

1956/63

THE POLICE FORCE REGULATIONS 1950, AMENDMENT NO. 6

H. E. BARROWCLOUGH, Administrator of the Government
ORDER IN COUNCIL

At the Government House at Wellington this 2nd day of May 1956

Present:

HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT IN COUNCIL

PURSUANT to the Police Force Act 1947, His Excellency the Administrator of the Government, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. (1) These regulations may be cited as the Police Force Regulations 1950, Amendment No. 6, and shall be read together with and deemed part of the Police Force Regulations 1950* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the day after the date of their notification in the *Gazette*.

2. The principal regulations are hereby amended by revoking regulations 111 to 124, and substituting the following regulations:

“111. Examinations for promotion shall be held annually or at such more frequent intervals and at such places as may be notified in that behalf by the Commissioner.

“112 (1) There shall be one qualifying literary examination for promotion to any rank above the rank of Constable.

“(2) For the purpose of qualifying for the rank of Sergeant there shall be a Sergeants' law examination, for the purpose of qualifying for the rank of Senior Sergeant there shall be a Senior Sergeants' law examination, and for the purpose of qualifying for any commissioned rank there shall be a Commissioned Officers' law examination.

“113. (1) Every member of the Force who is a candidate for examination shall give notice in writing, in such form and at such times as may be notified in that behalf by the Commissioner, to his superior officer of his intention to present himself for examination.

*S.R. 1950/107

Amendment No. 1: S.R. 1951/10

Amendment No. 2: S.R. 1953/26

Amendment No. 3: S.R. 1955/13

Amendment No. 4: S.R. 1955/118

Amendment No. 5: S.R. 1955/170

“(2) Any intending candidate who fails to give any such notice within the prescribed time shall not be permitted to sit for the examination unless authorised to do so by the Commissioner.

“114. (1) Examinations under these regulations shall consist of written matter in the case of the literary examination, and of both written and oral matter in the case of any law examination.

“(2) The examinations shall be directed by an Examination Board consisting of the Commissioner and three commissioned officers to be appointed from time to time by the Commissioner.

“(3) Three members of the Board shall form a quorum.

“115. The examinations shall be carried out under the supervision of an officer or other person appointed by the Commissioner.

“116. All examination papers shall be supplied in sealed packets to the officer in charge of the district in which examinations are held and shall be opened and the papers distributed to the candidates at the hour fixed for the examination.

“117. The literary examination shall consist of questions on English, geography, and arithmetic, within such limits in each subject as may be prescribed by the Commissioner in General Instructions issued under the authority of the Police Force Act 1947.

“118. Any member of the Force shall be eligible to sit for the literary examination.

“119. (1) To pass the literary examination, a candidate for qualification for the rank of Sergeant shall obtain not less than 45 per cent of the maximum marks allotted to each subject and a total of not less than 50 per cent of the total maximum marks allotted to all the subjects. To qualify for commissioned rank he shall obtain not less than 55 per cent of the maximum marks allotted to each subject, and a total of not less than 60 per cent of the total maximum marks allotted to all the subjects.

“(2) Papers in the literary examination shall be set and marked by a present or former member of the Education Service appointed by the Commissioner.

“120 (1) Subject to the provisions of this regulation, no member of the Force shall be eligible to sit for the Sergeants' law examination unless, at the date of the examination, he has served continuously in the Force during the three years immediately preceding that date:

Provided that any candidate who will complete three years' continuous service in the Force during the year in which the examination takes place shall, for the purposes of this subclause, be deemed to have completed that service at the date of the examination.

“(2) No member of the Force shall be eligible to sit for the Senior Sergeants' law examination unless he has previously passed the Sergeants' law examination.

“(3) No member of the Force shall be eligible to sit for the Commissioned Officers' law examination unless he has previously passed the Senior Sergeants' law examination.

“(4) Subclause (1) of this regulation shall apply to all Sergeants' law examinations held after the month of June, 1956.

“(5) For the Sergeants' law examination to be held in the month of June, 1956, a member of the Force shall require five years' service to be eligible to sit.

“121. The law examinations shall consist of the following subjects:

“(a) A written section consisting of—

“(i) Law of evidence:

“(ii) Statutes, regulations, and relevant case law:

“(iii) Police Force Act 1947 and regulations thereunder, and
General Instructions:

“(iv) Police and detective duties—

within such limits for the various subjects as may be prescribed by the Commissioner in General Instructions issued under the authority of the Police Force Act 1947.

“Papers under subparagraphs (i) and (ii) of this paragraph shall be set and marked by a Stipendiary Magistrate or solicitor appointed by the Commissioner and papers under subparagraphs (iii) and (iv) of this paragraph shall be set and marked by two commissioned officers in collaboration with the Stipendiary Magistrate or solicitor appointed as aforesaid:

“(b) An oral section consisting of an interview with members of the Examination Board and an oral examination on any aspect of Police work.

“A candidate will be required to present himself for examination in this section only when it becomes known to the Examination Board that he has passed in at least three subjects of the written section.

“122. (1) To pass a law examination a candidate shall obtain not less than 60 per cent of the marks allotted to each of the subjects:

“Provided that if in any one subject a candidate obtains less than 60 per cent of the total marks allotted to that subject the Examination Board may apply any marks in excess of 60 per cent obtained in the oral examination for the purpose of making up the deficiency.

“(2) A candidate shall be required to pass at least two subjects of a law examination before he is credited with a pass in any subject, but any candidate who has been credited with a pass in two subjects may thereafter be credited with a pass in any one or more other subjects which he passes.

“123. Any member of the Force who has passed the whole or any part of any of the examinations for Sergeant, Senior Sergeant, or Sub-Inspector, as the case may require, as prescribed by any regulations for the time being in force before the 1st day of April 1956 shall be deemed to have passed the whole or any equivalent part of the equivalent examination provided for in these regulations.

“124. (1) A member of the Force who has passed the Public Service Entrance, University Entrance, or School Certificate Examination shall, on application, be granted a pass qualifying for commissioned rank in the literary examination; and a member who has passed any other examination which in the opinion of the Commissioner is a sufficient test, may, on application, be granted such pass in the literary examination as the Commissioner may decide.

“(2) A member of the Force who has passed the examination for a solicitor shall, on application, be granted a pass in the subjects referred to in subparagraph (i) and subparagraph (ii) of paragraph (a) of regulation 121 hereof for the Commissioned Officers' law examination, and any person who has passed a part of the examination for a solicitor including the subject of Evidence may, on application, be granted a pass in the subject referred to in the said subparagraph (i) for the Commissioned Officers' law examination.”

3. Regulations 3 and 4 of the Police Force Regulations 1950, Amendment No. 2, and regulations 9 and 10 of the Police Force Regulations 1950, Amendment No. 4, are hereby revoked.

4. Regulation 125 of the principal regulations is hereby amended by omitting the word "pass", and substituting the words "obtain a pass or partial pass in".

5. The principal regulations are hereby further amended by revoking regulation 134, and substituting the following regulation:

"134. No member of the Force shall be promoted to the rank of Sergeant unless he has a minimum of five years' continuous service in the Force extending to the date of promotion and has been medically examined by a medical practitioner approved by the Commissioner and certified as physically fit to perform the duties of a Sergeant in charge of Constables on day or night duties in any of the cities of New Zealand."

T. J. SHERRARD,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations re-enact the provisions of the principal regulations relating to Police examinations. The syllabus for each examination is not prescribed in detail, as was formerly the case, but will be promulgated by the Commissioner in General Instructions thereby being more readily available to members of the Force and permitting modification more easily.

Candidates for the Sergeants' law examination will be permitted to sit after three years' service instead of five years, as was formerly the case.

A new provision provides that no member of the Force shall be promoted to Sergeant unless he has a minimum of five years' continuous service and is certified as physically fit by a medical practitioner approved by the Commissioner.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 3 May 1956.

These regulations are administered in the Police Department.