



ANALYSIS

Title 1. Short Title 2. Judicial notice of regulations, etc.	3. Copy of regulations printed by Government Printer to be evi- dence
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 1972, No. 57

An Act to amend the Evidence Act 1908

[20 October 1972]

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 Evidence Amendment Act 1972, and shall be read together with and deemed part of the Evidence Act 1908 (hereinafter referred to as the principal Act).

2. Judicial notice of regulations, etc.—Section 28 of the principal Act is hereby amended by adding, as subsections (2) and (3), the following subsections:

“(2) Judicial notice shall be taken by all Courts and persons acting judicially of all regulations, whether made before or after the commencement of this subsection, which are made pursuant to any public Act and are printed by the Government Printer pursuant to the Regulations Act 1936.

“(3) In subsection (2) of this section, the term ‘regulations’ has the same meaning as in subsection (1) of section 2 of the Regulations Act 1936; and includes every Order in Council, Proclamation, notice, Warrant, or instrument of authority made under any public Act which, pursuant to section 6A of

the Regulations Act 1936 (as inserted by section 2 of the Regulations Amendment Act 1970), is printed by the Government Printer as if it were a regulation.”

3. Copy of regulations printed by Government Printer to be evidence—(1) Section 29 of the principal Act is hereby amended by adding, as subsection (2), the following subsection:

“(2) Every copy of any regulations (as defined in subsection (3) of section 28 of this Act) which are made pursuant to any public Act and are printed by the Government Printer pursuant to the Regulations Act 1936, whether made before or after the commencement of this subsection, shall be evidence of those regulations and of their contents; and every copy of any such regulations purporting to be printed as aforesaid shall be deemed to be so printed unless the contrary be proved.”

(2) Section 32 of the principal Act is hereby amended by inserting, before the words “*Prima facie*”, the words “Subject to subsection (2) of section 29 of this Act”.

(3) The Regulations Act 1936 is hereby amended—

(a) By inserting in section 5, before the words “*Prima facie* evidence,” the words “Subject to subsection (2) of section 29 of the Evidence Act 1908 (as added by subsection (1) of section 3 of the Evidence Amendment Act 1972)”:

(b) By inserting in subsection (4) of section 7, before the words “*Prima facie* evidence”, the words “Subject to subsection (2) of section 29 of the Evidence Act 1908 (as added by subsection (1) of section 3 of the Evidence Amendment Act 1972)”.

This Act is administered in the Department of Justice.
