

1970/5



## THE POST OFFICE BONUS BONDS REGULATIONS 1970

ARTHUR PORRITT, Governor-General

### ORDER IN COUNCIL

At the Government Buildings at Wellington this 2nd day of February 1970

Present:

THE RIGHT HON. KEITH HOLYOAKE, C.H., PRESIDING IN COUNCIL

PURSUANT to the Post Office Act 1959, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

#### ANALYSIS

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#### REGULATIONS

**1. Title and commencement**—(1) These regulations may be cited as the Post Office Bonus Bonds Regulations 1970.

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

**2. Interpretation**—In these regulations, unless the context otherwise requires,—

“The Act” means the Post Office Act 1959:

“Bond holder”, in relation to a bonus bond, means the person in whose name the bond is registered:

“Bonus bond”, or “bond”, means a Post Office Bonus Bond purchased and issued under section 129A of the Act; and includes a certificate of title to a bonus bond issued under these regulations:

“Bonus Bonds Centre” means the Post Office Bonus Bonds Centre established by the Postmaster-General at which the registers of bonus bonds and bonus bond holders are kept:

“Registrar of Bonus Bonds”, or “registrar”, means the officer in charge of the Bonus Bonds Centre:

“Registered”, in relation to a bonus bond, means registered in the register of bonus bonds kept by the Registrar of Bonus Bonds at the Bonus Bonds Centre and, in relation to a bond holder, means registered in the register of holders of bonus bonds kept by the Registrar of Bonus Bonds.

**3. Purchase and issue of bonus bonds—**(1) Every person who desires to purchase a bonus bond shall provide a specimen of his signature, together with such other particulars as the Postmaster-General may require from time to time.

(2) Where a bonus bond has been purchased on behalf of a person under 7 years of age, that person shall, whenever he is required to do so by any duly authorised officer of the Post Office, provide a specimen of his signature.

**4. Registers to be kept—**(1) The registrar shall keep—

(a) A register of bonus bonds which shall show, in numerical order, the serial numbers of the bonds issued together with such other information as the Postmaster-General from time to time directs; and

(b) A register of holders of bonus bonds which shall show, in their alphabetical order, the names of the registered holders of the bonds so issued, together with such other information as the Postmaster-General from time to time directs.

(2) No such register shall be open to members of the public generally; but the holder of any bonus bonds, or any person who appears to the registrar to be entitled to any bonus bond registered at the Bonus Bonds Centre, shall be entitled to inspect any entry relating to that bond in the register of bonus bonds or the register of holders of bonus bonds and any document held by the Post Office relating to that bond.

(3) A copy of any entry in any such register, or of any document held by the Post Office relating to the issue of a bonus bond certified by the registrar, shall in the absence of proof to the contrary be sufficient evidence of the entry in all courts of law.

**5. Rectification of mistakes—**(1) If at any time the holder of any bonus bond, or the applicant for any bonus bond if he is not also the bond holder, becomes aware of any material mistake in the bond or in his application for registration of the bond or in any other document relating to the issue of the bond, he shall forthwith notify the registrar of the mistake.

(2) If at any time the registrar is satisfied that any bonus bond issued from the Bonus Bonds Centre, or any office of the Post Office Savings Bank or purporting to be issued from the Bonus Bonds Centre or any office of the Post Office Savings Bank, contains a material mistake, he shall take all reasonable steps to rectify the mistake, and for that purpose may require any person for the time being in possession of the bond to surrender it forthwith for correction.

(3) Where a mistake exists in any register of bonus bonds or register of holders of bonus bonds, the registrar shall, as soon as practicable after becoming aware of the mistake, make such corrections to the register or registers as appear to him to be necessary to correct the mistake.

**6. Damage, loss, or destruction of bonus bonds—**(1) Where the registrar is satisfied that any bonus bond which was issued from the Bonus Bonds Centre or any office of the Post Office Savings Bank has been damaged, lost, or destroyed, he may, on application being made to him by the bond holder or by such other person as appears to him to be lawfully entitled to the bond, cause a certificate of title to the damaged, lost, or destroyed bond to be issued to the applicant.

(2) For the purpose of satisfying himself that any bonus bond has been lost or destroyed, the registrar may require the applicant to provide a statutory declaration or such evidence of the loss or destruction as he may require.

(3) Before issuing a certificate of title under subclause (1) of this regulation, the registrar may require the person to whom the certificate of title is issued to give such indemnity as the Postmaster-General may require.

(4) The registrar shall, when a certificate of title is issued under this regulation, record the fact in the appropriate place in the registers kept at the Bonus Bonds Centre.

**7. Payment of money secured by bonus bonds or a cash prize in respect of a bonus bond—**(1) Subject to the provisions of the Act, the holder of any bonus bond who has attained 7 years of age or any other person authorised by subsection (11) or (15) of section 129A of the Act, may apply to the registrar for repayment of the amount secured by the bond or for any prize money payable in respect of the bond.

(2) Notwithstanding the provisions of subclause (1) of this regulation, any person authorised to make an application under that subclause in respect of a bonus bond or any prize money in respect of a bonus bond may appoint any other person either by power of attorney or other written authority under his hand, to act on his behalf for the purpose of making application for and receiving payment of the amount secured by the bond or of any prize money in respect of the bond.

(3) Every payment made in respect of a bonus bond or payment of prize money may be made in cash or by means of a money order or a negotiable instrument or by crediting the amount of the payment to a Post Office Savings Bank account or in such other manner as the Postmaster-General may from time to time determine.

(4) Except where the Postmaster-General otherwise directs, no payment of the amount secured by a bonus bond may be made under this regulation until the bond in respect of which the payment is to be made is surrendered to the registrar.

(5) On payment of the amount secured by a bonus bond to the bond holder or other person entitled to the bond, the registrar shall forthwith cancel the bond and shall record the cancellation in the appropriate place in the register of bonus bonds and in the register of holders of bonus bonds.

(6) Where any payment under this regulation is made to any person other than the bond holder, the Postmaster-General may require that person to give sufficient security, whether by indemnity or otherwise, to satisfy the liability of the Postmaster-General in respect of any claim made by the bond holder or any other person lawfully entitled to the bond.

**8. Evidence of identity may be required**—(1) Before making any payment, either of the amount secured by the bond or of prize money in respect of any bonus bond to any applicant under regulation 7 of these regulations, the registrar may require evidence to be given to his satisfaction of—

(a) The identity of the applicant or of any person on whose behalf the application is made or of any other person to whom it is proposed to make any such payment; or

(b) The title of the applicant, or of any person on whose behalf the application is made, or of any other person to whom it is proposed to make any such payment, to the bond.

(2) For the purposes of satisfying himself as to the identity of any person or as to the title of any person to a bond under subclause (1) of this regulation, the registrar may require that person to provide a statutory declaration verifying his identity or his title to the bond, as the case may require.

**9. Cancellation of bonds**—(1) If at any time the Postmaster-General becomes aware that—

(a) A bonus bond has been issued to or is being held by a person who is not entitled by section 129A of the Act to be registered as a bond holder; or

(b) The holder of any bonus bond has failed to comply with or has contravened section 129A of the Act or these regulations—the Postmaster-General may, by notice in writing to that person, cancel the bond and require the bond to be surrendered forthwith to the registrar who shall record the cancellation in the appropriate place in the register of bonus bonds and in the register of holders of bonus bonds.

(2) If the Postmaster-General cancels any bonus bond under subclause (1) of this regulation, he shall, except where the bond was acquired by means of fraud or deceit and the purchase price of the bond was not paid, forthwith pay the amount secured by the bond to the holder of the bond or to such other person as appears to him to be entitled to it and may, in his discretion, if he is satisfied that that person did not acquire the bond by means of fraud or deceit or in wilful contravention of the said section 129A or that the failure to comply with or the contravention of the said section 129A or these regulations was not wilful, as the case may be, pay to him any cash prize in respect of the bond as may have become payable under subsections (13) and (15) of the said section 129A at the date of payment as aforesaid.

**10. Change of address**—Every bond holder who at any time changes his address as appearing in the register of holders of bonus bonds shall give to the registrar notice of his new address, and, in any case where a Post Office box number is specified, sufficient details to identify his new place of residence or business; and the registrar shall thereupon enter the new address in the registers relating to that bond holder accordingly.

**11. Records, etc., may be destroyed after a certain period**—Where any bonus bond has been repaid under regulation 7 or cancelled under regulation 9 of these regulations, the bond and documents relating to

the issue, repayment, and cancellation of the bond shall be retained by the registrar for such period as the Postmaster-General directs; and at the expiration of that period those documents may be destroyed or otherwise disposed of in accordance with directions given from time to time by the Director-General.

P. J. BROOKS,  
Clerk of the Executive Council.

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#### EXPLANATORY NOTE

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

These regulations relate to Post Office Bonus Bonds issued under section 129A of the Post Office Act 1959. Provision is made in the regulations for—

- (a) Matters relating to the purchase, issue, and registration of bonus bonds:
- (b) The correction of errors in bonds and in the registers of bonds and bond holders:
- (c) The notification of changes of address:
- (d) The issue of a certificate of entitlement where the original bond has been damaged, lost, or destroyed:
- (e) The retention and destruction of records relating to repaid and cancelled bonus bonds.

Provision is made in respect of the payment of the principal secured by bonus bonds and prize money. Provision is also made for the repayment of any bond which has been purchased in contravention of section 129A.

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Issued under the authority of the Regulations Act 1936.  
Date of notification in *Gazette*: 5 February 1970.  
These regulations are administered in the Post Office.