

**ANNUAL HOLIDAYS (AMENDMENT) ACT, 1980,
No. 184**

New South Wales



ANNO VICESIMO NONO

ELIZABETHÆ II REGINÆ

Act No. 184, 1980.

An Act to amend the Annual Holidays Act, 1944, to increase penalties for breaches of that Act and to extend the time for recovery of remuneration or payments under that Act; and for other purposes. [Assented to, 17th December, 1980.]

Annual Holidays (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 :—

Short
title.

1. This Act may be cited as the "Annual Holidays (Amendment) Act, 1980".

Principal
Act.

2. The Annual Holidays Act, 1944, is referred to in this Act as the Principal Act.

Amendment
of Act
No. 31,
1944.

Sec. 11.
(Penalty.)

3. The Principal Act is amended—

(a) by omitting from section 11 the words "one hundred dollars" wherever occurring and by inserting instead the matter "\$1,000";

Sec. 13.
(Recovery
of holiday
pay.)

(b) by omitting from section 13 (1) the words "a period of eighteen months immediately preceding the date of the application." and by inserting instead the words "the period of 6 years immediately preceding the date of the application but not earlier than 18 months before the date of assent to the Annual Holidays (Amendment) Act, 1980".

Saving.

4. Notwithstanding the operation of section 3 (a), a person who, on or after the date of assent to this Act, is found guilty of an offence committed against the Principal Act before that date, shall

Annual Holidays (Amendment).

not be liable to any greater penalty than that to which he would have been liable if he had been found guilty of the offence immediately before that date.

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

A. R. CUTLER,
Governor.

*Government House,
Sydney, 17th December, 1980.*



ANNUAL HOLIDAYS (AMENDMENT) BILL, 1980

EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

This Bill is cognate with the Industrial Arbitration (Further Amendment) Bill, 1980.

The objects of this Bill are—

- (a) to increase the penalties for offences under the Annual Holidays Act, 1944, to a maximum of \$1,000 (clause 3 (a)); and
- (b) to provide that, subject to certain limitations, a worker may apply for an order under section 13 (1) of that Act for the recovery of any remuneration or payment which became due under that Act to the worker within the period of 6 years immediately preceding the date of his application (clause 3 (b)).

The Bill also makes other provisions of a minor or saving nature.

ANNUAL HOLIDAYS (AMENDMENT) BILL, 1980

No. , 1980.

A BILL FOR

An Act to amend the Annual Holidays Act, 1944, to increase penalties for breaches of that Act and to extend the time for recovery of remuneration or payments under that Act; and for other purposes.

[MR HILLS—12 November, 1980.]

Annual Holidays (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 :—

- 5 1. This Act may be cited as the "Annual Holidays (Amendment) Act, 1980". Short title.
2. The Annual Holidays Act, 1944, is referred to in this Act as the Principal Act. Principal Act.
3. The Principal Act is amended— Amendment of Act No. 31, 1944.
- 10 (a) by omitting from section 11 the words "one hundred dollars" wherever occurring and by inserting instead the matter "\$1,000"; Sec. 11. (Penalty.)
- 15 (b) by omitting from section 13 (1) the words "a period of eighteen months immediately preceding the date of the application." and by inserting instead the words "the period of 6 years immediately preceding the date of the application but not earlier than 18 months before the date of assent to the Annual Holidays (Amendment) Act, 1980.". Sec. 13. (Recovery of holiday pay.)
- 20 4. Notwithstanding the operation of section 3 (a), a person who, on or after the date of assent to this Act, is found guilty of an offence committed against the Principal Act before that date, shall Saving.

Annual Holidays (Amendment).

not be liable to any greater penalty than that to which he would have been liable if he had been found guilty of the offence immediately before that date.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1980
(10c)

Annual Holiday (Amendment)

not be liable to any greater penalty than that to which he would have been liable if he had been found guilty of the offence named hereby before that date.

The Bill also makes other provisions of a minor or saving nature.

of the Commission (clause 2 (d)).

It is also provided that the Commission shall have the power to make such orders as may be necessary for the purpose of giving effect to the provisions of the Bill.

(d) to provide that subject to certain provisions a member may be removed from office by a resolution of the Commission.

(e) to provide that the Commission shall have the power to make such orders as may be necessary for the purpose of giving effect to the provisions of the Bill.

The objects of the Bill are—

1980

The Bill is to give effect to the recommendations of the Commission.

(The Commission's report is published in the Commission's Report.)

EXPLANATORY NOTE

THE COMMISSION (MISCELLANEOUS PROVISIONS) BILL, 1980

