



Contents

1	Title	1
2	Commencement	1
3	Constitution amended	1
4	Article 76A amended	1

An Act to amend the Constitution.

(24 November 2021)

BE IT ENACTED by the Parliament of the Cook Islands in session assembled in accordance with the provisions of Article 41(1) of the Constitution of the Cook Islands and by the authority of the same as follows—

- 1 Title**
This Act is the Constitution Amendment (No. 29) Act 2021.
- 2 Commencement**
This Act comes into force on the day after the date it is assented to by the Queen’s Representative.
- 3 Constitution amended**
This Act amends the Constitution of the Cook Islands (the **Constitution**).
- 4 Article 76A amended**
 - (1) Article 76A of the Constitution is amended by replacing subclause (1) with:

“(1) A person has the status of a permanent resident of the Cook Islands if—

 - (a) the person is not entitled to the immigration status of a Cook Islander under any Act; and
 - (b) the person is adopted by a person who is entitled to the immigration status of a Cook Islander under any Act; and
 - (c) the person is adopted in a manner recognised by the laws of the Cook Islands; and
 - (d) at the time of the adoption, the person is under 18 years; and
 - (e) the adoption is genuine and is not undertaken for the purpose of obtaining permanent residence.

“(1A) Subclause (1B) applies to a person—

- (a) born before the commencement of the Constitution Amendment (No. 29) Act 2021 (the 2021 Amendment Act); and
- (b) who was entitled to permanent residence under subclause (1) as it read immediately before the commencement of the 2021 Amendment Act.

“(1B) A person described in subclause (1A) continues to be entitled to permanent residence.”