



Tonga

**TONGA DEFENCE SERVICES
(AMENDMENT) ACT 2013**

Act 22 of 2013



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TONGA DEFENCE SERVICES (AMENDMENT) ACT 2013

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AN ACT TO AMEND THE TONGA DEFENCE SERVICES ACT 1992 AND FOR RELATED PURPOSES

I assent,
TUPOU VI,
5th November 2013.

BE IT ENACTED by the King and Legislative Assembly of Tonga in the Legislature of the Kingdom as follows:

1 Short Title

- (1) This Act may be cited as the Tonga Defence Services (Amendment) Act 2013.
- (2) In this Act the Tonga Defence Services Act 1992, as amended, shall be referred to as the Principal Act.

2 Short title amended and general amendment

The Principal Act is amended by deleting the words “Tonga Defence Services Act” and replacing it with “His Majesty’s Armed Forces Act” wherever appearing.

3 Reference to “Tonga Defence Services” amended

The Principal Act is amended –

- (a) in the English version only, by deleting the words “the Tonga Defence Services” and “The Tonga Defence Services”, wherever appearing, and replacing them with the words “His Majesty’s Armed Forces”;
- (b) in the Tongan version only, by deleting the words “Kau Tau Malu’i ‘a Tonga” and replacing them with the words “Kau Tau ‘a ‘Ene ‘Afio”.

4 Reference to “Commander” amended

The Principal Act is amended, in the English version only, by deleting the word “Commander” wherever appearing and replacing it with “Chief of the Defence Staff”.

5 Reference to “Defence Services Judge” amended

The Principal Act is amended, in the English version only, by deleting the words “Defence Services Judge” wherever appearing and replacing it with “Defence Force Judge”.

6 Reference to “Defence Services Orders” amended

The Principal Act is amended by deleting the words “Defence Services Orders” wherever appearing and replacing it with “Armed Forces Orders”.

7 Reference to “Services” amended

The Principal Act is amended, in the English version only, by deleting the word “Services” wherever appearing and replacing it with “Force”.

8 Consequential Amendments to Acts

The various Acts listed in column 1 of Schedule 1 shall be amended as set out in the relevant entry in column 2 of Schedule 1.

9 Consequential Amendments to Regulations and Rules

The various Regulations and Rules listed in column 1 of Schedule 2 shall be amended as set out in the relevant entry in column 2 of Schedule 2.

Passed by the Legislative Assembly this 10th day of September 2013.

Schedule 1

Column 1 Act	Column 2 How Amended
Commissioner for Public Relations Act	In section 11(6) the words “Tonga Defence Services” is deleted and replaced with “His Majesty’s Armed Forces”.
Customs and Excise Management Act	In section 109 the words “Tonga Defence Services” is deleted and replaced with “His Majesty’s Armed Forces”.
Emergency Management Act	Section 14(d) is repealed and replaced with “Chief of the Defence Staff of His Majesty’s Armed Forces;”.
	In the English version only, the word “Commander” wherever appearing is deleted and replaced with “Chief of the Defence Staff”.
	The words “the Tonga Defence Services” wherever appearing is deleted and replaced with “His Majesty’s Armed Forces”.
Emergency Powers Act	In section 2(5) the words “the Tonga Defence Services” is deleted and replaced with “His Majesty’s Armed Forces”.
Fisheries Management Act	In the definition of “ authorised officer ” the words “the Tonga Defence Services” is deleted and replaced with “His Majesty’s Armed Forces”.
Pensions Act	In section 19 – (a) in the English version only, the words “the Tonga Defence Services” and “Tonga Defence Services” are deleted and replaced with “His Majesty’s Armed Forces;”; (b) in the Tongan version only, the words “Kau Tau Malu’i ‘a Tonga” is deleted and replaced with “Kau Tau ‘a ‘Ene ‘Afio”.
Price and Wage Control Act	In the definition of “ employee ” the words “the Tonga Defence Services” is deleted and replaced with “His Majesty’s Armed Forces”.

Private Security Services Act	In section 4 the words “the Tonga Defence Services” is deleted and replaced with “His Majesty’s Armed Forces”.
Public Service Act	In Schedule II the words “Tonga Defence Services Act” is deleted and replaced with “His Majesty’s Armed Forces Act”.
Remuneration Authority Act	In the Schedule the words “the Tonga Defence Services” is deleted and replaced with “His Majesty’s Armed Forces”.

Schedule 2

Column 1 Regulations	Column 2 How Amended
Retirement Fund (Administration) Administration Regulations	The words “the Tonga Defence Services” wherever appearing is deleted and replaced with “His Majesty’s Armed Forces”.
Shipping (International Ship and Port Facility Security) Regulations	In regulation 5(2) the words “Tonga Defence Services” is deleted and replaced with “His Majesty’s Armed Forces”.
Tonga Defence Services (Operations Benefit) Regulations	In regulation 1 the words “the Tonga Defence Services (Operations Benefit) Regulations” is deleted and replaced with “His Majesty’s Armed Forces (Operations Benefit) Regulations”.
	In regulation 2(1) the words “the Tonga Defence Services” is deleted and replaced with “His Majesty’s Armed Forces”.
Tonga Defence Services Pensions Regulations	In regulation 1 the words “the Tonga Defence Services Pensions Regulations” is deleted and replaced with “His Majesty’s Armed Forces Pensions Regulations”.
	(1) In the English version only, the words “the Tonga Defence Services” and “Tonga Defence Services” wherever appearing is deleted and replaced with “His Majesty’s Armed Forces”.
	(2) In the Tongan version only, the words “Kau Tau Malu’i ‘a Tonga” wherever appearing is deleted and replaced with “Kau Tau ‘a ‘Ene ‘Afio”.
	In the English version only, the words “Defence Services Judge” wherever appearing is deleted and replaced with “Defence Force Judge”.
Tonga Defence Services Regulations	In regulation 1 the words “the Tonga Defence Services Regulations” is deleted and replaced with “His Majesty’s Armed

	<p>Forces Regulations”.</p> <p>The words “the Tonga Defence Services” wherever appearing is deleted and replaced with “His Majesty’s Armed Forces”.</p> <p>In the English version only, the word “Commander” wherever appearing is deleted and replaced with “Chief of the Defence Staff”.</p> <p>The words “Defence Services Orders” wherever appearing is deleted and replaced with “Armed Forces Orders”.</p> <p>In the English version only, the word “Services” wherever appearing is deleted and replaced with “Force”.</p>
<p>Tonga Defence Services Summary Jurisdiction Rules</p>	<p>In rule 1 the words “the Tonga Defence Services Summary Jurisdiction Rules” is deleted and replaced with “His Majesty’s Armed Forces Summary Jurisdiction Rules”.</p> <p>The words “the Tonga Defence Services” wherever appearing is deleted and replaced with “His Majesty’s Armed Forces”.</p> <p>In the English version only, the words “Defence Services Judge” wherever appearing is deleted and replaced with “Defence Force Judge”.</p>