

# Infants Amendment Act 1963

Public Act 1963 No 92  
Date of assent 23 October 1963

## Contents

	Page
Title	1
1 Short Title	1
2 Unauthorised person not to receive infant	1

### An Act to amend the Infants Act 1908

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

#### **1 Short Title**

This Act may be cited as the Infants Amendment Act 1963, and shall be read together with and deemed part of the Infants Act 1908 (hereinafter referred to as the principal Act).

#### **2 Unauthorised person not to receive infant**

(1) Section 41 of the principal Act is hereby amended by repealing subsection (1) (as substituted by subsection (1) of section 2 of the Infants Amendment Act 1957), and substituting the following subsection:

“(1) It shall not be lawful for any person in consideration of any payment or reward to receive or retain in his care or charge any infant for the purpose of nursing or maintaining the infant apart from his parents or guardians for a longer period than seven consecutive days, unless—

“(a) That person is a near relative of the infant; or

“(b) That person is licensed under this Part of this Act as a foster parent; or

“(c) The infant is lawfully in the home of that person for the purpose of adoption and the requirements of section 6 of the Adoption Act 1955 are being complied with.”

- (2) Section 39 of the principal Act is hereby amended by inserting, after the definition of the term “Minister”, the following definition:

“‘Near relative’ means—

“(a) With respect to an infant who is legitimate, his grandfather, grandmother, adult brother (of the whole or half blood), or adult sister (of the whole or half blood):

“(b) With respect to an infant who is illegitimate, his mother’s father or his mother’s mother:

- (3) Section 53 of the principal Act is hereby amended by inserting, after the words “offence against”, the words “section 41 or”.

- (4) The following enactments are hereby repealed:

- (a) Paragraph (b) of subsection (2) of section 41 of the principal Act:  
(b) The Infants Amendment Act 1957.

This Act is administered in the Child Welfare Division of the Department of Education.