



SUPPLEMENT  
TO THE  
**NEW ZEALAND GAZETTE**

OF  
THURSDAY, MARCH 16, 1944

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WELLINGTON, FRIDAY, MARCH 17, 1944

*Authorizing the Judges of the Second Division of the Court of Appeal to sit with the Judges of the First Division*

C. L. N. NEWALL, Governor-General  
ORDER IN COUNCIL

At the Government House at Wellington, this 15th day of March, 1944

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

**WHEREAS** by section nine of the Judicature Amendment Act, 1913, it is enacted that each Division of the Court of Appeal shall sit and exercise its jurisdiction separately, save that in respect of any sitting of either Division the Governor-General in Council may, on the certificate of two Judges (of whom the Chief Justice shall be one) that any appeal or other proceeding is of special difficulty or importance, authorize all the Judges of the other Division to sit together with those of the former Division for the hearing and determination of that appeal or proceeding:

And whereas an application was made by a prisoner, Leonard Neiling, under section two of the Crimes Amendment Act, 1920, for leave to appeal against sentence, which application was considered by the Second Division of the Court of Appeal at its sitting held in September, one thousand nine hundred and forty-three, but was not determined:

And whereas such application is now listed and stands for hearing before the First Division of the Court of Appeal at the sitting which commenced on the sixth day of March, one thousand nine hundred and forty-four:

And whereas the Right Honourable Sir Michael Myers, G.C.M.G., Chief Justice of New Zealand, and the Honourable Robert Kennedy, a Judge of the Supreme Court of New Zealand, have certified that the said application presents a question of special difficulty and importance:

Now, therefore, His Excellency the Governor-General of the Dominion of New Zealand, in pursuance of the authority vested in him in that behalf as aforesaid, and acting by and with the advice

of the Executive Council of the said Dominion, doth hereby authorize the Judges of the Second Division of the Court of Appeal to sit with the Judges of the First Division of that Court at the aforesaid sitting for the hearing and determination of the said application.

C. A. JEFFERY, Clerk of the Executive Council.

*The Oil Fuel (Horse Transport) Control Notice 1944 (No. 2)*

**P**URSUANT to the Supply Control Emergency Regulations 1939 and the Oil Fuel Emergency Regulations 1939, I, Daniel Giles Sullivan, the Minister of Supply and Munitions, hereby give notice and direct as follows:—

1. This notice may be cited as the Oil Fuel (Horse Transport) Control Notice 1944 (No. 2).

2. (1) The Oil Fuel (Horse Transport) Control Notice 1944\* is hereby revoked.

(2) The revocation of the said notice shall not affect the liability of any person for any offence in relation thereto committed before the coming into force of this notice.

3. In this notice the expression "oil fuel" includes oil fuel as defined in the Oil Fuel Emergency Regulations 1939, and also includes char, as so defined.

4. Except as provided in clause 5 hereof, no person shall use oil fuel in any motor-vehicle which is being used for the transport of any horse or horses upon any road or street, whether the horse or horses are in the vehicle or in any trailer being towed by the vehicle.

5. Nothing in clause 4 hereof shall apply to prohibit the use of any one or more motor-vehicles for the transportation of a horse for farming purposes only or in any case where the horse is transported for any distance or distances not exceeding thirty miles in all.

Provided that nothing herein shall be deemed to permit the use of a motor-vehicle for any such purpose if that use is prohibited under any other enactment.

Dated at Wellington, this 17th day of March, 1944.

D. G. SULLIVAN,  
Minister of Supply and Munitions.

*Gazette No. 18, 8th March, 1944, page 229.*

*Notice under the Regulations Act, 1936*

**NOTICE** is hereby given in pursuance of the Regulations Act, 1936, of the making of regulations and orders as under:—

Authority for Enactment.	Short Title or Subject-matter.	Serial Number.	Date of Enactment.	Price (Postage 1d. extra).
Supply Control Emergency Regulations 1939, and the Oil Fuel Emergency Regulations 1939	Oil Fuel (Horse Transport) Control Notice 1944 (No. 2)	1944/41	16/3/44	1d.

Copies can be purchased at the Government Printing and Stationery Office, Lambton Quay, Wellington. Prices for quantities supplied on application. Copies may be ordered by quoting serial number.

E. V. PAUL, Government Printer.