

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 8 December, 1964.*

New South Wales



ANNO TERTIO DECIMO

ELIZABETHÆ II REGINÆ

Act No. , 1964.

An Act to make further provisions in respect of the times for the baking and delivery of bread; for this purpose to amend the Bread Industry Act, 1946-1958; and for purposes connected therewith.

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 "Bread Industry (Amendment) Act, 1964". Short title and citation.

(2) The Bread Industry Act, 1946, as amended by subsequent Acts and by this Act, may be cited as the Bread Industry Act, 1946-1964.

2.

Bread Industry (Amendment).

2. The Bread Industry Act, 1946-1958, is amended—

5 (a) by omitting from the definition of “Inspector” in section three the words “Factories and Shops Act, 1912, as amended by subsequent Acts” and by inserting in lieu thereof the words “Factories, Shops and Industries Act, 1962, or any Act amending or replacing that Act”;

Amendment of Act No. 40, 1946. Sec. 3. (Definitions.)

(b) by omitting from section four the words “other than Part IV”;

Sec. 4. (Application of Act.)

10 (c) by inserting in section five after the words “said section” the words “, or in Schedule 1A to this Act, as the case may require,”;

Sec. 5. (Commencing times of employees engaged in making or baking bread.)

15 (d) by inserting in paragraph (b) of section six after the words “said section” the words “, or by Schedule 1A to this Act, as the case may require,”;

Sec. 6. (Manufacture of bread at certain times prohibited.)

(e) (i) by omitting subsection three of section 6A and by inserting in lieu thereof the following subsection :—

Sec. 6A. (Variation of commencing times.)

20 (3) (a) The Minister, whenever after the commencement of the Bread Industry (Amendment) Act, 1964, he varies the times for commencing work specified in the First Schedule to this Act, shall by the terms of such variation state either—

25 (i) that the variation is in accordance with paragraph (b) of this subsection, or

(ii) that the variation is in accordance with paragraph (c) of this subsection.

(b)

Bread Industry (Amendment).

(b) Where the variation was made before such commencement or is stated to be in accordance with this paragraph, such variation shall be as follows, that is to say :—

- 5 (i) the figures, symbols and letters “3.30 a.m.” shall be substituted for the figures, symbols and letters “4.30 a.m.” wherever occurring in the said Schedule;
- 10 (ii) the figures, symbols and letters “4.30 a.m.” shall be substituted for the figures, symbols and letters “5.30 a.m.” wherever occurring in the said Schedule;
- 15 (iii) the figure, symbols and letters “2 a.m.” shall be substituted for the figure, symbols and letters “4 a.m.” wherever occurring in the said Schedule.

20 (c) Where the variation is stated to be in accordance with this paragraph, such variation shall consist in the substitution for the times for commencing work specified in the said Schedule of those specified in Schedule 1A to this Act.

25 (ii) by inserting next after subparagraph (i) of paragraph (a) of subsection four of the same section the following new subparagraph :—

- 30 (ia) that a bread manufacturer shall in respect of his employees so engaged in such bakehouse, or in respect of such class or classes of those employees as the Minister may specify, observe such of the terms of an award as the Minister may specify. Such a condition may be imposed whether or not
- 35 the

Bread Industry (Amendment).

the award would but for the operation of this section be binding on the bread manufacturer in respect of any such employee;

- 5 (iii) by inserting at the end of the same paragraph the following proviso :—

10 Provided that nothing in subparagraph (ia) of this paragraph shall affect the obligation of a bread manufacturer to observe the terms of an award whether such terms are the subject of a condition under the said subparagraph or not;

- 15 (iv) by inserting in paragraph (b) of the same subsection after the symbols and numeral “(i)” where firstly occurring the word, symbols, numeral and letter “or (ia)”;

- 20 (v) by inserting in subparagraph (i) of the same paragraph after the words “rate or rates of wages” where firstly occurring the words “or of any other amounts”;

- (vi) by inserting in the same subparagraph after the words “rate or rates of wages” where secondly occurring the words “or other amounts”;

- 25 (vii) by omitting from the same subparagraph the word “lowest” wherever occurring;

- (viii) by omitting subparagraph (ii) of the same paragraph and by inserting in lieu thereof the following subparagraph :—

- 30 (ii) in respect of any employee, the condition, in so far as it relates to such additional rate or rates of wages or other amounts, shall if or to the extent to which it is not a term of the award applicable

Bread Industry (Amendment).

5 applicable to his employment by virtue of the said Act, as so amended, be deemed, for the purposes of section ninety-two of the said Act, as so amended, to be a term of the last mentioned award;

10 (ix) by inserting in subparagraph (iii) of the same paragraph after the figures "1955," the words "or any Act amending or replacing the said Acts";

15 (x) by inserting at the end of subsection five of the same section the words " : Provided that where any such failure to comply is also a contravention of or failure to observe an award, proceedings in respect of the subject matter of such offence may be taken either under this Act or under the Industrial Arbitration Act, 1940, as amended by subsequent Acts, but the offender shall not be liable to a penalty under both this Act and the said Act, as so amended, in respect thereof.";

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(f) by inserting at the end of section seven the following new subsection : — Sec. 7.
(Exemption.)

25 (2) Where but for the operation of this subsection there would be more than three successive days on which the making or baking of bread by bread manufacturers and employees for trade or sale would be contrary to any of the provisions of this Act, the Minister may exempt bread manufacturers and employees from such provisions to the extent necessary to enable such making or baking to be carried out on any one of those days as specified in the exemption, subject to such conditions as the Minister may determine.

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(g)

Bread Industry (Amendment).

- (g) by omitting from paragraph (c) of the proviso to subsection one of section eight the words “or by Statute”;
Sec. 8.
(Delivery of bread during certain hours prohibited.)
- 5 (h) (i) by omitting from subsection three of section eleven the words “police or”;
Sec. 11.
(Proceedings.)
- (ii) by omitting from subsection four of the same section the words “police or”;
- (i) by inserting next after the First Schedule the following new Schedule :—
New Schedule 1A.

SCHEDULE

SCHEDULE 1A.

Sec. 6A.

ALTERNATIVE HOURS FOR BAKING.

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
5 1. Ordinary week	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from Thursday night.	....
10 2. In which <i>Monday</i> is a holiday.	2 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from Thursday night.	....
3. The <i>week previous</i> to this <i>Monday</i> holiday.	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m.	2 a.m. and 10 p.m.	Carry on from Friday night.
15 4. In which <i>Tuesday</i> is a single holiday.	Midnight	Carry on from Sunday night.	....	2 a.m.	3.30 a.m. and mid-night.	Carry on from Thursday night.	....
20 5. In which <i>Wednesday</i> is a single holiday.	2 a.m. and midnight.	Carry on from Monday night.	....	2 a.m. and midnight.	Carry on from Thursday night.	....
6. In which <i>Thursday</i> is a single holiday.	2 a.m.	3.30 a.m. and mid-night.	Carry on from Tuesday night.	Midnight	Carry on from Thursday night.	....

SCHEDULE

Bread Industry (Amendment).

Act No. , 1964.

SCHEDULE 1A—continued.

ALTERNATIVE HOURS FOR BAKING—continued.

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
5 7. In which <i>Friday</i> is a single holiday and is not followed by a Monday holiday.	2 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from Wednesday night.	Midnight	Carry on from Friday night.
10 8. In which <i>Good Friday</i> occurs.	2 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from Wednesday night.	10 p.m.	Carry on from Friday night.
15 9. Which follows <i>Easter week-end</i>	2 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from Thursday night.	....
10. In which <i>Saturday</i> is a public holiday.	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from Thursday night.	....
20 11. In which <i>Monday and Tuesday</i> are holidays.	2 a.m.	3.30 a.m. and mid-night.	Carry on from Thursday night.	....
25 12. The <i>week previous</i> to that outlined in 11.	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m.	2 a.m. and 10 p.m.	Carry on from Friday night.

SCHEDULE

Bread Industry (Amendment).

Act No. , 1964.

SCHEDULE 1A—*continued.*
ALTERNATIVE HOURS FOR BAKING—*continued.*

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
5 13. In which <i>Tuesday</i> and <i>Wednesday</i> are holidays.	10 p.m.	Carry on from Sunday night.	....	....	2 a.m. and midnight.	Carry on from Thursday night.	....
10 14. In which <i>Wednesday</i> and <i>Thursday</i> are holidays.	2 a.m. and 10 p.m.	Carry on from Monday night.	....	Midnight	Carry on from Thursday night.	....
15 15. In which <i>Thursday</i> and <i>Friday</i> are holidays.	2 a.m.	3.30 a.m. and 10 p.m.	Carry on from Tuesday night.	....	Midnight	Carry on from Friday night.
15 16. In which <i>Friday</i> and <i>Saturday</i> are holidays.	2 a.m.	3.30 a.m.	3.30 a.m. and 10 p.m.	Carry on from Wednesday night.	....	....
20 17. Week in which <i>Saturday</i> and the <i>Monday</i> in the following week are holidays.	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m. and 10 p.m.	Carry on from Thursday night.	....

Bread Industry (Amendment).

Act No. , 1964.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1964

[1s.]

No. , 1964.

A BILL

To make further provisions in respect of the times for the baking and delivery of bread; for this purpose to amend the Bread Industry Act, 1946-1958; and for purposes connected therewith.

[MR. LANDA;—1 December, 1964.]

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 "Bread Industry (Amendment) Act, 1964". Short title and citation.

(2) The Bread Industry Act, 1946, as amended by subsequent Acts and by this Act, may be cited as the Bread Industry Act, 1946-1964.

2.

Bread Industry (Amendment).

2. The Bread Industry Act, 1946-1958, is amended—

- (a) by omitting from the definition of "Inspector" in section three the words "Factories and Shops Act, 1912, as amended by subsequent Acts" and by inserting in lieu thereof the words "Factories, Shops and Industries Act, 1962, or any Act amending or replacing that Act";
- (b) by omitting from section four the words "other than Part IV";
- (c) by inserting in section five after the words "said section" the words ", or in Schedule 1A to this Act, as the case may require,";
- (d) by inserting in paragraph (b) of section six after the words "said section" the words ", or by Schedule 1A to this Act, as the case may require,";
- (e) (i) by omitting subsection three of section 6A and by inserting in lieu thereof the following subsection : —
- (3) (a) The Minister, whenever after the commencement of the Bread Industry (Amendment) Act, 1964, he varies the times for commencing work specified in the First Schedule to this Act, shall by the terms of such variation state either—
- (i) that the variation is in accordance with paragraph (b) of this subsection, or
- (ii) that the variation is in accordance with paragraph (c) of this subsection.
- (b)

Amendment
of Act No.
40, 1946.

Sec. 3.
(Defini-
tions.)

Sec. 4.
(Application
of Act.)

Sec. 5.
(Commenc-
ing times of
employees
engaged in
making or
baking
bread.)

Sec. 6.
(Manufac-
ture of
bread at
certain
times pro-
hibited.)

Sec. 6A.
(Variation
of com-
mencing
times.)

Bread Industry (Amendment).

(b) Where the variation was made before such commencement or is stated to be in accordance with this paragraph, such variation shall be as follows, that is to say :—

- 5 (i) the figures, symbols and letters “3.30 a.m.” shall be substituted for the figures, symbols and letters “4.30 a.m.” wherever occurring in the said Schedule ;
- 10 (ii) the figures, symbols and letters “4.30 a.m.” shall be substituted for the figures, symbols and letters “5.30 a.m.” wherever occurring in the said Schedule ;
- 15 (iii) the figure, symbols and letters “2 a.m.” shall be substituted for the figure, symbols and letters “4 a.m.” wherever occurring in the said Schedule.

20 (c) Where the variation is stated to be in accordance with this paragraph, such variation shall consist in the substitution for the times for commencing work specified in the said Schedule of those specified in Schedule 1A to this Act.

25 (ii) by inserting next after subparagraph (i) of paragraph (a) of subsection four of the same section the following new subparagraph :—

- 30 (ia) that a bread manufacturer shall in respect of his employees so engaged in such bakehouse, or in respect of such class or classes of those employees as the Minister may specify, observe such of the terms of an award as the Minister may specify. Such a condition may be imposed whether or not
- 35

the

Bread Industry (Amendment).

the award would but for the operation of this section be binding on the bread manufacturer in respect of any such employee;

- 5 (iii) by inserting at the end of the same paragraph the following proviso : —

10 Provided that nothing in subparagraph (ia) of this paragraph shall affect the obligation of a bread manufacturer to observe the terms of an award whether such terms are the subject of a condition under the said subparagraph or not;

- 15 (iv) by inserting in paragraph (b) of the same subsection after the symbols and numeral “(i)” where firstly occurring the word, symbols, numeral and letter “or (ia)”;

- 20 (v) by inserting in subparagraph (i) of the same paragraph after the words “rate or rates of wages” where firstly occurring the words “or of any other amounts”;

- (vi) by inserting in the same subparagraph after the words “rate or rates of wages” where secondly occurring the words “or other amounts”;

- 25 (vii) by omitting from the same subparagraph the word “lowest” wherever occurring;

- (viii) by omitting subparagraph (ii) of the same paragraph and by inserting in lieu thereof the following subparagraph : —

- 30 (ii) in respect of any employee, the condition, in so far as it relates to such additional rate or rates of wages or other amounts, shall if or to the extent to which it is not a term of the award applicable

Bread Industry (Amendment).

5 applicable to his employment by virtue of the said Act, as so amended, be deemed, for the purposes of section ninety-two of the said Act, as so amended, to be a term of the last mentioned award;

10 (ix) by inserting in subparagraph (iii) of the same paragraph after the figures "1955," the words "or any Act amending or replacing the said Acts";

15 (x) by inserting at the end of subsection five of the same section the words " : Provided that where any such failure to comply is also a contravention of or failure to observe an award, proceedings in respect of the subject matter of such offence may be taken either under this Act or under the Industrial Arbitration Act, 1940, as amended by subsequent Acts, but the offender shall not be liable to a penalty under both this Act and the said Act, as so amended, in respect thereof.";

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(f) by inserting at the end of section seven the following new subsection :— Sec. 7.
(Exemption.)

25 (2) Where but for the operation of this subsection there would be more than three successive days on which the making or baking of bread by bread manufacturers and employees for trade or sale would be contrary to any of the provisions of this Act, the Minister may exempt bread manufacturers and employees from such provisions to the extent necessary to enable such making or baking to be carried out on any one of those days as specified in the exemption, subject to such conditions as the Minister may determine.

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(g)

Bread Industry (Amendment).

- (g) by omitting from paragraph (c) of the proviso to subsection one of section eight the words "or by Statute"; Sec. 8.
(Delivery of bread during certain hours prohibited.)
- 5 (h) (i) by omitting from subsection three of section eleven the words "police or"; Sec. 11.
(Proceedings.)
- (ii) by omitting from subsection four of the same section the words "police or";
- (i) by inserting next after the First Schedule the following new Schedule : — New
Schedule 1A.

SCHEDULE

SCHEDULE 1A.
ALTERNATIVE HOURS FOR BAKING.

Sec. 6A.

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
5 1. Ordinary week	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m. and mid- night.	Carry on from Thurs- day night.	....
10 2. In which <i>Monday</i> is a holiday.	2 a.m.	3.30 a.m.	3.30 a.m. and mid- night.	Carry on from Thurs- day night.	....
3. The <i>week previous</i> to this <i>Monday</i> holiday.	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m.	2 a.m. and 10 p.m.	Carry on from Friday night.
15 4. In which <i>Tuesday</i> is a single holiday.	Midnight	Carry on from Sunday night.	....	2 a.m.	3.30 a.m. and mid- night.	Carry on from Thurs- day night.	....
20 5. In which <i>Wednesday</i> is a single holiday.	2 a.m. and midnight.	Carry on from Mon- day night.	....	2 a.m. and midnight.	Carry on from Thurs- day night.	....
6. In which <i>Thursday</i> is a single holiday.	2 a.m.	3.30 a.m. and mid- night.	Carry on from Tues- day night.	Midnight	Carry on from Thurs- day night.	....

SCHEDULE

Bread Industry (Amendment).

Act No. . 1964.

SCHEDULE 1A—*continued.*

ALTERNATIVE HOURS FOR BAKING—*continued.*

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
5 7. In which <i>Friday</i> is a single holiday and is not followed by a Monday holiday.	2 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from Wednesday night.	Midnight	Carry on from Friday night.
10 8. In which <i>Good Friday</i> occurs.	2 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from Wednesday night.	10 p.m.	Carry on from Friday night.
15 9. Which follows <i>Easter week-end.</i>	2 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from Thursday night.	....
10 10. In which <i>Saturday</i> is a public holiday.	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from Thursday night.	....
20 11. In which <i>Monday and Tuesday</i> are holidays.	2 a.m.	3.30 a.m. and mid-night.	Carry on from Thursday night.	....
25 12. The <i>week previous</i> to that outlined in 11.	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m.	2 a.m. and 10 p.m.	Carry on from Friday night.

SCHEDULE

Bread Industry (Amendment).

Act No. , 1964.

SCHEDULE 1A—*continued*.
ALTERNATIVE HOURS FOR BAKING—*continued*.

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
5 13. In which <i>Tuesday</i> and <i>Wednesday</i> are holidays.	10 p.m.	Carry on from Sunday night.	....	....	2 a.m. and midnight.	Carry on from Thursday night.	....
10 14. In which <i>Wednesday</i> and <i>Thursday</i> are holidays.	2 a.m. and 10 p.m.	Carry on from Monday night.	....	Midnight	Carry on from Thursday night.	....
15 15. In which <i>Thursday</i> and <i>Friday</i> are holidays.	2 a.m.	3.30 a.m. and 10 p.m.	Carry on from Tuesday night.	....	Midnight	Carry on from Friday night.
15 16. In which <i>Friday</i> and <i>Saturday</i> are holidays.	2 a.m.	3.30 a.m.	3.30 a.m. and 10 p.m.	Carry on from Wednesday night.	....	....
20 17. Week in which <i>Saturday</i> and the <i>Monday</i> in the following week are holidays.	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m. and 10 p.m.	Carry on from Thursday night.	....

Bread Industry (Amendment).

Act No. , 1964.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1964

[1s.]

1891

1891

The first part of the year was spent in the
 study of the history of the country and
 the progress of the various branches of
 science and literature. The second part
 was devoted to the study of the
 principles of the various branches of
 science and literature. The third part
 was devoted to the study of the
 principles of the various branches of
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 science and literature. The ninth part
 was devoted to the study of the
 principles of the various branches of
 science and literature. The tenth part
 was devoted to the study of the
 principles of the various branches of
 science and literature.

1891

1891

New South Wales



ANNO TERTIO DECIMO

ELIZABETHÆ II REGINÆ

Act No. 56, 1964.

An Act to make further provisions in respect of the times for the baking and delivery of bread; for this purpose to amend the Bread Industry Act, 1946-1958; and for purposes connected therewith. [Assented to, 16th December, 1964.]

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 "Bread Industry (Amendment) Act, 1964". Short title and citation.

(2) The Bread Industry Act, 1946, as amended by subsequent Acts and by this Act, may be cited as the Bread Industry Act, 1946-1964.

2.

Bread Industry (Amendment).

Amendment
of Act No.
40, 1946.
Sec. 3.
(Definitions.)

2. The Bread Industry Act, 1946-1958, is amended—

(a) by omitting from the definition of “Inspector” in section three the words “Factories and Shops Act, 1912, as amended by subsequent Acts” and by inserting in lieu thereof the words “Factories, Shops and Industries Act, 1962, or any Act amending or replacing that Act”;

Sec. 4.
(Application
of Act.)

(b) by omitting from section four the words “other than Part IV”;

Sec. 5.
(Commencing
times of
employees
engaged in
making or
baking
bread.)

(c) by inserting in section five after the words “said section” the words “, or in Schedule 1A to this Act, as the case may require,”;

Sec. 6.
(Manufacture
of
bread at
certain
times pro-
hibited.)

(d) by inserting in paragraph (b) of section six after the words “said section” the words “, or by Schedule 1A to this Act, as the case may require,”;

Sec. 6A.
(Variation
of com-
mencing
times.)

(e) (i) by omitting subsection three of section 6A and by inserting in lieu thereof the following subsection :—

(3) (a) The Minister, whenever after the commencement of the Bread Industry (Amendment) Act, 1964, he varies the times for commencing work specified in the First Schedule to this Act, shall by the terms of such variation state either—

(i) that the variation is in accordance with paragraph (b) of this subsection, or

(ii) that the variation is in accordance with paragraph (c) of this subsection.

(b)

Bread Industry (Amendment).

(b) Where the variation was made before such commencement or is stated to be in accordance with this paragraph, such variation shall be as follows, that is to say :—

- (i) the figures, symbols and letters “3.30 a.m.” shall be substituted for the figures, symbols and letters “4.30 a.m.” wherever occurring in the said Schedule;
- (ii) the figures, symbols and letters “4.30 a.m.” shall be substituted for the figures, symbols and letters “5.30 a.m.” wherever occurring in the said Schedule;
- (iii) the figure, symbols and letters “2 a.m.” shall be substituted for the figure, symbols and letters “4 a.m.” wherever occurring in the said Schedule.

(c) Where the variation is stated to be in accordance with this paragraph, such variation shall consist in the substitution for the times for commencing work specified in the said Schedule of those specified in Schedule 1A to this Act.

(ii) by inserting next after subparagraph (i) of paragraph (a) of subsection four of the same section the following new subparagraph :—

- (ia) that a bread manufacturer shall in respect of his employees so engaged in such bakehouse, or in respect of such class or classes of those employees as the Minister may specify, observe such of the terms of an award as the Minister may specify. Such a condition may be imposed whether or not

the

Bread Industry (Amendment).

the award would but for the operation of this section be binding on the bread manufacturer in respect of any such employee;

- (iii) by inserting at the end of the same paragraph the following proviso :—

Provided that nothing in subparagraph (ia) of this paragraph shall affect the obligation of a bread manufacturer to observe the terms of an award whether such terms are the subject of a condition under the said subparagraph or not;

- (iv) by inserting in paragraph (b) of the same subsection after the symbols and numeral “(i)” where firstly occurring the word, symbols, numeral and letter “or (ia)”;
- (v) by inserting in subparagraph (i) of the same paragraph after the words “rate or rates of wages” where firstly occurring the words “or of any other amounts”;
- (vi) by inserting in the same subparagraph after the words “rate or rates of wages” where secondly occurring the words “or other amounts”;
- (vii) by omitting from the same subparagraph the word “lowest” wherever occurring;
- (viii) by omitting subparagraph (ii) of the same paragraph and by inserting in lieu thereof the following subparagraph :—

- (ii) in respect of any employee, the condition, in so far as it relates to such additional rate or rates of wages or other amounts, shall if or to the extent to which it is not a term of the award applicable

Bread Industry (Amendment).

applicable to his employment by virtue of the said Act, as so amended, be deemed, for the purposes of section ninety-two of the said Act, as so amended, to be a term of the last mentioned award;

- (ix) by inserting in subparagraph (iii) of the same paragraph after the figures "1955," the words "or any Act amending or replacing the said Acts";
- (x) by inserting at the end of subsection five of the same section the words " : Provided that where any such failure to comply is also a contravention of or failure to observe an award, proceedings in respect of the subject matter of such offence may be taken either under this Act or under the Industrial Arbitration Act, 1940, as amended by subsequent Acts, but the offender shall not be liable to a penalty under both this Act and the said Act, as so amended, in respect thereof.";
- (f) by inserting at the end of section seven the following new subsection :— Sec. 7.
(Exemption.)
- (2) Where but for the operation of this subsection there would be more than three successive days on which the making or baking of bread by bread manufacturers and employees for trade or sale would be contrary to any of the provisions of this Act, the Minister may exempt bread manufacturers and employees from such provisions to the extent necessary to enable such making or baking to be carried out on any one of those days as specified in the exemption, subject to such conditions as the Minister may determine.

(g)

Bread Industry (Amendment).

Sec. 8.
(Delivery
of bread
during cer-
tain hours
prohibited.)

- (g) by omitting from paragraph (c) of the proviso to subsection one of section eight the words "or by Statute";

Sec. 11.
(Proceed-
ings.)

- (h) (i) by omitting from subsection three of section eleven the words "police or";
- (ii) by omitting from subsection four of the same section the words "police or";

New
Schedule 1A.

- (i) by inserting next after the First Schedule the following new Schedule :—

SCHEDULE 1A.

Sec. 6A.

ALTERNATIVE HOURS FOR BAKING.

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
1. Ordinary week	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from Thursday night.	....
2. In which <i>Monday</i> is a holiday.	2 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from Thursday night.	....
3. The <i>week previous</i> to this <i>Monday</i> holiday.	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m.	2 a.m. and 10 p.m.	Carry on from Friday night.
4. In which <i>Tuesday</i> is a single holiday.	Midnight	Carry on from Sunday night.	....	2 a.m.	3.30 a.m. and mid-night.	Carry on from Thursday night.	....
5. In which <i>Wednesday</i> is a single holiday.	2 a.m. and midnight.	Carry on from Monday night.	....	2 a.m. and midnight.	Carry on from Thursday night.	....
6. In which <i>Thursday</i> is a single holiday.	2 a.m.	3.30 a.m. and mid-night.	Carry on from Tuesday night.	Midnight	Carry on from Thursday night.	....

Bread Industry (Amendment).

Act No. 56, 1964.

SCHEDULE

SCHEDULE 1A—*continued.*ALTERNATIVE HOURS FOR BAKING—*continued.*

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
7. In which <i>Friday</i> is a single holiday and is not followed by a <i>Monday</i> holiday.	2 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from <i>Wednesday</i> night.	Midnight	Carry on from <i>Friday</i> night.
8. In which <i>Good Friday</i> occurs.	2 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from <i>Wednesday</i> night.	10 p.m.	Carry on from <i>Friday</i> night.
9. Which follows <i>Easter week-end.</i>	2 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from <i>Thursday</i> night.	....
10. In which <i>Saturday</i> is a public holiday.	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from <i>Thursday</i> night.	....
11. In which <i>Monday</i> and <i>Tuesday</i> are holidays.	2 a.m.	3.30 a.m. and mid-night.	Carry on from <i>Thursday</i> night.	....
12. The <i>week previous</i> to that outlined in 11.	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m.	2 a.m. and 10 p.m.	Carry on from <i>Friday</i> night.

SCHEDULE

Bread Industry (Amendment).

Act No. 56, 1964.

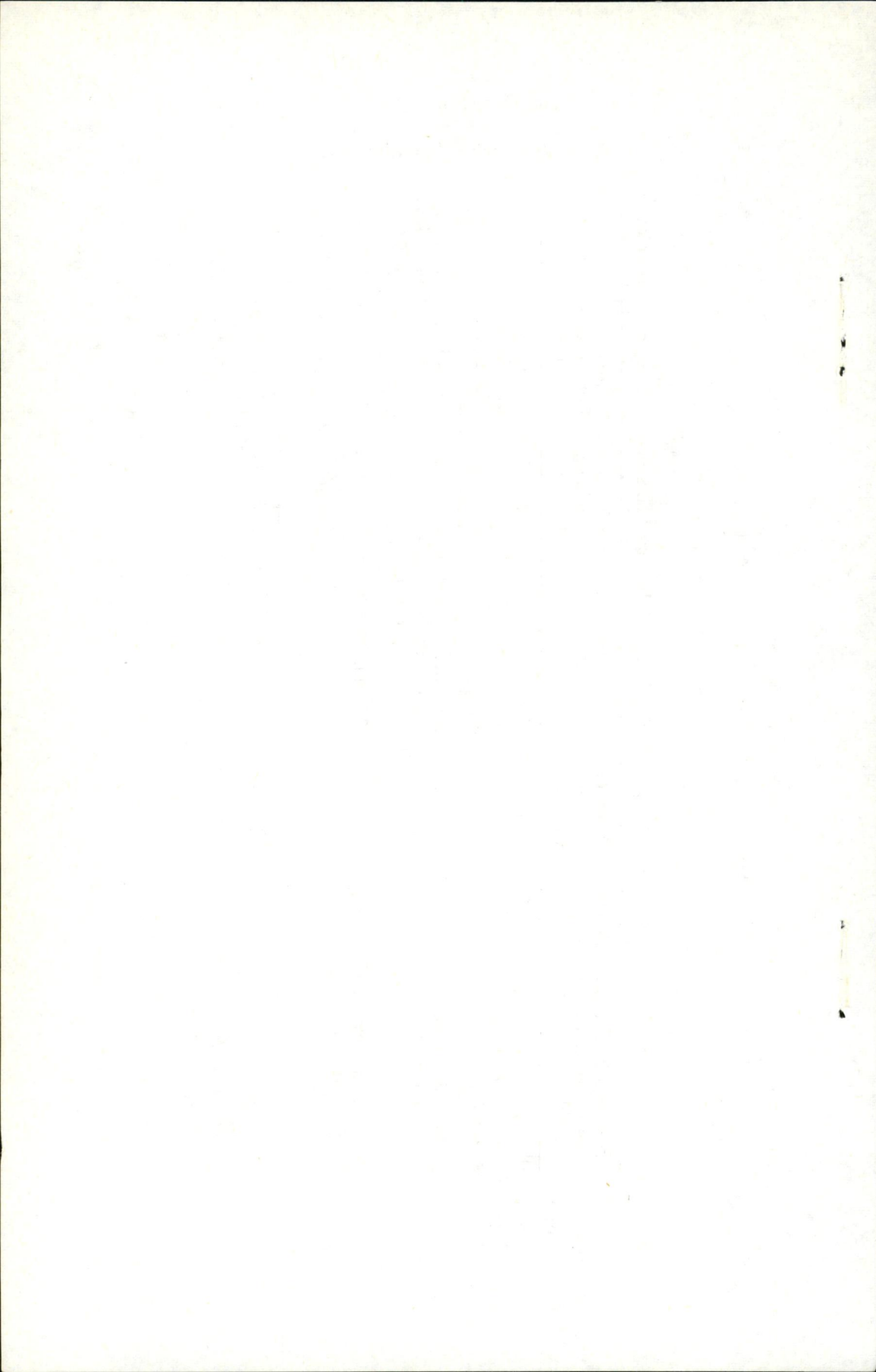
SCHEDULE 1A—*continued.*

ALTERNATIVE HOURS FOR BAKING—*continued.*

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
13. In which <i>Tuesday</i> and <i>Wednesday</i> are holidays.	10 p.m.	Carry on from Sunday night.	....	....	2 a.m. and midnight.	Carry on from Thursday night.	....
14. In which <i>Wednesday</i> and <i>Thursday</i> are holidays.	2 a.m. and 10 p.m.	Carry on from Monday night.	....	Midnight	Carry on from Thursday night.	....
15. In which <i>Thursday</i> and <i>Friday</i> are holidays.	2 a.m.	3.30 a.m. and 10 p.m.	Carry on from Tuesday night.	....	Midnight	Carry on from Friday night.
16. In which <i>Friday</i> and <i>Saturday</i> are holidays.	2 a.m.	3.30 a.m.	3.30 a.m. and 10 p.m.	Carry on from Wednesday night.	....	....
17. Week in which <i>Saturday</i> and the <i>Monday</i> in the following week are holidays.	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m. and 10 p.m.	Carry on from Thursday night.	....

Bread Industry (Amendment).

Act No. 56, 1964.



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, 9 December, 1964, A.M.*

New South Wales



ANNO TERTIO DECIMO

ELIZABETHÆ II REGINÆ

Act No. 56, 1964.

An Act to make further provisions in respect of the times for the baking and delivery of bread; for this purpose to amend the Bread Industry Act, 1946-1958; and for purposes connected therewith. [Assented to, 16th December, 1964.]

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 "Bread Industry (Amendment) Act, 1964". Short title and citation.

(2) The Bread Industry Act, 1946, as amended by subsequent Acts and by this Act, may be cited as the Bread Industry Act, 1946-1964.

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.

Bread Industry (Amendment).

Amendment
of Act No.
40, 1946.
Sec. 3.
(Defini-
tions.)

2. The Bread Industry Act, 1946-1958, is amended—

(a) by omitting from the definition of “Inspector” in section three the words “Factories and Shops Act, 1912, as amended by subsequent Acts” and by inserting in lieu thereof the words “Factories, Shops and Industries Act, 1962, or any Act amending or replacing that Act”;

Sec. 4.
(Application
of Act.)

(b) by omitting from section four the words “other than Part IV”;

Sec. 5.
(Commenc-
ing times of
employees
engaged in
making or
baking
bread.)

(c) by inserting in section five after the words “said section” the words “, or in Schedule 1A to this Act, as the case may require,”;

Sec. 6.
(Manufac-
ture of
bread at
certain
times pro-
hibited.)

(d) by inserting in paragraph (b) of section six after the words “said section” the words “, or by Schedule 1A to this Act, as the case may require,”;

Sec. 6A.
(Variation
of com-
mencing
times.)

(e) (i) by omitting subsection three of section 6A and by inserting in lieu thereof the following subsection :—

(3) (a) The Minister, whenever after the commencement of the Bread Industry (Amendment) Act, 1964, he varies the times for commencing work specified in the First Schedule to this Act, shall by the terms of such variation state either—

(i) that the variation is in accordance with paragraph (b) of this subsection, or

(ii) that the variation is in accordance with paragraph (c) of this subsection.

(b)

Bread Industry (Amendment).

(b) Where the variation was made before such commencement or is stated to be in accordance with this paragraph, such variation shall be as follows, that is to say :—

- (i) the figures, symbols and letters “3.30 a.m.” shall be substituted for the figures, symbols and letters “4.30 a.m.” wherever occurring in the said Schedule;
- (ii) the figures, symbols and letters “4.30 a.m.” shall be substituted for the figures, symbols and letters “5.30 a.m.” wherever occurring in the said Schedule;
- (iii) the figure, symbols and letters “2 a.m.” shall be substituted for the figure, symbols and letters “4 a.m.” wherever occurring in the said Schedule.

(c) Where the variation is stated to be in accordance with this paragraph, such variation shall consist in the substitution for the times for commencing work specified in the said Schedule of those specified in Schedule 1A to this Act.

(ii) by inserting next after subparagraph (i) of paragraph (a) of subsection four of the same section the following new subparagraph :—

- (ia) that a bread manufacturer shall in respect of his employees so engaged in such bakehouse, or in respect of such class or classes of those employees as the Minister may specify, observe such of the terms of an award as the Minister may specify. Such a condition may be imposed whether or not the

Bread Industry (Amendment).

the award would but for the operation of this section be binding on the bread manufacturer in respect of any such employee ;

- (iii) by inserting at the end of the same paragraph the following proviso :—

Provided that nothing in subparagraph (ia) of this paragraph shall affect the obligation of a bread manufacturer to observe the terms of an award whether such terms are the subject of a condition under the said subparagraph or not ;

- (iv) by inserting in paragraph (b) of the same subsection after the symbols and numeral “(i)” where firstly occurring the word, symbols, numeral and letter “or (ia)” ;
- (v) by inserting in subparagraph (i) of the same paragraph after the words “rate or rates of wages” where firstly occurring the words “or of any other amounts” ;
- (vi) by inserting in the same subparagraph after the words “rate or rates of wages” where secondly occurring the words “or other amounts” ;
- (vii) by omitting from the same subparagraph the word “lowest” wherever occurring ;
- (viii) by omitting subparagraph (ii) of the same paragraph and by inserting in lieu thereof the following subparagraph :—
- (ii) in respect of any employee, the condition, in so far as it relates to such additional rate or rates of wages or other amounts, shall if or to the extent to which it is not a term of the award applicable

Bread Industry (Amendment).

applicable to his employment by virtue of the said Act, as so amended, be deemed, for the purposes of section ninety-two of the said Act, as so amended, to be a term of the last mentioned award;

- (ix) by inserting in subparagraph (iii) of the same paragraph after the figures "1955," the words "or any Act amending or replacing the said Acts";
- (x) by inserting at the end of subsection five of the same section the words " : Provided that where any such failure to comply is also a contravention of or failure to observe an award, proceedings in respect of the subject matter of such offence may be taken either under this Act or under the Industrial Arbitration Act, 1940, as amended by subsequent Acts, but the offender shall not be liable to a penalty under both this Act and the said Act, as so amended, in respect thereof.";
- (f) by inserting at the end of section seven the following new subsection :— Sec. 7.
(Exemption.)
- (2) Where but for the operation of this subsection there would be more than three successive days on which the making or baking of bread by bread manufacturers and employees for trade or sale would be contrary to any of the provisions of this Act, the Minister may exempt bread manufacturers and employees from such provisions to the extent necessary to enable such making or baking to be carried out on any one of those days as specified in the exemption, subject to such conditions as the Minister may determine.

(g)

Bread Industry (Amendment).

Sec. 8.
(Delivery
of bread
during cer-
tain hours
prohibited.)

(g) by omitting from paragraph (c) of the proviso to subsection one of section eight the words "or by Statute";

Sec. 11.
(Proceed-
ings.)

(h) (i) by omitting from subsection three of section eleven the words "police or";

(ii) by omitting from subsection four of the same section the words "police or";

New
Schedule 1A.

(i) by inserting next after the First Schedule the following new Schedule :—

SCHEDULE

SCHEDULE 1A.

Sec. 6A.

ALTERNATIVE HOURS FOR BAKING.

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
1. Ordinary week	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from Thursday night.	....
2. In which <i>Monday</i> is a holiday.	2 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from Thursday night.	....
3. The <i>week previous</i> to this <i>Monday</i> holiday.	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m.	2 a.m. and 10 p.m.	Carry on from Friday night.
4. In which <i>Tuesday</i> is a single holiday.	Midnight	Carry on from Sunday night.	....	2 a.m.	3.30 a.m. and mid-night.	Carry on from Thursday night.	....
5. In which <i>Wednesday</i> is a single holiday.	2 a.m. and midnight.	Carry on from Monday night.	....	2 a.m. and midnight.	Carry on from Thursday night.	....
6. In which <i>Thursday</i> is a single holiday.	2 a.m.	3.30 a.m. and mid-night.	Carry on from Tuesday night.	Midnight	Carry on from Thursday night.	....

Bread Industry (Amendment).

Act No. 56, 1964.

SCHEDULE

SCHEDULE 1A—*continued.*

ALTERNATIVE HOURS FOR BAKING—*continued.*

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
7. In which <i>Friday</i> is a single holiday and is not followed by a Monday holiday.	2 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from Wednesday night.	Midnight	Carry on from Friday night.
8. In which <i>Good Friday</i> occurs.	2 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from Wednesday night.	10 p.m.	Carry on from Friday night.
9. Which follows <i>Easter week-end.</i>	2 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from Thursday night.	....
10. In which <i>Saturday</i> is a public holiday.	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m. and mid-night.	Carry on from Thursday night.	....
11. In which <i>Monday and Tuesday</i> are holidays.	2 a.m.	3.30 a.m. and mid-night.	Carry on from Thursday night.	....
12. The week previous to that outlined in 11.	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m.	2 a.m. and 10 p.m.	Carry on from Friday night.

Bread Industry (Amendment).

Act No. 56, 1964.

SCHEDULE

SCHEDULE 1A—*continued.*
ALTERNATIVE HOURS FOR BAKING—*continued.*

Type of Week.	Times for commencing work.						
	Sunday.	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
13. In which <i>Tuesday and Wednesday</i> are holidays.	10 p.m.	Carry on from Sunday night.	....	....	2 a.m. and midnight.	Carry on from Thursday night.	....
14. In which <i>Wednesday and Thursday</i> are holidays.	2 a.m. and 10 p.m.	Carry on from Monday night.	....	Midnight	Carry on from Thursday night.	....
15. In which <i>Thursday and Friday</i> are holidays.	2 a.m.	3.30 a.m. and 10 p.m.	Carry on from Tuesday night.	....	Midnight	Carry on from Friday night.
16. In which <i>Friday and Saturday</i> are holidays.	2 a.m.	3.30 a.m.	3.30 a.m. and 10 p.m.	Carry on from Wednesday night.	....	....
17. Week in which <i>Saturday and the Monday in the following week</i> are holidays.	2 a.m.	3.30 a.m.	3.30 a.m.	3.30 a.m. and 10 p.m.	Carry on from Thursday night.	....

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

E. W. WOODWARD,

Governor.

*Government House,
Sydney, 16th December, 1964.*

For the year ending 1904

Particulars	1903	1904
Balance forward	100.00	100.00
Income	100.00	100.00
Expenses	(100.00)	(100.00)
Profit	100.00	100.00
Total	200.00	200.00

Prepared by the Board of Directors

J. A. McLEOD

Secretary

1904