

Serial Number 1946/196



THE PASSPORT REGULATIONS 1946

B. C. FREYBERG, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington, this 20th day of
November, 1946

Present :

THE RIGHT HON. W. NASH PRESIDING IN COUNCIL

PURSUANT to the Passports Act, 1946, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations.

REGULATIONS

1. (1) These regulations may be cited as the Passport Regulations 1946.

(2) The Passport Emergency Regulations 1939* and the Passport Emergency Regulations 1939, Amendment No. 1†, are hereby revoked.

(3) All applications, notices, permits, and generally all acts of authority that originated under the regulations hereby revoked and are subsisting or in force at the commencement of these regulations shall enure for the purposes of these regulations as if they had originated under these regulations, and accordingly shall, where necessary, be deemed to have so originated.

REQUIREMENT OF PASSPORT

2. Except as hereinafter provided, no person shall land in New Zealand from overseas unless he produces to the Collector of Customs a passport which complies with the requirements of these regulations.

FORM OF PASSPORT

3. (1) No passport shall be deemed to comply with the requirements of these regulations unless the passport—

(a) Establishes to the satisfaction of the Collector of Customs the nationality and identity of the person to whom it relates ;
and

* Statutory Regulations 1939, Serial number 1939/135, page 620.

† Statutory Regulations 1941, Serial number 1941/8, page 15.

- (b) Relates to the person in whose possession it is ; and
- (c) Is still in force ; and
- (d) Has attached thereto a photograph of the person to whom it relates ; and
- (e) In the case of an alien landing in New Zealand (other than the master or a member of the crew of any vessel), has been marked with a *visa*, which is still in force, by a British Diplomatic or Consular Officer or a British public official duly authorized in that behalf :

Provided that such *visa* shall not be required in respect of nationals of any country between the Government of which and His Majesty's Government in New Zealand there is for the time being in force an agreement to dispense with the requirement of passport *visas*, the existence of which agreement is notified from time to time in the *Gazette*.

(2) For the purposes of this regulation the term "alien" means a person who is not a British subject either by birth or by naturalization.

EXEMPTIONS

4. (1) No passport will be required in the case of—

- (a) Any child under the age of sixteen years accompanied by a parent—
 - (i) If the name of the child is included in a family passport ; or
 - (ii) If the parent is exempted from the requirement of a passport under any of the succeeding paragraphs of this subclause :
- (b) Any person arriving in New Zealand from the Commonwealth of Australia if such person is—
 - (i) A natural-born British subject ; or
 - (ii) A British subject naturalized in New Zealand or elsewhere and has in his possession naturalization papers sufficient in the opinion of the Collector of Customs to establish the fact of his naturalization ; or
 - (iii) The wife of a person referred to in subparagraphs (i) or (ii) of this paragraph, or the child under the age of sixteen years of such a person :
- (c) A resident of the Cook Islands or of Western Samoa who produces to the Collector of Customs a permit to travel to New Zealand issued by the competent authority of the Cook Islands or of Western Samoa, as the case may be :
- (d) Any member of the naval, military, or air Forces of any part of His Majesty's dominions arriving in New Zealand on duty :
- (e) Any person whose home is in New Zealand being the master or a member of the crew of any vessel arriving in New Zealand.

(2) The Minister of Internal Affairs, or any officer authorized by him in that behalf, may by writing under his hand grant to any person or class of persons permission to land in New Zealand without being in possession of a passport, or without being in possession of a passport which complies with all the requirements of these regulations, either with or without restriction as to the place of landing, and subject to such conditions (if any) as he thinks fit to impose.

(3) Where any person, being the master or a member of the crew of any vessel arriving in New Zealand, is by these regulations prohibited from landing in New Zealand unless he produces a passport, the Collector of Customs may, by writing under his hand or otherwise, grant temporary permission to that person to land at any port, subject to such conditions (if any) as the Collector thinks fit to impose.

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

Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette* : 28th day of November, 1946.

These regulations are administered in the Department of Internal Affairs