

Passed by both Houses



New South Wales

Long Service Leave Legislation Amendment Bill 2001

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I certify that this PUBLIC BILL, which originated in the LEGISLATIVE COUNCIL, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

Legislative Council
2001

Clerk of the Parliaments



New South Wales

Long Service Leave Legislation Amendment Bill 2001

Act No , 2001

An Act to amend the *Long Service Leave Act 1955*, the *Long Service Leave (Metalliferous Mining Industry) Act 1963* and certain other Acts with respect to the recognition of service by employees who are not adults for the purposes of long service leave payments.

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Long Service Leave Legislation Amendment Act 2001*.

2 Commencement

This Act commences on a day or days to be appointed by proclamation.

3 Amendment of long service leave legislation

The Acts specified in Schedules 1–4 are amended as set out in those Schedules.

Schedule 1 Amendment of Long Service Leave Act 1955

(Section 3)

[1] Section 4 Long service leave

Omit “as an adult” from section 4 (2) (a) (iii) where firstly occurring.

[2] Section 4 (2) (a) (iii)

Omit “(such service to include service with the employer as an adult and otherwise than as an adult)”.

[3] Section 4 (2) (a1)

Omit the paragraph.

[4] Schedule 1 Savings and transitional provisions

Insert after clause 1:

**2 Provision consequent on enactment of Long Service Leave
Legislation Amendment Act 2001**

- (1) An amendment made by the *Long Service Leave Legislation Amendment Act 2001* applies to any termination of employment after the commencement of the amendment, and in respect of any such termination applies to periods of service before or after the commencement of the amendment.
- (2) This clause has effect for the purposes of this Act and also for the purposes of the other Acts amended by that Act.

**Schedule 2 Amendment of Long Service Leave
(Metalliferous Mining Industry) Act 1963**

(Section 3)

[1] Section 4 Long service leave

Omit “as an adult” from section 4 (2) (a) (ii) where firstly occurring.

[2] Section 4 (2) (a) (ii)

Omit “(such service to include service with the employer as an adult and otherwise than as an adult)”.

[3] Section 4 (2) (b)

Omit the paragraph.

Schedule 3 Amendment of Public Sector Management Act 1988

(Section 3)

[1] Schedule 5 Extended leave for officers etc of Public Service

Omit “as an adult” from clause 1 (4) where firstly occurring.

[2] Schedule 5, clause 1 (4) (d)

Omit “(that service to include service as an adult and otherwise than as an adult)”.

[3] Schedule 5, clause 1 (5)

Omit the subclause.

[4] Schedule 5, clause 3 (2)

Omit “as an adult”.

Schedule 4 Amendment of Teaching Services Act 1980

(Section 3)

[1] Section 79 Leave of absence after years of service

Omit “as an adult” from section 79 (3) where firstly occurring.

[2] Section 79 (3)

Omit “(that service to include service as an adult and otherwise than as an adult)”.

[3] Section 79 (4)

Omit the subsection.

[4] Section 81 Payment of money value of leave not taken or completed

Omit “as an adult” from section 81 (2).