



ANALYSIS

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1982, No. 4

An Act to state the grounds for dissolution of marriage, and to validate certain decrees of dissolution of marriage made by the High Court

BE IT ENACTED by the Parliament of the Cook Islands in Session assembled, and by the authority of the same, (2 September 1982) as follows:

1. Short Title and commencement - (1) This Act may be cited as the Cook Islands Amendment Act 1982, and shall be read together with and deemed part of the Cook Islands Act 1915 of the Parliament of New Zealand.

(2) This Act shall be deemed to have come into force on the 1st day of October 1981 (being the date of the commencement of the Family Proceedings Act 1980 of that Parliament).

2. Grounds for Dissolution of Marriage - Section 10 of the Cook Islands Amendment Act 1921 of the Parliament of New Zealand is hereby amended by omitting from subsection (1) the words "that is for the time being a ground for the dissolution of a marriage in New Zealand.", and substituting the words "that under the provisions of the Matrimonial Proceedings Act 1963 of the Parliament of New Zealand (as amended by the Matrimonial Proceedings Amendment Act 1968) had, immediately before the commencement of the Family Proceedings Act 1980 of that Parliament been the ground for the dissolution of a marriage in New Zealand".

3. Validation - (1) Subject to subsection (2) of this section, every decree of dissolution of marriage made by the High Court of the Cook Islands on or after the date of the commencement of this Act and before the date of the passing of this Act that would have been valid if section 2 of this Act had been in force on the date when the decree was made, is hereby validated and declared to be and always to have been validly made.

(2) Every decree of dissolution of marriage made by the High Court of the Cook Islands on or after the date of the commencement of this Act and before the date of the passing of this Act on any ground that, under the provisions of the said Family Proceedings Act 1980, was on the date of the making of the decree ground for the dissolution of marriage in New Zealand, is hereby declared to be and always to have been validly made.

This Act is administered in the Justice Department.