

REPUBLIC OF THE GAMBIA BILL

EXPLANATORY NOTE

THIS Bill deals with the position that has arisen by virtue of the fact that The Gambia became a Republic on 24 April 1970, while remaining a member of the Commonwealth.

Clause 1 relates to the Short Title and commencement. The Act is deemed to have come into force on 24 April 1970.

Clause 2: Subclause (1) provides that existing law shall continue to apply as if The Gambia had not become a Republic, unless any such law is duly altered in the future so as not to apply.

Subclause (2) provides that the clause extends to the law of, or any part of, New Zealand or any of the territories referred to in *clause 3*.

Clause 3: Subclause (1) provides that the new Act is to be in force in Niue and in the Tokelau Islands.

Subclause (2) makes the new Act a reserved enactment in Niue. The result is that the Niue Island Assembly may not make any Ordinance that is repugnant to the new Act.

Right Hon. Mr Holyoake

REPUBLIC OF THE GAMBIA

ANALYSIS

Title	2. Existing law to apply as if The Gambia had not become a Republic
1. Short Title and commencement	3. Application of Act to Niue and Tokelau Islands

A BILL INTITULED

An Act to make provision as to the operation of the law in relation to The Gambia, and persons and things in any way belonging to or connected with The Gambia, in view of
5 **The Gambia's having become a Republic while remaining a member of the Commonwealth**

WHEREAS on the 24th day of April 1970, The Gambia became a Republic while remaining a member of the Commonwealth:

10 BE IT THEREFORE 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 Republic of The Gambia Act 1970.
15 (2) This Act shall be deemed to have come into force on the 24th day of April 1970.

2. Existing law to apply as if The Gambia had not become a Republic—(1) All existing law—that is to say, all law which, whether it is a rule of law or a provision of an Act of any Parliament or a provision of any other enactment or instrument whatsoever, has come into force or been passed or made before the commencement of this Act—shall, until provision to the contrary is made by the authority having power to alter that law, have the same operation in relation to The Gambia, and to persons and things in any way belonging to or connected with The Gambia, as it would have had if The Gambia had not become a Republic. 5 10

(2) This section extends to law of, or any part of, New Zealand or any of the territories referred to in section 3 of this Act.

3. Application of Act to Niue and Tokelau Islands— 15
 (1) This Act shall be in force in the following territories:
 (a) Niue;
 (b) The Tokelau Islands.

(2) The First Schedule to the Niue Act 1966 is hereby amended by adding the following words: 20

“1970, No. <u>00</u> —	The whole
The Republic of The Gambia Act 1970	Act.”