



ANALYSIS

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1957, No. 32

An Act to amend the Visiting Forces Act 1939

[16 October 1957]

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 Visiting Forces Amendment Act 1957, and shall be read together with and deemed part of the Visiting Forces Act 1939 (hereinafter referred to as the principal Act).

2. Interpretation—(1) Section two of the principal Act is hereby amended by inserting, after the definition of the term “member”, the following definition:

“‘Part of the Commonwealth’ means the United Kingdom, Canada, Australia, South Africa, India, Pakistan, Ceylon, Ghana, or the Federation of Malaya; and includes the Republic of Ireland as if that country were a member of the Commonwealth:”.

(2) Section two of the principal Act is hereby further amended by repealing the definition of the term “visiting force”, and substituting the following definition:

“ ‘Visiting force’ means any body, contingent, or detachment of the naval, military, or air forces of any part of the Commonwealth which is, with the consent of the New Zealand Government, lawfully present in New Zealand.”

(3) Section five of the principal Act is hereby consequentially amended by omitting from subsection one the words “of His Majesty raised in the United Kingdom, the Dominion of Canada, the Commonwealth of Australia, the Union of South Africa, Eire, or Newfoundland”, and substituting the words “of any part of the Commonwealth”.

(4) Section six of the principal Act is hereby consequentially amended by omitting from subsection one the words “of His Majesty raised in the United Kingdom, the Dominion of Canada, the Commonwealth of Australia, the Union of South Africa, Eire, or Newfoundland”, and substituting the words “of any part of the Commonwealth”.

3. Mutual powers of arrest—Section six of the principal Act is hereby amended as follows:

- (a) By inserting in subsection three, after the words “like powers of command”, the word “arrest”:
- (b) By inserting in paragraph (a) of subsection four, after the words “like powers of command”, the words “and arrest”:
- (c) By inserting in paragraph (b) of subsection four, after the words “like powers of command”, the word “arrest”.

4. Application of Act to territories—(1) The principal Act is hereby amended by repealing section seven, and substituting the following section:

“7. (1) Subject to such exemptions, adaptations, and modifications as the Governor-General may by Order in Council direct,—

“(a) This Act shall apply in relation to any naval, military, or air forces raised in any territory for whose international relations the Government of any part of the Commonwealth is responsible, as if those forces were part of the naval, military, or air forces of that part of the Commonwealth:

“(b) This Act shall apply in relation to any naval, military, or air forces raised in the Cook Islands, the Tokelau Islands, or Western Samoa, as if those forces were part of the home forces.

“(2) This Act shall be in force in the following territories:

“(a) The Cook Islands:

“(b) The Tokelau Islands:

“(c) Western Samoa.”

(2) Section two of the principal Act is hereby consequentially amended by repealing the definition of the term “colony”.
