

**LONG SERVICE LEAVE (AMENDMENT) ACT,
1980, No. 185**

New South Wales



ANNO VICESIMO NONO

ELIZABETHÆ II REGINÆ

Act No. 185, 1980.

An Act to amend the Long Service Leave Act, 1955, to increase penalties for breaches of that Act and to extend the time for recovery of payments under that Act; and for other purposes.
[Assented to, 17th December, 1980.]

Long Service Leave (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 "Long Service Leave (Amendment) Act, 1980".

Principal Act. **2.** The Long Service Leave Act, 1955, is referred to in this Act as the Principal Act.

Amendment of Act No. 38, 1955. **3.** The Principal Act is amended—

Sec. 10. (Penalties and offences.) (a) by omitting from section 10 the words "one thousand dollars" wherever occurring and by inserting instead the matter "\$2,000";

Sec. 12. (Recovery of long service leave pay.) (b) by omitting from section 12 (1) the words "a period of two years 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 2 years before the date of assent to the Long Service Leave (Amendment) Act, 1980."

Long Service Leave (Amendment).

4. Notwithstanding the operation of section (3) (a), a person **Saving.** 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 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.*

Law 2000 (Amendment)

1. In the event of a conviction of a person under section 1(1) of the Act, the court shall 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.

2. In the event of a conviction of a person under section 1(2) of the Act, the court shall 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.

3. In the event of a conviction of a person under section 1(3) of the Act, the court shall 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.

A. B. CUTLER

Governor

Government House, St. Vincent and the Grenadines, St. Vincent, 17th December 1980

The Principal of the University of the West Indies

University of the West Indies, St. Vincent

4. In the event of a conviction of a person under section 1(4) of the Act, the court shall 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.

University of the West Indies, St. Vincent

5. In the event of a conviction of a person under section 1(5) of the Act, the court shall 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.

University of the West Indies, St. Vincent

LONG SERVICE LEAVE (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 Long Service Leave Act, 1955, to a maximum of \$2,000 (clause 3 (a)); and
- (b) to provide that, subject to certain limitations, a worker may apply for an order under section 12 of that Act for the recovery of any 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.

LONG SERVICE LEAVE (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 Long Service Leave Act, 1977, to a maximum of 25,000 (clause 3 (a)); and
- (b) to provide that, subject to certain limitations, a worker may apply for an order under section 12 of that Act for the recovery of any payment which became due under that Act to the worker within the period of 5 years immediately preceding the date of his application (clause 3 (b)).

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

Act No. 1980
LONG SERVICE LEAVE (AMENDMENT) BILL, 1980

Long Service Leave (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 Long Service Leave (Amendment) Act, 1980.

2. The Long Service Leave Act, 1955, is amended in this Principal Act as the Principal Act.

A BILL FOR

An Act to amend the Long Service Leave Act, 1955, to increase penalties for breaches of that Act and to extend the time for recovery of payments under that Act; and for other purposes.

[MR HILLS—12 November, 1980.]

10 (a) by omitting from section 10 the words "one thousand dollars" wherever occurring and by inserting instead the matter "\$2,000";

15 (b) by omitting from section 12 (1) the words "a period of two years 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 2 years before the date of assent to the Long Service Leave (Amendment) Act."

Long Service Leave (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 "Long Service Leave (Amend- Short title.
ment) Act, 1980".

2. The Long Service Leave Act, 1955, is referred to in this Principal
Act as the Principal Act.

3. The Principal Act is amended—

Amendment
of Act No.
38, 1955.

10 (a) by omitting from section 10 the words "one thousand
dollars" wherever occurring and by inserting instead the
matter "\$2,000";

Sec. 10.
(Penalties
and
offences.)

15 (b) by omitting from section 12 (1) the words "a period
of two years 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 2 years before the date
of assent to the Long Service Leave (Amendment) Act,
1980."

Sec. 12.
(Recovery
of long
service
leave pay.)

Long Service Leave (Amendment).

4. Notwithstanding the operation of section (3) (a), a person **Saving.**
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 not be liable to any greater penalty than that to which he
5 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)

Long Service Leave (Amendment)

4. Notwithstanding the operation of section (3) (a), a person saving 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 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)



