



ANALYSIS

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1966, No. 19

An Act to amend the Cook Islands Entry and Departure Ordinance 1963

(23 December 1966

BE IT ENACTED by the Legislative Assembly of the Cook Islands in Session assembled, and by the authority of the same, as follows:

1. Short Title and Commencement - (1) This Act may be cited as the Cook Islands Entry and Departure Ordinance Amendment Act 1966 and shall be read with and deemed part of the Cook Islands Entry and Departure Ordinance 1963 (hereinafter referred to as "the Ordinance").

(2) This Act shall come into force on the first day of January 1967.

2. Interpretation - Section 2 of the Ordinance is hereby amended by omitting the quotation marks and words "Executive Committee" means the Executive Committee of the Cook Islands established under Part I of the Cook Islands Amendment Act 1957" and substituting the following words:

"Minister" means the Minister of Immigration appointed under Article 13 of the Constitution of the Cook Islands as set out in the Second Schedule to the Cook Islands Constitution Amendment Act 1965".

3. Delegation - Section 3 of the Ordinance is hereby amended by omitting subsection (1) and substituting the following subsection:

"(1) The Minister may delegate from time to time to any officer of the Cook Islands Public Service or any officer of the New Zealand Public Service or representative of the Government of New Zealand or to any other person appointed by the Minister any of the functions or powers conferred upon the Minister by this Ordinance".

4. Departure permits and declarations - The Ordinance is hereby further amended by repealing section 16 and substituting the following section:

"16. Departure permits and declarations -

(1) No person shall depart or attempt to depart from any place in the Cook Islands for any place beyond the territorial limits of the Cook Islands unless:

(a) He is in possession of a permit in that behalf issued to such person by the Minister or any officer of the Public Service authorised by him; and

(b) He shall have made and delivered to the Comptroller a declaration in such form as may be approved from time to time by the Minister:

Provided that this paragraph shall not apply to any person who is not required to make a declaration under the provisions of paragraph (b) of subsection (1) of section 5 of this Ordinance.

(2) The granting of any permit under paragraph (a) of subsection (1) of this section shall be in the discretion of the Minister and shall be subject to such conditions as the Minister may impose."

5. Defences - Section 17 of the Ordinance is hereby amended by inserting after the word "breach" the words "of paragraph (a) of subsection (1)."

6. Minister substituted for Executive

Committee - (1) The Ordinance is hereby further amended by omitting the words "Executive Committee" wherever they appear in the Ordinance and substituting the word "Minister".

(2) Section 2(1), Section 3(4), Section 6(6), and Section 13(1) of the Ordinance are hereby amended by omitting the word "its" and substituting the word "his".

(3) Section 6(2), Section 6(6), Section 7(2), and Section 7(3) of the Ordinance are hereby amended by omitting the word "it" and substituting the word "he".