COUNCIL.

At the Government House at Wellington, this twenty-fifth day of June, 1917.

Present:

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

WHEREAS in certain cases it is found necessary to discharge from the training camps of the New Zealand Expeditionary Forces men who have been there found to be medically unfit for active service beyond the seas: And whereas it is generally expedient not to discharge such men from the Expeditionary Forces, but to grant them leave of absence from service in those Forces: And whereas by reason of the fact that they have not been discharged from the said Forces such men are not qualified to receive pensions under the War Pensions Act, 1915: And whereas it is therefore expedient in many cases that such men should, while on leave and undischarged, receive such military pay as may be adequate to their necessities: And whereas it is expedient that such cases should be the subject of judicial investigation for the purpose of determining the amount of military pay to which such men are so entitled: And whereas by section thirty of the Expeditionary Forces Act, 1915, it is enacted that the Governor may make such regulations as he thinks fit as to the pay of officers, non-commissioned officers, and men of an Expeditionary Force, and that, subject to any such regulations, such pay shall be at the discretion of the Minister of Defence: And whereas it is expedient to make such regulations for the purposes aforesaid:

Now, therefore, I, Arthur William de Brito Savile, Earl of Liverpool, the Governor of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of that Dominion, do hereby, in pursuance of the authority conferred upon me by the Expeditionary Forces Act, 1915, the Commissions of Inquiry Act, 1908, and all other powers and authorities enabling me in that behalf, make the following regulations.

REGULATIONS.

1. In these regulations—

“ War Pensions Board ” means the Board established under that name by the War Pensions Act, 1915:

“ Medical Board ” means a Board established under that name by the Minister of Defence in pursuance of the regulations made under the Military Service Act, 1916, on the 1st day of November, 1916:

“ Soldier ” means a member of an Expeditionary Force constituted under the Expeditionary Forces Act, 1915.

2. The War Pensions Board is hereby constituted a Commission under the Commissions of Inquiry Act, 1908, for the purposes of these regulations, and shall exercise the jurisdiction hereby conferred in addition to the jurisdiction conferred by the War Pensions Act, 1915.

3. In exercising the jurisdiction conferred by these regulations the War Pensions Board shall act, so far as may be, in accordance with the procedure prescribed by the War Pensions Act, 1915, in respect of applications for pensions by discharged soldiers.

4. Any soldier who, whether before or after the making of these regulations, has been reported by a Medical Board as unfit for active service beyond the seas, and has in consequence been discharged on leave of absence without pay from a training camp of the New Zealand Expeditionary Forces, may, while still on leave without pay and undischarged from the Expeditionary Forces, make application to the War Pensions Board for military pay under these regulations.

5. The War Pensions Board shall hear and consider such application, and shall report thereon to the Minister of Defence, making such recommendation as the Board thinks fit as to grant of military pay to the applicant and as to the amount, duration, and conditions of such pay (if any).

6. When the applicant has been discharged from camp because of disablement due to injuries received or disease contracted by him in his employment as a member of the Expeditionary Force, the War Pensions Board shall in making any such recommendation act on the same prin-

principles, so far as may be, as if the application was an application for a pension under the War Pensions Act for a discharged soldier and his dependants.

7. In all other cases the War Pensions Board in making such recommendation shall recommend such pay (if any) as may be thought just and adequate having regard to any loss which the applicant may have suffered by reason of his service in camp and his discharge therefrom, but the rate of pay so recommended shall in no case exceed the rate of pay received by the applicant while in camp.

8. In any case in which any such application has been reported upon by the War Pensions Board the Board may at any time, and from time to time thereafter, either of its own motion or on the application of the applicant or of the Minister of Defence, reconsider the matter, and may vary or cancel its former recommendation.

9. When any recommendation for military pay has been so made by the War Pensions Board the Minister of Defence may take such action in pursuance thereof as he thinks fit.

10. Nothing in these regulations shall be so construed as in any manner to take away or restrict the authority of the Minister of Defence in any matters relative to the pay or allowances of members of the Expeditionary Forces.

J. HISLOP,

Acting Clerk of the Executive Council.