

CONCURRENCE COPY

INDUSTRIAL ARBITRATION (UNCLAIMED MONEY) AMENDMENT BILL, 1982

EXPLANATORY NOTE

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

This Bill is cognate with the Unclaimed Money Bill, 1982.

The object of this Bill is to amend section 92 of the Industrial Arbitration Act, 1940, so as—

- (a) to make it clear that an amount which is due to an employee in respect of his employment and which is unclaimed is to be paid to the Under Secretary of the Department of Industrial Relations and held by him for the benefit of the employee, whether or not the amount is due pursuant to a State award; and
 - (b) to make minor changes in relation to the accounting procedures to be used for dealing with amounts so held.
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**INDUSTRIAL ARBITRATION (UNCLAIMED MONEY)
AMENDMENT BILL, 1982**

No. , 1982.

A BILL FOR

An Act to amend section 92 of the Industrial Arbitration Act, 1940, to clarify the application of that section in relation to unclaimed money due to an employee in respect of his employment; and for other purposes.

[MR BOOTH—24 *November*, 1982.]

Industrial Arbitration (Unclaimed Money) 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 Short title.

1. This Act may be cited as the "Industrial Arbitration (Unclaimed Money) Amendment Act, 1982".

Amendment of Act No. 2, 1940.

2. The Industrial Arbitration Act, 1940, is amended in the manner set forth in Schedule 1.

SCHEDULE 1.

(Sec. 2.)

AMENDMENTS TO THE INDUSTRIAL ARBITRATION ACT, 1940.

(1) Section 92 (6)—

15 After "such employment", insert "(whether or not the amount is a price, rate or amount to which subsection (1) applies)".

(2) Section 92 (6)—

Omit "Under Secretary.", insert instead "Under Secretary who shall hold the amount so paid for the benefit of the employee."

20 (3) Section 92 (6)—

Omit "Any amount so paid to the Under Secretary shall be held by him in trust for the employee."

Industrial Arbitration (Unclaimed Money) Amendment.

SCHEDULE 1—*continued.*

AMENDMENTS TO THE ARBITRATION ACT, 1940—*continued.*

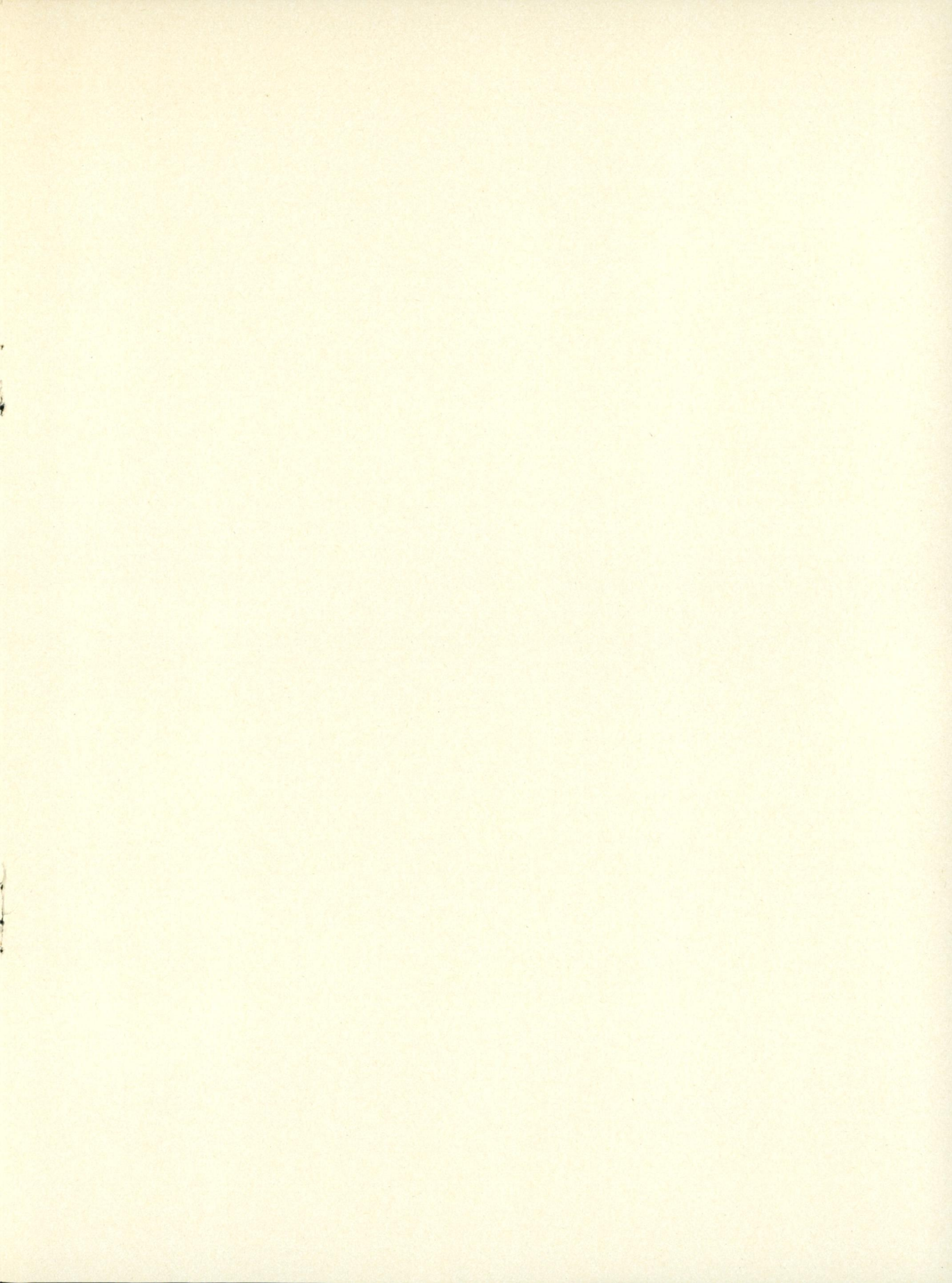
(4) Section 92 (6A)—

Omit the subsection, insert instead:—

- 5 (6A) Any amount paid to the Under Secretary under subsection
 (6) shall be paid by him into an account in the Special Deposits
 Account in the Treasury and shall be dealt with in accordance with
 section 31 of the Audit Act, 1902, as if at the time it was so paid
10 it had been placed to the credit of the Special Deposits Account
 pursuant to section 30 of that Act.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1982



**INDUSTRIAL ARBITRATION (UNCLAIMED MONEY)
AMENDMENT ACT, 1982, No. 175**

New South Wales



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ELIZABETHÆ II REGINÆ

Act No. 175, 1982.

An Act to amend section 92 of the Industrial Arbitration Act, 1940, to clarify the application of that section in relation to unclaimed money due to an employee in respect of his employment; and for other purposes.
[Assented to, 24th December, 1982.]

Industrial Arbitration (Unclaimed Money) 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 "Industrial Arbitration (Unclaimed Money) Amendment Act, 1982".

Amendment of Act No. 2, 1940.

2. The Industrial Arbitration Act, 1940, is amended in the manner set forth in Schedule 1.

SCHEDULE 1.

(Sec. 2.)

AMENDMENTS TO THE INDUSTRIAL ARBITRATION ACT, 1940.

(1) Section 92 (6)—

After "such employment", insert "(whether or not the amount is a price, rate or amount to which subsection (1) applies)".

(2) Section 92 (6)—

Omit "Under Secretary.", insert instead "Under Secretary who shall hold the amount so paid for the benefit of the employee."

(3) Section 92 (6)—

Omit "Any amount so paid to the Under Secretary shall be held by him in trust for the employee."

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Industrial Arbitration (Unclaimed Money) Amendment.

SCHEDULE 1—*continued.*

AMENDMENTS TO THE ARBITRATION ACT, 1940—*continued.*

(4) Section 92 (6A)—

Omit the subsection, insert instead:—

(6A) Any amount paid to the Under Secretary under subsection (6) shall be paid by him into an account in the Special Deposits Account in the Treasury and shall be dealt with in accordance with section 31 of the Audit Act, 1902, as if at the time it was so paid it had been placed to the credit of the Special Deposits Account pursuant to section 30 of that Act.

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

J. A. ROWLAND,
Governor.

Government House,
Sydney, 24th December, 1982.

