



NIUE GOVERNMENT GAZETTE ACT 2022

No. 364

Contents

1	Title	1
2	Commencement	1
	<i>Preliminary matters</i>	
3	Interpretation	2
4	Act binds the Government	2
	<i>Gazette</i>	
5	Purposes of Gazette	2
6	Responsibility for publication of Gazette	2
7	Form of Gazette	2
8	Frequency of Gazette	3
	<i>Notification requirements</i>	
9	Notification requirements for enactments	3
10	Notification requirements for proclamations	3
11	Notification of matters (other than enactment or proclamation)	3
	<i>Miscellaneous matters</i>	
12	Regulations	3
13	Interpretation Act 2004 amended	3
14	Transitional provision	4

An Act to provide for the purposes and operation of the Niue Government Gazette.

The Niue Assembly enacts as follows –

- Title**
This Act is the Niue Government Gazette Act **2022**.
- Commencement**
This Act comes into force on the day after the date on which it becomes law in accordance with Article 34 of the Constitution.

Preliminary matters

3 Interpretation

In this Act, unless the context otherwise requires, *Gazette* means the *Niue Government Gazette* published under the authority of the Niue Government.

4 Act binds the Government

This Act binds the Government.

Gazette

5 Purposes of Gazette

(1) The purposes of the *Gazette* are—

- (a) to provide the Niue Government with a means to notify the public of—
 - (i) the making of enactments; and
 - (ii) the making of proclamations; and
 - (iii) the making of Cabinet and Ministerial orders and directives; and
 - (iv) matters published under the Seal of Niue; and
 - (v) the appointment of all senior public servants by the Niue Public Service Commission; and
 - (vi) other matters of Government business that the Secretary to the Government considers necessary or appropriate to notify in the *Gazette*; and
- (b) to provide the Niue Assembly with a means to give the public advance notice of ordinary sittings of the Assembly; and
- (c) to provide the High Court and Court of Appeal with a means to give the public advance notice of court sittings.

(2) To avoid doubt, failure to notify a matter referred to in subsection (1) in the *Gazette* does not, of itself, invalidate or otherwise affect the matter unless notification in the *Gazette* is required by an enactment other than this Act.

6 Responsibility for publication of Gazette

The Secretary to the Government is responsible for publishing the *Gazette*.

7 Form of Gazette

(1) The *Gazette* must be published—

- (a) in English and Vagahau Niue; and
- (b) in hard copy or on a website maintained by, or on behalf of, the Office of the Secretary to the Government.

- (2) **Subsection (1)** is subject to any requirements in regulations about the form of the *Gazette*.

8 Frequency of Gazette

- (1) The *Gazette* must be published at least every 6 weeks, if practicable.
(2) An extraordinary *Gazette* may be published at any time.

Notification requirements

9 Notification requirements for enactments

- (1) An enactment must be notified by the Secretary to the Government in the *Gazette*, as soon as practicable after it is enacted.
(2) An Act is notified by the publication of the Act's short title and the date on which it was enacted by the Niue Assembly.
(3) An enactment other than an Act is notified by the publication of the enactment's title and the date that on which it was made by Cabinet.

10 Notification requirements for proclamations

- (1) A proclamation must be notified by the Secretary to the Government in the *Gazette* as soon as practicable after it is made.
(2) The full text of the proclamation must be published in the *Gazette*.

11 Notification of matters (other than enactment or proclamation)

- (1) Notices and documents for publication in the *Gazette* must be provided to the Secretary to the Government within the time frame, and in the form and manner, directed by Secretary to the Government in writing.
(2) This section does not apply to enactments or Proclamations.

Miscellaneous matters

12 Regulations

Cabinet may make regulations for all or any of the following purposes:

- (a) prescribing forms to be used for the purposes of this Act;
(b) prescribing the form and manner of publication of the *Gazette*;
(c) providing for any other matters contemplated by this Act, necessary for its full administration, or necessary for giving it full effect.

13 Interpretation Act 2004 amended

In section 5 of the Interpretation Act 2004, insert in its appropriate alphabetical order:

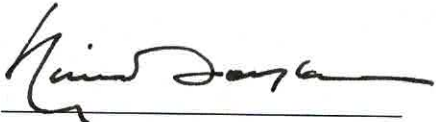
"*Gazette* has the same meaning as in the Niue Government Gazette Act 2022".

14 Transitional provision

Notices published in the *Gazette* before the commencement of this Act are not invalidated by the commencement of this Act.

I, Hima Douglas, Speaker of the Niue Assembly, certify that the requirements of Article 34 of the Niue Constitution have been complied with.

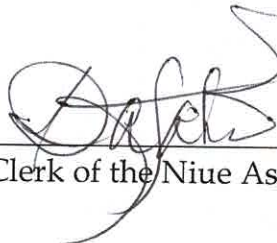
SIGNED AND SEALED at the Assembly Chambers this 23rd day of June 2022.



Speaker of the Niue Assembly

COUNTERSIGNED in the presence of the Speaker





Clerk of the Niue Assembly

This Act is administered by the Office of the Secretary to the Government.

This Act was passed by the Niue Assembly on the 22nd day of June 2022.