



ANALYSIS

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1967, No. 26

An Act to amend the New Zealand Army Act 1950

[26 October 1967]

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 New Zealand Army Amendment Act 1967, and shall be read together with and deemed part of the New Zealand Army Act 1950 (hereinafter referred to as the principal Act).

2. Interpretation—Section 2 of the principal Act is hereby amended—

(a) By adding to the definition of the term “competent military authority” in subsection (1) the words “and also includes any officer of relative rank of the Naval Forces or the Air Force duly attached or lent to or seconded for service with the Army who is duly authorised by a superior military authority”:

(b) By adding to the definition of the term “field officer” in subsection (1) the words “and includes an officer of relative rank of the Naval Forces or the Air Force duly attached or lent to or seconded for service with the Army”:

- (c) By adding to the definition of the term “non-commissioned officer” in subsection (1) the words “and also includes a chief petty officer and a petty officer of the Naval Forces and a warrant officer and a non-commissioned officer of the Air Force duly attached or lent to or seconded for service with the Army”:
- (d) By inserting in the definition of the term “soldier” in subsection (1), after the words “non-commissioned officer”, the words “and also includes a rating of the Naval Forces and an airman of the Air Force duly attached or lent to or seconded for service with the Army”:
- (e) By inserting in the definition of the term “superior military authority” in subsection (1), after the words “general officer or brigadier” wherever they occur, the words “or officer of relative rank of the Naval Forces or the Air Force duly attached or lent to or seconded for service with the Army”.

3. Period of service in Regular Force—Section 12 of the principal Act (as substituted by section 2 (1) of the New Zealand Army Amendment Act 1957) is hereby amended by adding the following subsection:

“(3) Notwithstanding anything in the foregoing provisions of this section,—

“(a) An officer or soldier of the Regular Force whose period of appointment or engagement has expired shall be discharged or transferred to the Army Reserve or otherwise released from service with the Regular Force with all convenient speed, but shall be liable to continue to serve until that discharge or transfer or release is effected:

“(b) In time of war or other like emergency the Governor-General may, by Proclamation, order that officers and soldiers who would otherwise be entitled to be discharged or transferred to the Army Reserve by reason of the expiry of their period of appointment or engagement shall be liable to continue to serve, and thereupon those officers and soldiers shall be liable to continue to serve for such period as the Defence Council, or the Army Board acting pursuant to a delegation by the Council, may require during the continuance of a state of war or other like emergency.”

4. Absence from duty without leave—Section 35 of the principal Act is hereby amended by omitting from paragraph (b) of subsection (1), and also from paragraphs (c) and (d) of the same subsection, the words “his commanding officer”, and substituting in each case the words “a superior officer”.

This Act is administered in the Ministry of Defence.
