

3 Meaning of convicted on indictment

For the purposes of this Act, a person shall be deemed to be **convicted on indictment** if—

- (a) he pleads guilty on indictment; or
- (b) he is found guilty on indictment; or
- (c) he is committed to the High Court for sentence under section 44 or section 160 or 184J of the Summary Proceedings Act 1957; or
- (d) after having been committed for trial, he pleads guilty under section 321.

Compare: 1945 No 23 s 2(2)

Section 3(c): amended, on 29 June 2009, by section 18 of the Summary Proceedings Amendment Act (No 2) 2008 (2008 No 41).

Section 3(c): amended, on 1 April 1980, pursuant to section 12 of the Judicature Amendment Act 1979 (1979 No 124).

Section 3(c): amended, on 1 May 1977, by section 15(1) of the Judicature Amendment Act 1977 (1977 No 32).

Section 3(d): amended, on 1 May 1981, by section 3 of the Crimes Amendment Act (No 2) 1980 (1980 No 85).

4 Meaning of ordinarily resident in New Zealand

For the purposes of this Act, a person shall be deemed to be **ordinarily resident in New Zealand** if—

- (a) his home is in New Zealand; or
- (b) he is residing in New Zealand with the intention of residing therein indefinitely; or
- (c) having resided in New Zealand with the intention of establishing his home therein, or with the intention of residing in New Zealand indefinitely, he is outside New Zealand but has an intention to return to establish his home therein or to reside in New Zealand indefinitely.

Part 1 Jurisdiction

5 Application of Act

- (1) This Act applies to all offences for which the offender may be proceeded against and tried in New Zealand.
- (2) This Act applies to all acts done or omitted in New Zealand.

Compare: 1908 No 32 s 3