



DOMESTIC VIOLENCE ACT COMMENCEMENT ORDER 1998

MICHAEL HARDIE BOYS, Governor-General

ORDER IN COUNCIL

At Wellington this 9th day of November 1998

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 1 (3) of the Domestic Violence Act 1995, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, makes the following order.

ANALYSIS

1. Title
2. Interpretation
3. Commencement of sections 108 to 120
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- SCHEDULES
Schedule 1
New Public Register Provisions
Schedule 2
Public Register Provisions

ORDER

1. Title—This order may be cited as the Domestic Violence Act Commencement Order 1998.

2. Interpretation—In this order,—

- (a) “The Act” means the Domestic Violence Act 1995;
(b) Unless the context otherwise requires, words or expressions used in these regulations have the same meaning as in the Act.

3. Commencement of sections 108 to 120—(1) Sections 108 to 120 of the Act come into force on 15 December 1998 for the purposes of—

- (a) The public registers maintained under the public register provisions specified in Schedule 1; and
 - (b) The following public registers maintained under regulation 5 of the Land Transfer Regulations 1966:
 - (i) The journal book;
 - (ii) The nominal index;
 - (iii) The section index.
- (2) Sections 108 to 120 of the Act apply on and from 15 December 1998 for the purposes of—
- (a) The public registers maintained under the public register provisions specified in Schedule 2; and
 - (b) The public registers specified in clause 3 (1) (b).
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SCHEDULES

SCHEDULE 1

Cl. 3 (1)

NEW PUBLIC REGISTER PROVISIONS

Enactment				Public Register Provision
Deeds Registration Act 1908	...	...	...	Sections 21, 22, and 30
Rating Powers Act 1988	...	...	...	Section 113
Building Act 1991	...	...	...	Sections 27 and 53
Te Ture Whenua Maori Act 1993	...	...	...	Section 263
Companies Act 1993	...	...	...	Sections 87, 88, 89, and 360
Rating Valuations Act 1998	...	...	...	Section 7

Cl. 3 (2)

SCHEDULE 2
PUBLIC REGISTER PROVISIONS

Enactment	Public Register Provision
Deeds Registration Act 1908	Sections 21, 22, and 30
Incorporated Societies Act 1908	Section 33
Industrial and Provident Societies Act 1908	Section 3D
Industrial and Provident Societies Amendment Act 1952	Sections 20 and 26
Companies Act 1955	Sections 105 and 111
Marriage Act 1955	Section 7
Insolvency Act 1967	Section 118
Local Elections and Polls Act 1976	Sections 7B, 7BA, 7BB, 7BC, and 7BD
Friendly Societies and Credit Unions Act 1982	Sections 5, 40, and 130
Transport (Vehicle and Driver Registration and Licensing) Act 1986	Section 18
Rating Powers Act 1988	Section 113
Motor Vehicle Securities Act 1989	Section 5
Building Act 1991	Sections 27 and 53
Te Ture Whenua Maori Act 1993	Section 263
Electoral Act 1993	Sections 100, 101, 103, 104, 105, 106, 107, 108, 109, 211, and 212
Companies Act 1993	Sections 87, 88, 189, and 360
Births, Deaths, and Marriages Registration Act 1995	Sections 5, 7 (2), 8, 24, 25, 34, 36, 48 (3), 50, 53, 56, 58
Dog Control Act 1996	Section 34
Rating Valuations Act 1998	Section 7

MARIE SHROFF,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the order, but is intended to indicate its general effect.

Sections 108 to 120 of the Domestic Violence Act 1995 come into force on 15 December 1998 for the purposes of the public registers maintained under the public register provisions listed in *Schedule 1* and the public registers specified in *clause 3 (1) (b)*. This means that directions under Part VI of the Act about the non-disclosure of information relating to a

protected person's whereabouts can be made only in respect of those registers and the other public registers to which sections 108 to 120 already apply.

The public registers to which sections 108 to 120 of the Domestic Violence Act 1995 are currently expressed to apply are the public registers maintained under:

- Section 33 of the Incorporated Societies Act 1908:
- Section 3D of the Industrial and Provident Societies Act 1908:
- Sections 20 and 26 of the Industrial and Provident Societies Amendment Act 1952:
- Sections 7, 105, 111, 118, 119, 128 and 200 of the Companies Act 1955:
- Section 7 of the Marriage Act 1955:
- Section 118 of the Insolvency Act 1967:
- Sections 7B, 7BA, 7BB, 7BC, and 7BD of the Local Elections and Polls Act 1976:
- Sections 5, 40, and 130 of the Friendly Societies and Credit Unions Act 1982:
- Section 18 of the Transport (Vehicle and Driver Registration and Licensing) Act 1986:
- Section 5 of the Motor Vehicle Securities Act 1989:
- Sections 100, 101, 103, 104, 105, 106, 107, 108, 109, 211, and 212 of the Electoral Act 1993:
- Sections 5, 7 (2), 8, 24, 25, 34, 36, 48 (3), 50, 53, 56, and 58 of the Births, Deaths, and Marriages Registration Act 1995:
- Section 34 of the Dog Control Act 1996.

The references to public registers maintained under sections 7, 118, 119, 128, and 200 of the Companies Act 1955 do not appear in Schedule 2 because those provisions have been repealed.

The public registers in respect of which sections 108 to 120 of the Domestic Violence Act 1995 are brought into force by this order are the journal book, nominal index, and section index maintained under regulation 5 of the Land Transfer Regulations 1966 and the public registers maintained under:

- Sections 21, 22, and 30 of the Deeds Registration Act 1908:
- Section 113 of the Rating Powers Act 1988:
- Sections 27 and 53 of the Building Act 1991:
- Section 263 of Te Ture Whenua Maori Act 1993:
- Sections 87, 88, 89, and 360 of the Companies Act 1993:
- Section 7 of the Rating Valuations Act 1998.

The public registers to which these regulations do not apply are the public registers maintained under:

- Section 9 of the Occupational Therapy Act 1949:
- Section 9 of the Physiotherapy Act 1949:
- Section 9 of the Dietitians Act 1950:
- Sections 33 and 50 of the Land Transfer Act 1952:
- Section 17 of the Pharmacy Act 1970:
- Sections 122ZH and 122ZI of the Local Government Act 1974:
- Section 14 of the Optometrist and Dispensing Opticians Act 1976:
- Section 20 of the Plumbers, Gasfitters, and Drainlayers Act 1976:
- Section 16 of the Nurses Act 1977:
- Section 51 of the Securities Act 1978:
- Section 12 of the Psychologists Act 1981:
- Section 12 of the Chiropractors Act 1982:
- Section 45 of the Transport (Vehicle and Driver Licensing) Act 1986:
- Section 27 of the Dental Act 1988:
- Section 37 of the Medical Practitioners Act 1995.