

# Privy Council Registrar Act 1853

Imperial Act 85  
Date of assent 20 August 1853

Privy Council Registrar Act 1853: ceased to have effect as part of the law of New Zealand, on 1 January 2004, by section 49(1) of the Supreme Court Act 2003 (2003 No 53).

## Contents

	Page
Title	1
Preamble	1
1 Registrar may examine witnesses upon oath	2
2 Who to act for Registrar in his absence	2
3 Saving of existing powers of Her Majesty, etc	2

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**An Act for removing doubts as to the powers of the Registrar of Her Majesty's Privy Council to administer oaths, and for providing for the performance of the duties of such Registrar in his absence.**

### Preamble

Whereas doubts are entertained as to the extent of the powers of the Registrar of Her Majesty's Privy Council appointed under an Act of the session holden in the 3rd and 4th years of King "William" the Fourth, intituled "An Act for the better Administration of Justice in His Majesty's Privy Council", for taking evidence and administering oaths; and whereas it would be for the public convenience if such Registrar were empowered to take affidavits and other evidence and administer oaths in all matters pending before Her Majesty in Council or before the Judicial Committee of the Privy Council, and if Provision were made for the appointment of a person to act in the absence of such Registrar: Be it therefore enacted by the Queen's most Excellent Majesty, by and with

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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.

**Source: New Zealand Parliamentary Library, International Documents Collection.**

the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

**1 Registrar may examine witnesses upon oath**

It shall be lawful for the Registrar for the time being of Her Majesty's Privy Council appointed under the said Act, or such other person or persons as shall be appointed for this purpose by Her Majesty in Council or by the said Judicial Committee, to examine witnesses and take affidavits and depositions upon oath in all appeals, causes, and matters whatsoever pending before Her Majesty in Council or before the said Judicial Committee, and to administer oaths accordingly.

**2 Who to act for Registrar in his absence**

In case of the absence of the said Registrar it shall be lawful for the President of Her Majesty's Privy Council to appoint a person to act for the said Registrar during such absence, and such person while so acting shall have the same powers in all respects as are vested in the said Registrar.

**3 Saving of existing powers of Her Majesty, etc**

Nothing herein contained shall be taken to affect the power of Her Majesty under the said Act or otherwise, to direct or limit the duties to be performed by the said Registrar, or any other Authority which might have been exercised by Her Majesty or by Her Privy Council or the said Judicial Committee in case this Act had not been passed.

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## **Eprint notes**

### **1     *General***

This is an eprint of the Privy Council Registrar Act 1853 (Imp) 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***

Supreme Court Act 2003 (2003 No 53): section 49(1)

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