



ANALYSIS

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1. Short Title

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| 2. Annuity for former Governor-General and widow of former Governor-General |
| 3. Appropriation of money for benefits and privileges |

1977, No. 17

An Act to amend the Civil List Act 1950

[28 August 1977]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1. Short Title—This Act may be cited as the *Civil List Amendment Act 1977*, and shall be read together with and deemed part of the *Civil List Act 1950* (hereinafter referred to as the principal Act).

2. Annuity for former Governor-General and widow of former Governor-General—The principal Act is hereby amended by inserting, after section 3, the following section:

“3A. (1) Where a person who has vacated the office of Governor-General was domiciled in New Zealand at the time of his appointment, there shall be paid—

“(a) To that person during his lifetime, subject to subsections (2) to (5) of this section, an annuity at the rate fixed for the time being for the purposes of section 7A (1) (a) of this Act:

“(b) To the widow of that person during her lifetime, subject to subsections (2) to (5) of this section, an annuity at the rate fixed for the time being for the purposes of section 7A (1) (b) of this Act.

“(2) No annuity shall be paid to any person under subsection (1) of this section—

(a) In respect of any period during which that person:

(i) Is not resident or is not domiciled in New Zealand; or

(ii) Holds an office for which a salary is payable under this Act; or

(iii) Is entitled to an annuity under section 7A of this Act which is equal to or greater than the annuity to which he is entitled under subsection (1) of this section; or

(b) In respect of any period for which a sum has been paid to that person pursuant to section 3 (3) of this Act.

“(3) For the purposes of subsection (2) (a) (i) of this section, a person entitled to an annuity under subsection (1) of this section shall be deemed not to have ceased to reside in New Zealand by reason only of his temporary absence from New Zealand occasioned by holiday or other temporary purpose.

“(4) Any person who would be entitled, but for the provisions of this subsection, to be paid both an annuity under subsection (1) of this section and an annuity under section 7A of this Act, being an annuity that is less than the annuity payable under subsection (1) of this section, shall be entitled to be paid only an annuity under subsection (1) of this section and not an annuity under section 7A of this Act.

“(5) Every annuity payable under subsection (1) of this section shall be paid by equal monthly instalments on the last day of each month, with a proportionate part for any fraction of a month.”

3. Appropriation of money for benefits and privileges—
Section 28 of the principal Act is hereby amended by repealing subsection (1), and substituting the following subsection:

“(1) The appropriation by Parliament of money for the purpose of providing benefits or privileges of a specified kind for—

“(a) The Governor-General or a former Governor-General; or

“(b) The Prime Minister or a former Prime Minister; or

“(c) Other Ministers of the Crown; or

“(d) Parliamentary Under-Secretaries; or

“(e) Members or former members of the General Assembly; or

“(f) Members of the families (including a wife, husband, widow, widower, or issue) of any of the persons specified in paragraphs (a), (b), (c), (d), or (e) of this subsection,—

shall be sufficient authority for the grant of such benefits or privileges, and where money is so appropriated it shall not be necessary as a condition for the lawful expenditure of any money so appropriated that the appropriation be implemented by any statutory authority other than this section.”

This Act is administered in the Prime Minister's Department.
