



THE QUEEN'S COUNSEL REGULATIONS 1987

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 2nd day of November 1987

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 62 of the Law Practitioners Act 1982, 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 Queen's Counsel Regulations 1987.

(2) These regulations shall come into force on the 1st day of April 1988.

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

“The Crown” means Her Majesty in right of her Government in New Zealand; and, in relation to any proceedings, includes any Government department, Minister, or officer who is party to the proceedings on behalf of the Crown:

“Proceedings” means any civil or criminal proceedings in any court; and includes any proceedings before a Royal Commission, a commission of inquiry, or a tribunal.

3. Appointment—Every appointment of a Queen's Counsel shall be made by the Governor-General on the recommendation of the Attorney-General and with the concurrence of the Chief Justice of New Zealand.

4. Fee payable on appointment—(1) On every appointment of a Queen's Counsel a fee of \$100 shall be payable by the appointee.

(2) All such fees shall be paid into the Public Account and form part of the Consolidated Account.

5. Queen's Counsel may appear in proceedings against the Crown—This regulation shall be sufficient licence for Queen's Counsel to act as counsel for any person against the Crown in any proceedings, except—

- (a) Proceedings in respect of which a general or special retainer is delivered to the Queen's Counsel for or on behalf of the Crown; or
- (b) So far as by express notice given to the Queen's Counsel the Attorney-General directs that the general licence conferred by this regulation shall not apply.

6. Revocations—The following regulations are hereby revoked:

- (a) The Queen's Counsel Regulations 1955 (S.R. 1955/215);
- (b) The Queen's Counsel Regulations 1955, Amendment No. 1 (S.R. 1982/70);
- (c) The Queen's Counsel Regulations 1955, Amendment No. 2 (S.R. 1984/308).

MARIE SHROFF,
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 consolidate without substantive amendment the Queen's Counsel Regulations 1955, the Queen's Counsel Regulations 1955, Amendment No. 1, and the Queen's Counsel Regulations 1955, Amendment No. 2, consequent upon the enactment of the Law Practitioners Act 1982.

Issued under the authority of the Regulations Act 1936.
Date of notification in *Gazette*: 5 November 1987.
These regulations are administered in the Department of Justice.