



ANALYSIS

Title 1. Short Title	2. Minor on active service may make formal will 3. Evidence of privilege, etc.
-------------------------	---

 1962, No. 17

An Act to amend the law relating to wills

[30 October 1962]

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 Wills Amendment Act 1962, and shall, for the purposes of the law of New Zealand, be read together with and deemed part of the Wills Act 1837 of the United Kingdom Parliament.

2. Minor on active service may make formal will—Section 6 of the Wills Amendment Act 1955 is hereby amended by adding to subparagraph (v) of paragraph (b) the word “or”, and also by adding to paragraph (b), the following subparagraphs:

- “(vi) Is a member of the New Zealand Army or the Royal New Zealand Air Force and is deemed, under the New Zealand Army Act 1950, or the Royal New Zealand Air Force Act 1950, to be on active service; or
- “(vii) Is a member of the Regular Field Force of the New Zealand Army.”

3. Evidence of privilege, etc.—The Wills Amendment Act 1955 is hereby amended by inserting, after section 6, the following section:

“6A. (1) A certificate in connection with any fact which has to be proved to establish that at any material date any person was a privileged person, or was entitled under paragraph (b) of section 6 of this Act to make a formal will while under the age of twenty-one years, shall, in the absence of proof to the contrary, be sufficient evidence of the matters stated in the certificate regarding that fact, if the certificate is given,—

“(a) In the case of any person who at the material date was a member of the Royal New Zealand Navy, by an officer of that navy:

“(b) In the case of any person who at the material date was a member of the New Zealand Army, by an officer of that army:

“(c) In the case of any person who at the material date was a member of the Royal New Zealand Air Force, by an officer of that air force:

“(d) In the case of any person who at the material date was a mariner or seaman on any ship or had received orders to join any ship as a mariner or seaman, by an officer on that ship.

“(2) Notice shall be taken judicially without further proof of the appointment and signature of any such officer.”

This Act is administered in the Department of Justice.
