ANALYSIS

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1983, No. 20

An Act to re-enact the provisions of the Royal Powers Act 1953, and to authorise a Regent to perform the royal functions of the Sovereign in right of New Zealand

[*7 October 1983*

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 and commencement—(1) This Act may be cited as the Royal Powers Act 1983.

(2) This Act shall come into force on the day on which this Act receives the Governor-General's assent.

2. Act to bind the Crown—This Act shall bind the Crown.

3. Exercise of royal powers by Her Majesty the Queen or the Governor-General—(1) It is hereby declared that every power conferred on the Governor-General by any enactment is a royal power which is exercisable by the Governor-General on behalf of Her Majesty the Queen, and may accordingly be exercised either by Her Majesty in person or by the Governor-General.

(2) It is hereby further declared that every reference in any Act to the Governor-General in Council or any other like expression includes a reference to Her Majesty the Queen acting by and with the advice and consent of the Executive Council of New Zealand.

Cf. 1953, No. 19, s. 2

4. Regent to act—(1) Where, under the law for the time being in force in the United Kingdom, the royal functions are being performed in the name and on behalf of the Sovereign by a Regent, the royal functions of the Sovereign in right of New Zealand shall be performed in the name and on behalf of the Sovereign by that Regent.

(2) Nothing in subsection (1) of this section limits, in relation to any royal function of the Sovereign in right of New Zealand, the power of the Governor-General to exercise that royal function on behalf of the Sovereign.

5. Regency Acts—The following Imperial Acts, namely,—

(a) The Regency Act 1937 (1 Edw. 8 and 1 Geo. 6 c. 16); and

(b) The Regency Act 1943 (6 and 7 Geo. 6 c. 42); and

(c) The Regency Act 1953 (2 and 3 Eliz. 2 c. 1)—

are hereby declared not to be in force in New Zealand.

6. Repeal—The Royal Powers Act 1953 is hereby consequentially repealed.

7. Application of Act to Tokelau—(1) This Act shall be in force in Tokelau.

(2) The reference to New Zealand in section 5 of this Act includes Tokelau.

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