



# Care of Children Amendment Act 2007

Public Act 2007 No 44  
Date of assent 19 September 2007  
Commencement see section 2

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## The Parliament of New Zealand enacts as follows:

### 1 Title

This Act is the Care of Children Amendment Act 2007.

### 2 Commencement

This Act comes into force on the day after the date on which it receives the Royal assent.

### 3 Principal Act amended

This Act amends the Care of Children Act 2004.

### 4 Authority to use faxed copy of warrant

(1) Section 76(1) is repealed and the following subsection is substituted:

“(1) An authority (as defined in section 77(1)) may authorise the use, for the purpose of executing the warrant, of a faxed copy of a warrant issued under section 72 or 73 or 77.”

(2) Section 76(3) is repealed and the following subsection is substituted:

- “(3) An authority may exercise the power conferred by subsection (1) either on or after issuing the warrant, and either on its own initiative or on an application for the purpose made to it by—
- “(a) a party to the proceedings for the issue of the warrant;  
or  
“(b) a person who is authorised to execute the warrant.”

## **5 Grounds for refusal of order for return of child**

- (1) Section 106(1) is amended by omitting “104(2)” and substituting “105(2)”.
- (2) Section 106(1)(d) is amended by inserting “, in addition to taking them into account in accordance with section 6(2)(b), also” after “it is appropriate”.

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### **Legislative history**

11 September 2007	Divided from Statutes Amendment Bill (Bill 107–2) by committee of the whole House
11 September 2007	Third reading
19 September 2007	Royal assent

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This Act is administered by the Ministry of Justice.

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