

This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and, having this day passed as now printed, is transmitted to the LEGISLATIVE COUNCIL for its concurrence.

House of Representatives,
13th October, 1903.

Hon. Mr. Mills.

COOK AND OTHER ISLANDS GOVERNMENT ACT
AMENDMENT.

ANALYSIS.

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| <p>Title.</p> <p>1. Short Title.</p> <p>2. The Federal Council.</p> <p>3. Modification of Customs tariff in all the Islands.</p> | <p>4. Resident Commissioner for Niue.</p> <p>5. High Court to have no jurisdiction in Niue.</p> <p>6. Niue not to be represented in Federal Council.</p> <p>7. Public revenues of Niue.</p> <p>8. Principal Act not otherwise affected.</p> |
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A BILL INTITLED

AN ACT to make Better Provision for the Government of the Cook and other Islands. Title.

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

1. The Short Title of this Act is "The Cook and other Islands Government Act Amendment Act, 1903"; and it shall form part of and be read together with "The Cook and other Islands Government Act, 1901" (hereinafter referred to as "the principal Act"). Short Title.

2. (1.) The Federal Council as constituted at the passing of this Act shall be deemed to be validly constituted, and all Ordinances passed by it shall be deemed to have been validly passed, and shall have effect according to the tenour thereof. The Federal Council.

(2.) Notwithstanding anything in section seven of the Act passed by the Federal Parliament the Short Title whereof is "The Constitution Act 1891 Amendment Act, 1899," the members of the present Federal Council shall remain in office until the thirty-first day of December, one thousand nine hundred and four.

3. The provisions of section five of "The Cook and other Islands Government Act Amendment Act, 1902" (relating to the Customs tariff in Niue), shall, with the exception of subsection two, extend and apply to all the said Islands; and the Governor may, by Order in Council, impose a duty not exceeding ten per centum to be levied on goods shipped in New Zealand; and in the event of such Order being issued it shall, so long as such Order is in force, be lawful to pay drawback in New Zealand; and all such Orders in Council shall be laid on the table of both Houses of Parliament within twenty days after the commencement of each session. Modification of Customs tariff in all the Islands.

4. (1.) The Governor may from time to time appoint some fit person to administer the Government in the Island of Niue, who shall be called "the Resident Commissioner," and shall have such Resident Commissioner for Niue.

2. *Cook and other Islands Government Act Amendment.*

powers and duties as may from time to time be determined by the Governor.

(2.) On such appointment being made, the Resident Commissioner appointed under the principal Act shall have no power or jurisdiction over the Island of Niue. 5

High Court to have no jurisdiction in Niue.

5. (1.) The High Court referred to in section four of the principal Act shall have no jurisdiction over the Island of Niue.

(2.) The Governor in Council, with the concurrence of any two or more of the Judges of the Supreme Court, may from time to time make rules providing in what cases appeals shall lie to the Supreme Court from the decision of any Court lawfully held in Niue, and the mode of procedure thereon. 10

Niue not to be represented in Federal Council.

6. (1.) From and after the passing of this Act the Island of Niue shall not be represented in the Federal Council, nor shall such Council have any authority or jurisdiction over that Island. 15

(2.) All Ordinances heretofore made by the Federal Council are hereby repealed so far as the same affect the Island of Niue.

Public revenues of Niue.

7. The public revenue of Niue shall be available only for defraying the cost of the administration and other expenditure in, for, and on behalf of the said Island. 20

Principal Act not otherwise affected.

8. Except as provided in this Act, nothing herein shall affect or be deemed to repeal any of the provisions of the principal Act, either as regards the Island of Niue or any other of the Islands referred to in that Act.