



## ANALYSIS

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| <p>Title.</p> <ol style="list-style-type: none"> <li>1. Short Title.</li> <li>2. Interpretation.</li> <li>3. Institute may issue certificates and diplomas.</li> </ol> | <ol style="list-style-type: none"> <li>4. Minister may approve schemes of examination.</li> <li>5. Form of certificate or diploma.</li> <li>6. Grant of certificates and diplomas without examination.</li> <li>7. Regulations.</li> <li>8. Repeals and savings. Schedule.</li> </ol> |
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## 1953, No. 20

Title. AN ACT to consolidate and amend certain enactments relating to the Royal New Zealand Institute of Horticulture. [17 September 1953]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

Short Title. 1. This Act may be cited as the Royal New Zealand Institute of Horticulture Act 1953.

Interpretation. 2. In this Act, unless the context otherwise requires,—

Royal New Zealand Institute of Horticulture Act 1927, No. 20, s. 2 (Reprint of Statutes, Vol. I, p. 121)  
See Reprint of Statutes, Vol. III, p. 922

“Examining Board” means the Examining Board appointed by the Dominion Council of the Institute and approved by the Minister:

“The Institute” means the Royal New Zealand Institute of Horticulture Incorporated, being a society incorporated under the Incorporated Societies Act 1908:

“Minister” means the Minister of Agriculture:

“Rules” means the rules of the Institute for the time being in force in accordance with the requirements of the Incorporated Societies Act 1908.

3. The Institute may, in accordance with its rules and subject to the provisions of this Act,—

Institute may issue certificates and diplomas.

(a) Conduct examinations in horticulture and branches thereof and subjects having relation thereto; and

1927, No. 20, s. 3

(b) On the recommendation of the Examining Board, grant such certificates and diplomas in horticulture and branches thereof as it thinks fit to persons qualified to receive them.

4. (1) The Minister may from time to time, by notice in the *Gazette*, approve any scheme of examination submitted by the Examining Board with the authority of the Institute in relation to the conduct of examinations for the grant of certificates and diplomas under this Act. Any scheme approved under this section may from time to time with the like approval, but not otherwise, be amended or revoked.

Minister may approve schemes of examination. *Ibid.*, s. 4

(2) The power conferred upon the Minister to approve any scheme of examination submitted by the Examining Board with the authority of the Institute in relation to the conduct of examinations shall extend to authorize the approval, in any such scheme as aforesaid, of conditions subject to which certificates and diplomas may be granted, including conditions requiring applicants therefor to undergo specified courses of practical training and instruction in practical horticulture for specified periods.

(3) Any scheme of examination approved under this section may provide for the recognition of any examination conducted by any University or other institution (whether in New Zealand or elsewhere) as the equivalent of examination under the scheme; and on production by any candidate of evidence satisfactory to the Institute that he has passed any such examination the Institute may dispense in whole or in part with any examination under the scheme.

(4) Every scheme of examination which has been approved by the Governor-General in Council under the Royal New Zealand Institute of Horticulture Act 1927 and is subsisting at the commencement of this Act shall be deemed to have been approved by the Minister under this Act.

See Reprint of Statutes, Vol. I, p. 121

Form of certificate or diploma.  
1927, No. 20, s. 5

Grant of certificates and diplomas without examination.  
*Ibid.*, s. 6

5: Every certificate and diploma granted in accordance with the foregoing provisions of this Act may bear on its face the words "Granted after examination in accordance with the requirements of the Royal New Zealand Institute of Horticulture Act 1953".

6. (1) The Institute may, on the recommendation of the Examining Board, without examination, grant a certificate or diploma under this Act to any person who is not less than forty years of age and has practised horticulture or any branch thereof for not less than twenty years and who, in the opinion of the Examining Board is qualified to receive the certificate or diploma:

Provided that—

(a) After the commencement of this Act, the certificate and diploma in horticulture which may be granted at the commencement of this Act shall not be granted without examination:

(b) After the expiration of two years from the date of the commencement of this Act, the certificate and diploma in fruit culture, and the certificate in school gardening, which may be granted at the commencement of this Act shall not be granted without examination:

(c) After the expiration of two years from the date of the coming into effect of the Minister's approval of any scheme which provides for the grant of any certificate or diploma which cannot be granted at the commencement of this Act, the certificate or diploma shall not be granted without examination.

(2) Every certificate or diploma granted under this section shall bear on its face the words "Granted without examination in accordance with the Royal New Zealand Institute of Horticulture Act 1953".

Regulations.

7. (1) The Governor-General may from time to time, by Order in Council, make all such regulations as may in his opinion be necessary or expedient for giving effect to the provisions of this Act and for the due administration thereof.

(2) All such regulations shall be laid before Parliament within twenty-eight days after the date of the making thereof if Parliament is then in session, and,

if not, shall be laid before Parliament within twenty-eight days after the date of the commencement of the next ensuing session.

8. (1) The enactments specified in the Schedule to this Act are hereby repealed.

(2) Without limiting the provisions of the Acts Interpretation Act 1924, it is hereby declared that the repeal of any provision by this Act shall not affect any document made or any thing whatsoever done under the provision so repealed or under any corresponding former provision, and every such document or thing, so far as it is subsisting or in force at the time of the repeal and could have been made or done under this Act, shall continue and have effect as if it had been made or done under the corresponding provision of this Act and as if that provision had been in force when the document was made or the thing was done.

Repeals and savings.

See Reprint of Statutes, Vol. VIII, p. 568

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## SCHEDULE

Schedule.

### ENACTMENTS REPEALED

Section 8 (1)

1927, No. 20—

The Royal New Zealand Institute of Horticulture Act 1927.  
(Reprint of Statutes, Vol. I, p. 121.)

1946, No. 40—

The Statutes Amendment Act 1946: Sections 58 to 60.

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