

New South Wales



ANNO DECIMO

ELIZABETHÆ II REGINÆ

Act No. 2, 1961.

An Act relating to the furnishing by employers to employees of certain particulars in relation to wages; for this purpose to amend the Industrial Arbitration Act, 1940-1959; and for purposes connected therewith. [Assented to, 10th March, 1961.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Industrial Arbitration (Amendment) Act, 1961". Short title and citation.

(2)

Industrial Arbitration (Amendment).

(2) The Industrial Arbitration Act, 1940, as amended by subsequent Acts and by this Act, may be cited as the Industrial Arbitration Act, 1940-1961.

Amendment
of Act
No. 2, 1940.
Subst.
sec. 95A.

Particulars
of wages to
be furnished
to
employees.

2. (1) The Industrial Arbitration Act, 1940-1959, is amended by omitting section 95A and by inserting in lieu thereof the following section :—

95A. (1) On the payment by an employer of any wages to an employee covered by an award or industrial agreement, whether or not such payment is required by the award or agreement to be made, the employer shall furnish to the employee either by noting on the pay envelope of the employee or by way of a statement in writing handed to the employee at the time when the payment is made such particulars as may be prescribed as regards—

- (a) the date of payment;
- (b) the classification of the employee under the award or agreement;
- (c) the period in respect of which the payment is made;
- (d) times worked or work done by the employee;
- (e) matters in respect of which the payment is made;
- (f) deductions made;
- (g) the amount paid;
- (h) how the amount paid is made up.

(2) Where the registrar is satisfied that arrangements not complying with subsection one of this section made or proposed to be made for furnishing the employees of an employer or any section or class of those employees with particulars of their employment or wages as regards all or any of the matters referred to in paragraphs (a) to (h), inclusive, of that subsection are :—

- (a) sufficient to meet the reasonable requirements of those employees or of that section or class of those employees, as the case may be, or
- (b)

Industrial Arbitration (Amendment).

- (b) acceptable to the industrial union or industrial unions representing the majority of those employees or of that section or class of those employees, as the case may be,

the registrar may, if he deems it to be in the best interests of the employees concerned so to do, by certificate under his hand grant to that employer exemption from the requirements of the said subsection in respect of the employees of that employer or in respect of that section or class of those employees, as the case may require.

Any such exemption may be absolute or be granted subject to conditions specified therein, and may at any time be revoked by the registrar by notice in writing to the person to whom it was granted.

- (3) An employer who fails to comply with the requirements of this section or, where an exemption under this section is in force in respect of an employer, with the conditions of such exemption, shall be liable to a penalty not exceeding fifty pounds.

In any proceedings for the recovery of such penalty a certificate purporting to be signed by the registrar and to set forth particulars of an exemption or notice stated in such certificate to have been granted or given under this section shall be prima facie evidence of the matter contained in such certificate without proof of the signature or official character of the person appearing to have signed the same.

- (2) The Industrial Arbitration (Amendment) Act, 1951, is amended by omitting paragraph (b) of section seven.

Amendment
of Act No.
10, 1951.

Sec. 7.
(Consequen-
tial.)

By Authority:

V. C. N. BLIGHT, Government Printer, Sydney, 1961

Labour Act (Amendment)

(1) Notwithstanding to the industrial union or industrial union representing the majority of those employees in that section or class of those employees as the case may be.

the register may, if he deems it to be in the best interests of the employees concerned, so to do by certifying under his hand and seal that employer exemption from the provisions of the said subsection in respect of the employees of that employer or in respect of that section or class of those employees as the case may be.

Any such exemption may be absolute or be granted subject to conditions specified therein and may in any case be revoked by the register by notice in writing to the persons to whom it was granted.

(2) An employer who complies with the requirements of this section or, where an exemption under this section is in force in respect of an employer, with the conditions of such exemption shall be liable to a penalty not exceeding ten pounds.

In any proceedings for the recovery of such penalty a certificate purporting to be signed by the register and to set forth particulars of an exemption or non-exemption in such certificate to have been granted or given under this section shall be prima facie evidence of the matter contained in such certificate, without proof of the signature or official character of the person appearing to have signed the same.

(3) The Industrial Disputes (Amendment) Act, 1951, is amended by omitting paragraph (b) of section 25/31

1951
10/1/51
11/1/51

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

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 28 February, 1961.*

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ELIZABETHÆ II REGINÆ

Act No. 2, 1961.

An Act relating to the furnishing by employers to employees of certain particulars in relation to wages; for this purpose to amend the Industrial Arbitration Act, 1940-1959; and for purposes connected therewith. [Assented to, 10th March, 1961.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. (1) This Act may be cited as the "Industrial Arbitration (Amendment) Act, 1961".

Short title
and citation.

(2)

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

HOWARD T. FOWLES,
Chairman of Committees of the Legislative Assembly.

Industrial Arbitration (Amendment).

(2) The Industrial Arbitration Act, 1940, as amended by subsequent Acts and by this Act, may be cited as the Industrial Arbitration Act, 1940-1961.

Amendment
of Act
No. 2, 1940.
Subst.
sec. 95A.

Particulars
of wages to
be furnished
to
employees.

2. (1) The Industrial Arbitration Act, 1940-1959, is amended by omitting section 95A and by inserting in lieu thereof the following section :—

95A. (1) On the payment by an employer of any wages to an employee covered by an award or industrial agreement, whether or not such payment is required by the award or agreement to be made, the employer shall furnish to the employee either by noting on the pay envelope of the employee or by way of a statement in writing handed to the employee at the time when the payment is made such particulars as may be prescribed as regards—

- (a) the date of payment;
- (b) the classification of the employee under the award or agreement;
- (c) the period in respect of which the payment is made;
- (d) times worked or work done by the employee;
- (e) matters in respect of which the payment is made;
- (f) deductions made;
- (g) the amount paid;
- (h) how the amount paid is made up.

(2) Where the registrar is satisfied that arrangements not complying with subsection one of this section made or proposed to be made for furnishing the employees of an employer or any section or class of those employees with particulars of their employment or wages as regards all or any of the matters referred to in paragraphs (a) to (h), inclusive, of that subsection are :—

- (a) sufficient to meet the reasonable requirements of those employees or of that section or class of those employees, as the case may be, or
- (b)

Industrial Arbitration (Amendment).

(b) acceptable to the industrial union or industrial unions representing the majority of those employees or of that section or class of those employees, as the case may be,

the registrar may, if he deems it to be in the best interests of the employees concerned so to do, by certificate under his hand grant to that employer exemption from the requirements of the said subsection in respect of the employees of that employer or in respect of that section or class of those employees, as the case may require.

Any such exemption may be absolute or be granted subject to conditions specified therein, and may at any time be revoked by the registrar by notice in writing to the person to whom it was granted.

(3) An employer who fails to comply with the requirements of this section or, where an exemption under this section is in force in respect of an employer, with the conditions of such exemption, shall be liable to a penalty not exceeding fifty pounds.

In any proceedings for the recovery of such penalty a certificate purporting to be signed by the registrar and to set forth particulars of an exemption or notice stated in such certificate to have been granted or given under this section shall be prima facie evidence of the matter contained in such certificate without proof of the signature or official character of the person appearing to have signed the same.

(2) The Industrial Arbitration (Amendment) Act, 1951, is amended by omitting paragraph (b) of section seven.

Amendment
of Act No.
10, 1951.
Sec. 7.
(Consequen-
tial.)

In the name and on behalf of Her Majesty I assent to this Act.

E. W. WOODWARD,
Governor.

*Government House,
Sydney, 10th March, 1961.*

July 3, 1961

The enclosed report contains information regarding the activities of the Communist Party in the United States during the period from 1950 to 1955. This information was obtained from a confidential source who has provided reliable information in the past.

The information contained in this report is classified "Secret" and its disclosure to unauthorized persons is prohibited. It is to be used only for the purposes stated herein.

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W. W. WOODWARD
General

Washington, D.C.
July 3, 1961