

**Reprint
as at 1 January 2014**



Anzac Day Act 1966

Public Act 1966 No 44
Date of assent 14 October 1966
Commencement 14 October 1966

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An Act to make provision regarding the observance of Anzac Day

1 Short Title

This Act may be cited as the Anzac Day Act 1966.

Note

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this reprint.

Note 4 at the end of this reprint provides a list of the amendments incorporated.

This Act is administered by the Ministry for Culture and Heritage.

2 Anzac Day to be a day of commemoration

- (1) In commemoration of the part taken by New Zealand servicemen and servicewomen in—
- (a) the First and Second World Wars; and
 - (b) the South African War; and
 - (c) the Korean War; and
 - (d) the war in Malaya/Borneo; and
 - (e) the war in South Vietnam—
- and in memory of those who at any time have given their lives for New Zealand and the British Empire or Commonwealth of Nations, 25 April in each year (being the anniversary of the first landing of troops from the United Kingdom, Australia, and New Zealand on Gallipoli) shall be known as Anzac Day, and shall be a day of commemoration.
- (2) The Governor-General may from time to time, by Order in Council, amend subsection (1) by adding to the list of conflicts referred to in that subsection.
- (3) An Order in Council made under subsection (2) is a legislative instrument and a disallowable instrument for the purposes of the Legislation Act 2012 and must be presented to the House of Representatives under section 41 of that Act.

Section 2: substituted, on 2 September 1996, by section 2 of the Anzac Day Amendment Act 1996 (1996 No 107).

Section 2(3): replaced, on 5 August 2013, by section 77(3) of the Legislation Act 2012 (2012 No 119).

3 Observance of Anzac Day

- (1) Where Anzac Day falls on a Sunday it shall be observed as a Sunday.
- (2) Where Anzac Day does not fall on a Sunday, it shall be observed up to 1 o'clock in the afternoon as if it were a Sunday, and after that hour on that day such activities shall be permitted as may lawfully take place after noon on a Saturday.

Compare: 1949 No 15 s 2

Section 3(2): amended, on 1 August 1990, by section 6(2) of the Shop Trading Hours Act Repeal Act 1990 (1990 No 57).

4 Application to terms of employment

[Repealed]

Section 4: repealed, on 1 April 2004, by section 91(1) of the Holidays Act 2003 (2003 No 129).

5 Anzac Day trusts

- (1) The New Zealand Returned Services' Association (Incorporated) may, either itself or acting in conjunction with any organisation not prohibited from so doing, take steps to set up a trust in accordance with this section, and may appoint trustees to receive donations and grants from time to time for such specified charitable purposes as are publicly notified by the trustees before Anzac Day in any year as the purposes for which donations and grants to them in that year will be applied.
- (2) Any local Returned Services' Association affiliated with the New Zealand Returned Services' Association (Incorporated) may, either itself or acting in conjunction with any organisation not prohibited from so doing, take steps to set up a trust in accordance with this section, and may appoint trustees to receive donations and grants from time to time for such specified charitable purposes as are publicly notified by the trustees before Anzac Day in any year as the purposes for which donations and grants to them in that year will be applied.
- (3) Any such trustees may receive donations and grants from persons, companies, and societies, whether incorporated or not, carrying out activities on Anzac Day at a profit, and from other persons and public bodies.
- (4) Subject to the provisions of subsection (5), in any case where steps are taken under this section to set up a trust, the body or bodies taking the steps may execute an instrument appointing trustees of all donations and grants made to the trustees under this section and providing for the administration of the money and property to be held by the trustees and for their powers in respect thereof.
- (5) All money and property held by any trustees who are appointed as aforesaid shall be applied at the discretion of the trustees for the specified charitable purposes for which they were received as aforesaid by the trustees.

5A Relationship with Holidays Act 2003

This Act is subject to section 45A of the Holidays Act 2003 (which concerns the transfer of the public holiday for the purposes of Part 2, subpart 3 of that Act when Anzac Day falls on a Saturday or a Sunday).

Section 5A: inserted, on 1 January 2014, by section 6 of the Holidays (Full Recognition of Waitangi Day and ANZAC Day) Amendment Act 2013 (2013 No 19).

6 Repeal

The Anzac Day Act 1949 is hereby consequentially repealed.

Reprints notes

1 *General*

This is a reprint of the Anzac Day Act 1966 that incorporates all the amendments to that Act as at the date of the last amendment to it.

2 *Legal status*

Reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by any amendments to that enactment. Section 18 of the Legislation Act 2012 provides that this reprint, published in electronic form, will have the status of an official version once issued by the Chief Parliamentary Counsel under section 17(1) of that Act.

3 *Editorial and format changes*

Editorial and format changes to reprints are made using the powers under sections 24 to 26 of the Legislation Act 2012. See also <http://www.pco.parliament.govt.nz/editorial-conventions/>.

4 *Amendments incorporated in this reprint*

Holidays (Full Recognition of Waitangi Day and ANZAC Day) Amendment Act 2013 (2013 No 19): section 6

Legislation Act 2012 (2012 No 119): section 77(3)

Holidays Act 2003 (2003 No 129): section 91(1)

Anzac Day Amendment Act 1996 (1996 No 107)

Shop Trading Hours Act Repeal Act 1990 (1990 No 57): section 6(2)
