

**Version
as at 1 September 1999**



Abolition of the Death Penalty Act 1989

Public Act	1989 No 119
Date of assent	28 November 1989
Commencement	see section 1(2)

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Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

This Act is administered by the Ministry of Justice.

*Fugitive Offenders**[Repealed]*

8	Sections to be read with Fugitive Offenders Act 1881 (UK) <i>[Repealed]</i>	3
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An Act to abolish the death penalty, and to amend the Crimes Act 1961, the Armed Forces Discipline Act 1971, the Extradition Act 1965, and the Fugitive Offenders Act 1881 (UK)

1 Short Title and commencement

- (1) This Act may be cited as the Abolition of the Death Penalty Act 1989.
- (2) This Act shall come into force on the 28th day after the date on which it receives the Royal assent.

*Crimes***2 Sections to be read with Crimes Act 1961**

This section and the next succeeding section shall be read together with and deemed part of the Crimes Act 1961 (in that section referred to as the “principal Act”).

3 Removal of death penalty for crime of treason

Amendment(s) incorporated in the Act(s).

*Armed Forces Discipline***4 Sections to be read with Armed Forces Discipline Act 1971**

This section and the next succeeding section shall be read together with and deemed part of the Armed Forces Discipline Act 1971 (in that section referred to as the “principal Act”).

5 Removal of death penalty for treachery in the Armed Forces

Amendment(s) incorporated in the Act(s).

Extradition

[Repealed]

Heading: repealed, on 1 September 1999, pursuant to section 111 of the Extradition Act 1999 (1999 No 55).

6 Sections to be read with Extradition Act 1965

[Repealed]

Section 6: repealed, on 1 September 1999, by section 111 of the Extradition Act 1999 (1999 No 55).

7 Power to decline extradition to face death penalty

[Repealed]

Section 7: repealed, on 1 September 1999, by section 111 of the Extradition Act 1999 (1999 No 55).

Fugitive Offenders

[Repealed]

Heading: repealed, on 1 September 1999, pursuant to section 111 of the Extradition Act 1999 (1999 No 55).

8 Sections to be read with Fugitive Offenders Act 1881 (UK)

[Repealed]

Section 8: repealed, on 1 September 1999, by section 111 of the Extradition Act 1999 (1999 No 55).

9 Power to decline extradition to face death penalty in Commonwealth country

[Repealed]

Section 9: repealed, on 1 September 1999, by section 111 of the Extradition Act 1999 (1999 No 55).

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Notes**1 General**

This is a reprint of the Abolition of the Death Penalty Act 1989. The reprint incorporates all the amendments to the Act as at 1 September 1999, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that contain transitional, savings, or application provisions that cannot be compiled in the reprint are also included, after the principal enactment, in chronological order. For more information, see <http://www.pco.parliament.govt.nz/reprints/>.

2 Status of reprints

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 How reprints are prepared

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not included in Acts, and provisions that are repealed or revoked are omitted. For a detailed list of the editorial conventions, see <http://www.pco.parliament.govt.nz/editorial-conventions/> or Part 8 of the *Tables of New Zealand Acts and Ordinances and Statutory Regulations and Deemed Regulations in Force*.

4 Changes made under section 17C of the Acts and Regulations Publication Act 1989

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted

enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted.

A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
 - indentation
 - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)
- position of the date of assent (it now appears on the front page of each Act)
- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
 - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
 - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)

- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

5 *List of amendments incorporated in this reprint
(most recent first)*

Extradition Act 1999 (1999 No 55): section 111