

Version  
as at 28 October 2021



## Time Act 1974

Public Act 1974 No 39  
Date of assent 2 August 1974  
Commencement 2 August 1974

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### **An Act to consolidate and amend the law relating to fixing the time for general purposes in New Zealand**

#### **1 Short Title**

This Act may be cited as the Time Act 1974.

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#### **Note**

The Parliamentary Counsel Office has made editorial and format changes to this version using the powers under subpart 2 of Part 3 of the Legislation Act 2019.

Note 4 at the end of this version provides a list of the amendments included in it.

**This Act is administered by the Department of Internal Affairs.**

## 2 New Zealand standard time

For the purposes of this Act, and any other Act, the expression **New Zealand standard time** means the time 12 hours in advance of Co-ordinated Universal Time.

Section 2: replaced, on 30 March 1987, by section 2 of the Time Amendment Act 1987 (1987 No 57).

## 3 Time for general purposes

Except as provided in section 4—

- (a) the time for general purposes in New Zealand, except for the Chatham Islands, shall be New Zealand standard time; and
- (b) the time for general purposes in the Chatham Islands shall be 45 minutes in advance of New Zealand standard time.

## 4 New Zealand daylight time

- (1) The Governor-General may from time to time, by Order in Council, declare that for such period or periods as may be prescribed in the Order in Council—
  - (a) the time for general purposes in New Zealand, except for the Chatham Islands, shall be 1 hour in advance of New Zealand standard time; and
  - (b) the time for general purposes in the Chatham Islands shall be 1 hour and 45 minutes in advance of New Zealand standard time.
- (2) Any period prescribed in any Order in Council made under subsection (1) shall commence at 2 am New Zealand standard time on the day, being a Sunday, specified in the Order in Council, and shall cease at 2 am New Zealand standard time on the day, being a Sunday, specified in the Order in Council or in any subsequent Order in Council.
- (3) During any period that the time for general purposes in New Zealand is determined under the foregoing provisions of this section, that time shall be known as New Zealand daylight time.
- (4) An order under this section is secondary legislation (*see* Part 3 of the Legislation Act 2019 for publication requirements).

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### Legislation Act 2019 requirements for secondary legislation made under this section

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|---------------------|--|-------------------------------|
| <b>Publication</b>  | PCO must publish it on the legislation website and notify it in the <i>Gazette</i> | LA19 s 69(1)(c)               |
| <b>Presentation</b> | The Minister must present it to the House of Representatives                       | LA19 s 114, Sch 1 cl 32(1)(a) |
| <b>Disallowance</b> | It may be disallowed by the House of Representatives                               | LA19 ss 115, 116              |

*This note is not part of the Act.*

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Section 4(4): inserted, on 28 October 2021, by section 3 of the Secondary Legislation Act 2021 (2021 No 7).

**5 Effect of commencement and cessation of New Zealand daylight time on pay and allowances**

- (1) Where, by reason of the commencement of New Zealand daylight time on the day specified in any Order in Council made under subsection (1) of section 4, the hours worked by any person on that day are less than the hours he would otherwise have worked, the pay and allowances of that person for those hours shall be an amount equal to the amount of the pay and allowances for the hours he would otherwise have worked.
- (2) Where, by reason of the cessation of New Zealand daylight time on the day specified in any Order in Council made under subsection (1) of section 4, the hours worked by any person on that day are in excess of the hours he would otherwise have worked, the pay and allowances of that person for the excess shall be calculated and paid at the appropriate rates for work performed in excess of normal hours.

**6 Reference to point of time in legislation and other documents**

Wherever any reference to a point of time occurs in any legislation, or in any other document whatsoever, the time referred to shall, unless it is otherwise specifically stated, be deemed to be the time for general purposes in New Zealand as determined under section 3 or, as the case may be, section 4.

Section 6 heading: amended, on 28 October 2021, by section 3 of the Secondary Legislation Act 2021 (2021 No 7).

Section 6: amended, on 28 October 2021, by section 3 of the Secondary Legislation Act 2021 (2021 No 7).

**7 Repeals**

The Standard Time Act 1945 and the Standard Time Amendment Act 1956 are hereby repealed.

**Notes****1 *General***

This is a consolidation of the Time Act 1974 that incorporates the amendments made to the legislation so that it shows the law as at its stated date.

**2 *Legal status***

A consolidation is taken to correctly state, as at its stated date, the law enacted or made by the legislation consolidated and by the amendments. This presumption applies unless the contrary is shown.

Section 78 of the Legislation Act 2019 provides that this consolidation, published as an electronic version, is an official version. A printed version of legislation that is produced directly from this official electronic version is also an official version.

**3 *Editorial and format changes***

The Parliamentary Counsel Office makes editorial and format changes to consolidations using the powers under subpart 2 of Part 3 of the Legislation Act 2019. See also PCO editorial conventions for consolidations.

**4 *Amendments incorporated in this consolidation***

Secondary Legislation Act 2021 (2021 No 7): section 3

Time Amendment Act 1987 (1987 No 57)