

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, 7 March, 1963.*

New South Wales



ANNO DUODECIMO

ELIZABETHÆ II REGINÆ

Act No. , 1963.

An Act to make further provision regarding the fixing of working hours of employees in industries; to extend to rural industries the provisions of the Industrial Arbitration Act, 1940, as amended by subsequent Acts, relating to the ordinary working hours of employees; for these purposes to amend that Act, as so amended; 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 "Industrial Arbitration (Amendment) Act, 1963".

Short title
and
citation.

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, 1940-1963.

2. The Industrial Arbitration Act, 1940-1961, is amended—
5 amended—
(a) by inserting at the end of section sixty-three the following new subsection :—
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15
20
25
30
35

Amendment of Act No. 2, 1940.
Sec. 63.
(Directions re hours.)

(2) Notwithstanding any other provision of this Act, the commission or a committee shall upon application made therefor in respect of any industry other than coal mining to which this Act applies insert (by way of variation or otherwise) in an award or industrial agreement, whether made before or after the commencement of the Industrial Arbitration (Amendment) Act, 1963, provision to regulate the ordinary working hours of employees in the industry concerned in the application in accordance with the provisions of this section, but nothing in this subsection authorises the commission or a committee to regulate the ordinary working hours of employees in any industry unless under some other provision of this Act the commission or a committee has jurisdiction to regulate the working hours of employees in that industry.

(b) (i) by inserting in paragraph (a) of subsection five of section 63A after the words "paragraph (e) of" the words "subsection one of";
(ii) by inserting in paragraph (b) of the same subsection after the words "paragraph (e) of" the words "subsection one of";
(c) by inserting in section seventy-three after the words "paragraph (a) of" the words "subsection one of";
(d) by omitting from subsection one of section one hundred and thirty-one the words "other than Part VI" and by inserting in lieu thereof the words "and for the purpose of the application of Part VI of this Act

Sec. 63A.
(Existing awards and agreements.)
Sec. 73.
(Blind workers.)
Sec. 131.
(Employees in rural industries.)

Act

Industrial Arbitration (Amendment).

5 Act to any award or agreement regulating ordinary working hours in accordance with the provisions of section sixty-three of this Act and made in respect of any such employees after the commencement of the Industrial Arbitration (Amendment) Act, 1963—

10 (a) a reference in that Part to the commencement of the Industrial Arbitration (Forty Hours Week) Amendment Act, 1947, shall be read and construed as a reference to the commencement of such award or agreement; and

15 (b) section 63A of this Act shall be deemed to be amended by omitting subsections one and seven”.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1963

[4d.]

International Convention

Article 1. The purpose of this Convention is to...

Article 2. The Convention shall apply to...

Article 3. The Convention shall be subject to...

10

11

No. , 1963.

A BILL

To make further provision regarding the fixing of working hours of employees in industries; to extend to rural industries the provisions of the Industrial Arbitration Act, 1940, as amended by subsequent Acts, relating to the ordinary working hours of employees; for these purposes to amend that Act, as so amended; and for purposes connected therewith.

[MR. LANDA;—20 February, 1963.]

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, 1963".

1861 133—

(2)

Short title
and
citation.

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, 1940-1963.

5 2. The Industrial Arbitration Act, 1940-1961, is amended—

Amendment of Act No. 2, 1940.

(a) by inserting at the end of section sixty-three the following new subsection : —

Sec. 63. (Directions re hours.)

10 (2) Notwithstanding any other provision of this Act, the commission or a committee shall upon application made therefor in respect of any industry other than coal mining to which this Act applies insert (by way of variation or otherwise) in an award or industrial agreement, whether made before or after the commencement of the Industrial Arbitration (Amendment) Act, 1963, provision to regulate the ordinary working hours of employees in the industry concerned in the application in accordance with the provisions of this section, but nothing in this subsection authorises the commission or a committee to regulate the ordinary working hours of employees in any industry unless under some other provision of this Act the commission or a committee has jurisdiction to regulate the working hours of employees in that industry.

25 (b) (i) by inserting in paragraph (a) of subsection five of section 63A after the words "paragraph (e) of" the words "subsection one of";

Sec. 63A. (Existing awards and agreements.)

30 (ii) by inserting in paragraph (b) of the same subsection after the words "paragraph (e) of" the words "subsection one of";

(c) by inserting in section seventy-three after the words "paragraph (a) of" the words "subsection one of";

Sec. 73. (Blind workers.)

35 (d) by omitting from subsection one of section one hundred and thirty-one the words "other than Part VI" and by inserting in lieu thereof the words "and for the purpose of the application of Part VI of this Act

Sec. 131. (Employees in rural industries.)

Act

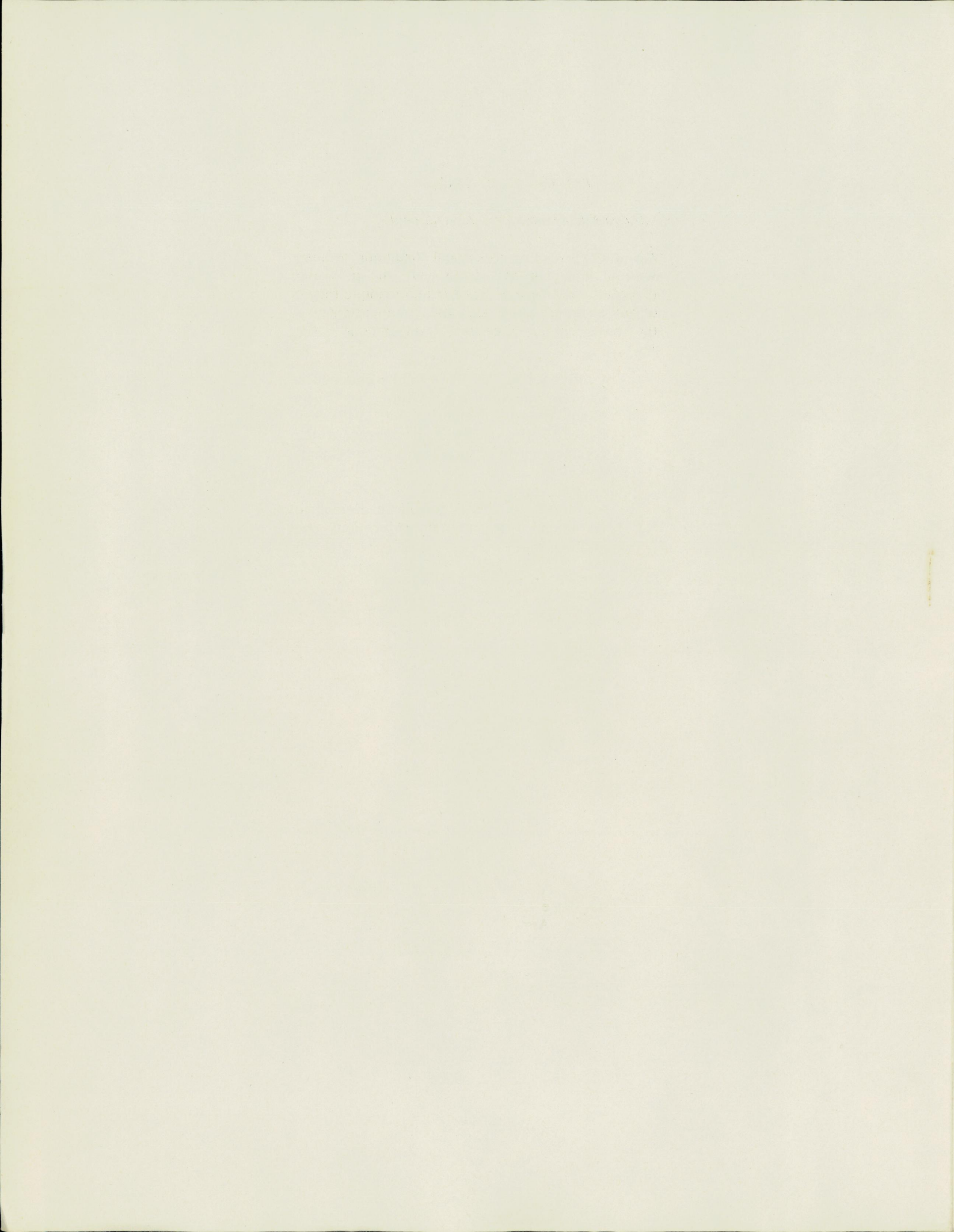
Industrial Arbitration (Amendment).

5 Act to any award or agreement regulating ordinary
working hours in accordance with the provisions
of section sixty-three of this Act and made in respect
of any such employees after the commencement of
the Industrial Arbitration (Amendment) Act,
1963—

- 10 (a) a reference in that Part to the commence-
ment of the Industrial Arbitration (Forty
Hours Week) Amendment Act, 1947, shall
be read and construed as a reference to the
commencement of such award or agreement;
and
- 15 (b) section 63A of this Act shall be deemed to
be amended by omitting subsections one
and seven”.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1963
[4d.]

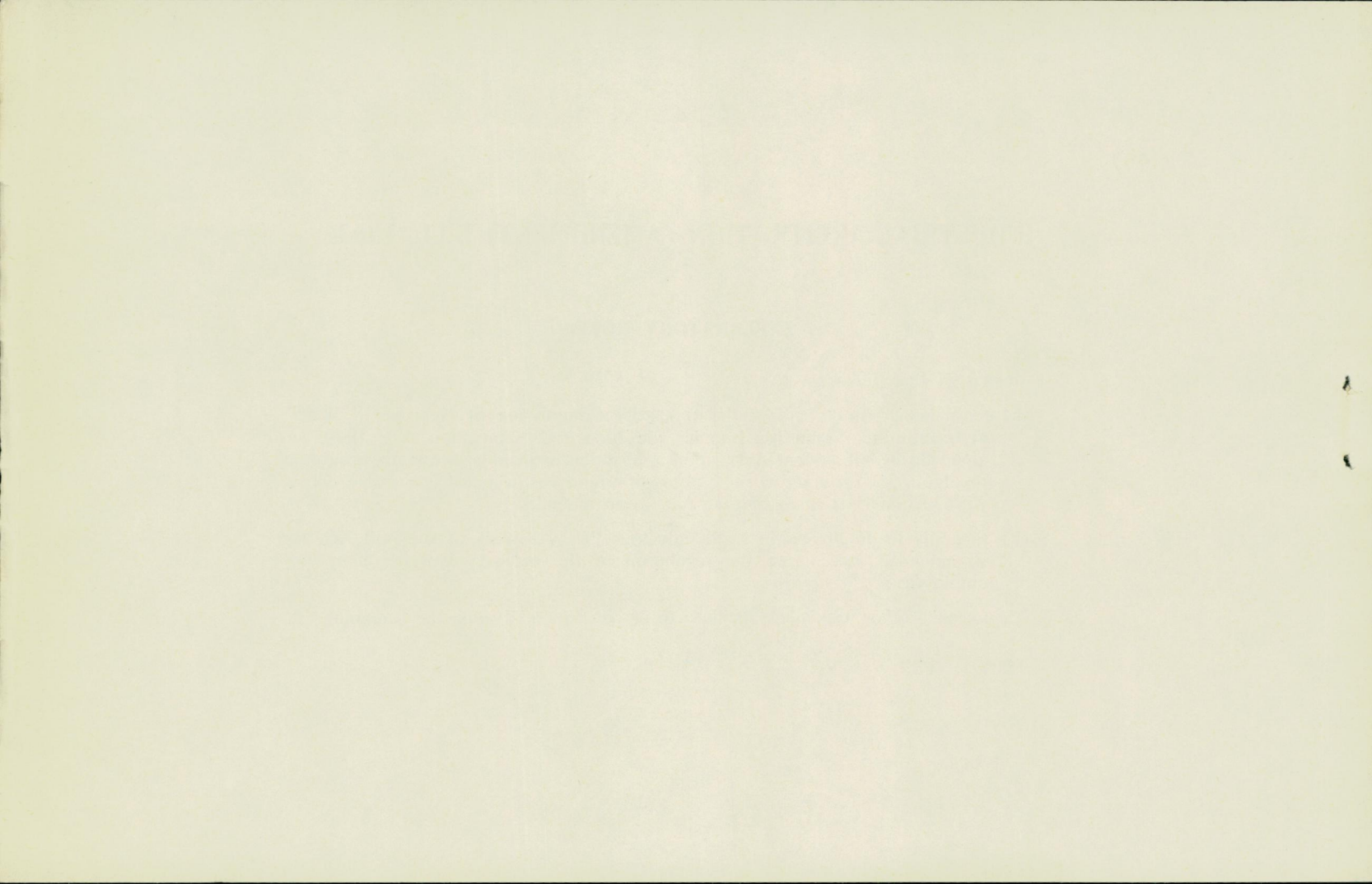


INDUSTRIAL ARBITRATION (AMENDMENT) BILL, 1963.

EXPLANATORY NOTE.

THE objects of this Bill are—

- (a) to make it mandatory for the Industrial Commission of New South Wales and committees established under the Industrial Arbitration Act, 1940, as amended by subsequent Acts, upon application to include in awards provision regulating the ordinary working hours of employees in industries in accordance with section sixty-three of that Act, as so amended ;
- (b) to apply to employees in rural industries the provisions of the said Act, as so amended, relating to the regulation of the ordinary working hours of employees ;
- (c) to make other provisions ancillary to or consequential upon the foregoing.



No. , 1963.

A BILL

To make further provision regarding the fixing of working hours of employees in industries; to extend to rural industries the provisions of the Industrial Arbitration Act, 1940, as amended by subsequent Acts, relating to the ordinary working hours of employees; for these purposes to amend that Act, as so amended; and for purposes connected therewith.

[MR. LANDA;—20 *February*, 1963.]

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, 1963".

Short title
and
citation.

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, 1940-1963.

2. The Industrial Arbitration Act, 1940-1961, is
5 amended—
- (a) by inserting at the end of section sixty-three the
following new subsection :—
- (2) Notwithstanding any other provision of this
10 Act, the commission or a committee shall upon
application made therefor in respect of any industry
other than coal mining to which this Act applies
insert (by way of variation or otherwise) in an
award or industrial agreement, whether made before
15 or after the commencement of the Industrial
Arbitration (Amendment) Act, 1963, provision to
regulate the ordinary working hours of employees
in the industry concerned in the application in
accordance with the provisions of this section, but
20 nothing in this subsection authorises the commis-
sion or a committee to regulate the ordinary
working hours of employees in any industry unless
under some other provision of this Act the commis-
sion or a committee has jurisdiction to regulate the
working hours of employees in that industry.
- (b) (i) by inserting in paragraph (a) of subsection
25 five of section 63A after the words “paragraph
(e) of” the words “subsection one of”;
(ii) by inserting in paragraph (b) of the same
subsection after the words “paragraph (e)
30 of” the words “subsection one of”;
- (c) by inserting in section seventy-three after the words
“paragraph (a) of” the words “subsection one of”;
- (d) by omitting from subsection one of section one
35 hundred and thirty-one the words “other than Part
VI” and by inserting in lieu thereof the words “and
for the purpose of the application of Part VI of this
Act
- Amend-
ment of
Act No. 2,
1940.
Sec. 63.
(Directions
re hours.)
Sec. 63A.
(Existing
awards and
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Sec. 73.
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5 Act to any award or agreement regulating ordinary
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of section sixty-three of this Act and made in respect
of any such employees after the commencement of
the Industrial Arbitration (Amendment) Act,
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- 10 (a) a reference in that Part to the commence-
ment of the Industrial Arbitration (Forty
Hours Week) Amendment Act, 1947, shall
be read and construed as a reference to the
commencement of such award or agreement ;
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be amended by omitting subsections one
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