

1968/164

THE POLICE REGULATIONS 1959, AMENDMENT NO. 14

ARTHUR PORRITT, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 9th day of September 1968

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Police Act 1958, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Police Regulations 1959, Amendment No. 14, and shall be read together with and deemed part of the Police Regulations 1959* (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. Control—general—Regulation 13 of the principal regulations is hereby amended by adding after subclause (1) the following proviso:

“Provided that a member appointed or promoted under regulation 24 shall be deemed to be a superior only while dealing with matters pertaining directly or incidentally to the performance of his duties of a specialised nature.”

3. Law examinations—(1) Regulation 18 of the principal regulations is hereby further amended by inserting in subclause (5), before the words “law examination”, the words “sergeant’s and senior sergeant’s”.

(2) Regulation 18 of the principal regulations is hereby further amended by inserting after subclause (5), the following subclause:

*S.R. 1959/9 (Reprinted with Amendments Nos. 1 to 13: S.R. 1968/61)

“(5A) The commissioned officer’s law examination will consist of the following subjects:

“(a) Criminal Law:

“(b) Police Administration:

“(c) Practical Police Duties—

within such limits for each subject as may be prescribed in general instructions:

“Provided that the Commissioner shall make fair and reasonable adjustments or concessions for members who, under the syllabus for this examination in force immediately prior to the coming into force of these regulations, have passed the subject of Law of Evidence but who have not passed the subject of Statutes:

“Provided also that members who prior to the 1st day of January 1968 have passed the subject of Statutes will be required to complete the syllabus for this examination in force immediately prior to the coming into force of these regulations.”

(3) Regulation 18 of the principal regulations is further amended—

(a) By omitting from paragraphs (b) and (c) of subclause (9) the word “Statutes” wherever it occurs, and substituting the words “Criminal Law”:

(b) By omitting from paragraph (c) of subclause (9) the word “three”, and substituting the word “two”:

(c) By revoking paragraph (d) of subclause (9) and substituting the following paragraph:

“(d) A member who has passed or been awarded a certificate of proficiency in any one subject referred to in paragraph (c) of this subclause shall be credited with the subject of Police Administration.”

4. Regulation 81 of the principal regulations is hereby amended by adding after the proviso to subclause (6) the following further proviso:

“Provided also that where any medical certificate is furnished pursuant to this regulation by a member unfit for duty, that medical certificate will be sufficient as a medical certificate of fitness for the purposes of this subclause if the certificate states that the member will be fit for duty on a date within 7 days of the date of the medical examination on which the medical certificate is based.”

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

EXPLANATORY NOTE

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

The main effect of these regulations is to introduce a new syllabus for the commissioned officer’s law examination, now comprising the subjects of criminal law, police administration, and practical police duties. The syllabus for sergeant’s and senior sergeant’s law examinations still comprises the subjects of evidence, statutes, police administration, and practical police duties. A savings clause is provided to cover the transition in examination requirements for the commissioned officer’s law examination.

Other amendments include a proviso to subclause (1) of regulation 13 of the principal regulations qualifying the term "superior" as it is so used in that subclause, in respect of appointments and promotions for special purposes under regulation 24 of the principal regulations. A further proviso is also added to subclause (6) of regulation 81 of the principal regulations enabling a medical certificate in certain circumstances to be acceptable as a certificate of fitness for the purposes of that subclause.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 12 September 1968.

These regulations are administered in the Police Department.