

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.

R. E. WARD,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 17 March, 1976.*

New South Wales



ANNO VICESIMO QUINTO

ELIZABETHÆ II REGINÆ

Act No. , 1976.

An Act to amend various Acts so as to prevent the disclosure by certain inspectors of certain information obtained by them in connection with the administration or execution of those Acts.

BE

Miscellaneous Acts (Inspectors) Amendment.

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. This Act may be cited as the "Miscellaneous Acts (Inspectors) Amendment Act, 1976". Short title.

2. The Scaffolding and Lifts Act, 1912, is amended by inserting after section 13 the following section :— Amendment of Act No. 38, 1912. Sec. 13A.

10 13A. (1) Subject to subsection (2), a person who is, or was at any time, an inspector shall not disclose any information relating to any manufacturing or commercial secrets or working processes and obtained by him in connection with the administration or execution of this Act or the regulations made thereunder. Disclosure of information.

(2) Subsection (1) does not operate to prevent the disclosure of information where that disclosure is—

20 (a) made in connection with the administration or execution of this Act or the regulations made thereunder;

(b) made with the prior permission of the Minister; or

(c) ordered by a court for the purposes of the hearing or determination of any legal proceedings.

25 (3) The Minister may grant the permission referred to in subsection (2) (b) only if he is satisfied that to do so would be in the public interest.

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3. The Industrial Arbitration Act, 1940, is amended by inserting after section 127 the following section :—

Amendment of Act No. 2, 1940.

Sec. 127A.

Disclosure of information.

5 127A. (1) Subject to subsection (2), a person who is, or was at any time, an inspector appointed under this Act shall not disclose any information relating to any manufacturing or commercial secrets or working processes and obtained by him in connection with the administration or execution of this Act or the regulations made thereunder.

10 Penalty : \$500.

(2) Subsection (1) does not operate to prevent the disclosure of information where that disclosure is—

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4. The Annual Holidays Act, 1944, is amended by inserting after section 10 the following section :—

Amendment of Act No. 31, 1944.

Sec. 10A.

Disclosure of information.

30 10A. (1) Subject to subsection (2), a person who is, or was at any time, an inspector shall not disclose any information relating to any manufacturing or commercial secrets or working processes and obtained by him in connection with the administration or execution of this Act or the regulations made thereunder.

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10 (3) The Minister may grant the permission referred to in subsection (2) (b) only if he is satisfied that to do so would be in the public interest.

5. The Long Service Leave Act, 1955, is amended by inserting after section 9 the following section :—

Amendment of Act No. 38, 1955. Sec. 9A.

15 9A. (1) Subject to subsection (2), a person who is, or was at any time, an inspector shall not disclose any information relating to any manufacturing or commercial secrets or working processes and obtained by him in connection with the administration or execution of this Act or the regulations made thereunder.

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9. The Building and Construction Industry Long Service Payments Act, 1974, is amended by inserting after section 37 the following section :—

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15 37A. (1) Subject to subsection (2), a person who is, or was at any time, authorised under section 37 shall not disclose any information relating to any manufacturing or commercial secrets or working processes and obtained by him in connection with the administration or execution of this Act or the regulations. Disclosure of information.

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BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1976

No. , 1976.

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PROOF

**MISCELLANEOUS ACTS (INSPECTORS) AMENDMENT
BILL, 1976**

EXPLANATORY NOTE

THE object of this Bill is to amend the Scaffolding and Lifts Act, 1912, the Industrial Arbitration Act, 1940, the Annual Holidays Act, 1944, the Long Service Leave Act, 1955, the Factories, Shops and Industries Act, 1962, the Apprentices Act, 1969, the Bread Act, 1969, and the Building and Construction Industry Long Service Payments Act, 1974, so as to implement the International Labour Organisation Convention No. 81—Labour Inspection in Industry—in so far as it prevents the disclosure by labour inspectors of information relating to manufacturing or commercial secrets or working processes and obtained by them in the administration or execution of those Acts.

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