

**Reprint**  
**as at 8 August 2014**

**Legislature Amendment Act 1992**

Public Act 1992 No 106  
Date of assent 26 November 1992

Legislature Amendment Act 1992: repealed, on 8 August 2014, by section 38(2) of the Parliamentary Privilege Act 2014 (2014 No 58).

**Contents**

	Page
Title	1
1 Short Title and commencement	2
2 Interpretation	2
3 Act to bind the Crown	2
4 Stay of proceedings where publication made by order of House of Representatives	2
5 Stay of proceedings in respect of copy of Parliamentary paper	3

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**An Act to amend The Legislature Act 1908**

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**Note**

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this eprint. See the notes at the end of this eprint for further details.

**This Act is administered in the Office of the Clerk of the House of Representatives.**

**BE IT ENACTED by the Parliament of New Zealand as follows:****1 Short Title and commencement**

- (1) This Act may be cited as the Legislature Amendment Act 1992, and shall be read together with and deemed part of The Legislature Act 1908.
- (2) This Act shall come into force on the 1st day of February 1993.

**2 Interpretation**

In this Act, unless the context otherwise requires,—

**Authorised Parliamentary paper** means a Parliamentary paper published by order or under the authority of the House of Representatives

**Parliamentary paper** means any report, paper, votes, or proceedings.

**3 Act to bind the Crown**

This Act binds the Crown.

**4 Stay of proceedings where publication made by order of House of Representatives**

- (1) Where any proceedings (whether civil or criminal) are commenced against any person in respect of the publication, by that person or that person's employee, by order or under the authority of the House of Representatives, of any Parliamentary paper, that person may, subject to subsections (2) and (3) of this section, produce to the Court a certificate signed by the Speaker of the House of Representatives stating that the Parliamentary paper in respect of which the proceedings are commenced was published, by that person or that person's employee, by order or under the authority of the House of Representatives.
- (2) No certificate may be produced to any Court under subsection (1) of this section unless the person seeking to produce it has given to the plaintiff or prosecutor in the proceedings, or to the plaintiff's or prosecutor's solicitor, at least 24 hours' notice of that person's intention to do so.

- (3) Every certificate produced under subsection (1) of this section shall be accompanied by an affidavit verifying the certificate.
- (4) Where a certificate is produced to any Court in accordance with subsections (1) to (3) of this section, the Court shall immediately stay the proceedings, and the proceedings shall be deemed to be finally determined by virtue of this section.

Compare: 1954 No 46 s 18; Parliamentary Papers Act 1840, s 1 (UK)

## **5 Stay of proceedings in respect of copy of Parliamentary paper**

- (1) Where any proceedings (whether civil or criminal) are commenced in respect of the publication of a copy of an authorised Parliamentary paper, the defendant in those proceedings may, at any stage of the proceedings, produce to the Court the authorised Parliamentary paper and the copy, together with an affidavit verifying the authorised Parliamentary paper and the correctness of the copy.
- (2) Where, in any proceedings, the defendant produces the documents required by subsection (1) of this section, the Court shall immediately stay the proceedings, and the proceedings shall be deemed to be finally determined by virtue of this section.

Compare: 1954 No 46 s 19; Parliamentary Papers Act 1840, s 1 (UK)

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**Eprint notes****1    *General***

This is an eprint of the Legislature Amendment Act 1992 that incorporates all the amendments to that Act as at the date of the last amendment to it.

**2    *About this eprint***

This eprint is not an official version of the legislation under section 18 of the Legislation Act 2012.

**3    *Amendments incorporated in this eprint***

Parliamentary Privilege Act 2014 (2014 No 58): section 38(2)

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