

MISCELLANEOUS ACTS (INDUSTRIAL AND COMMERCIAL TRAINING)
AMENDMENT BILL

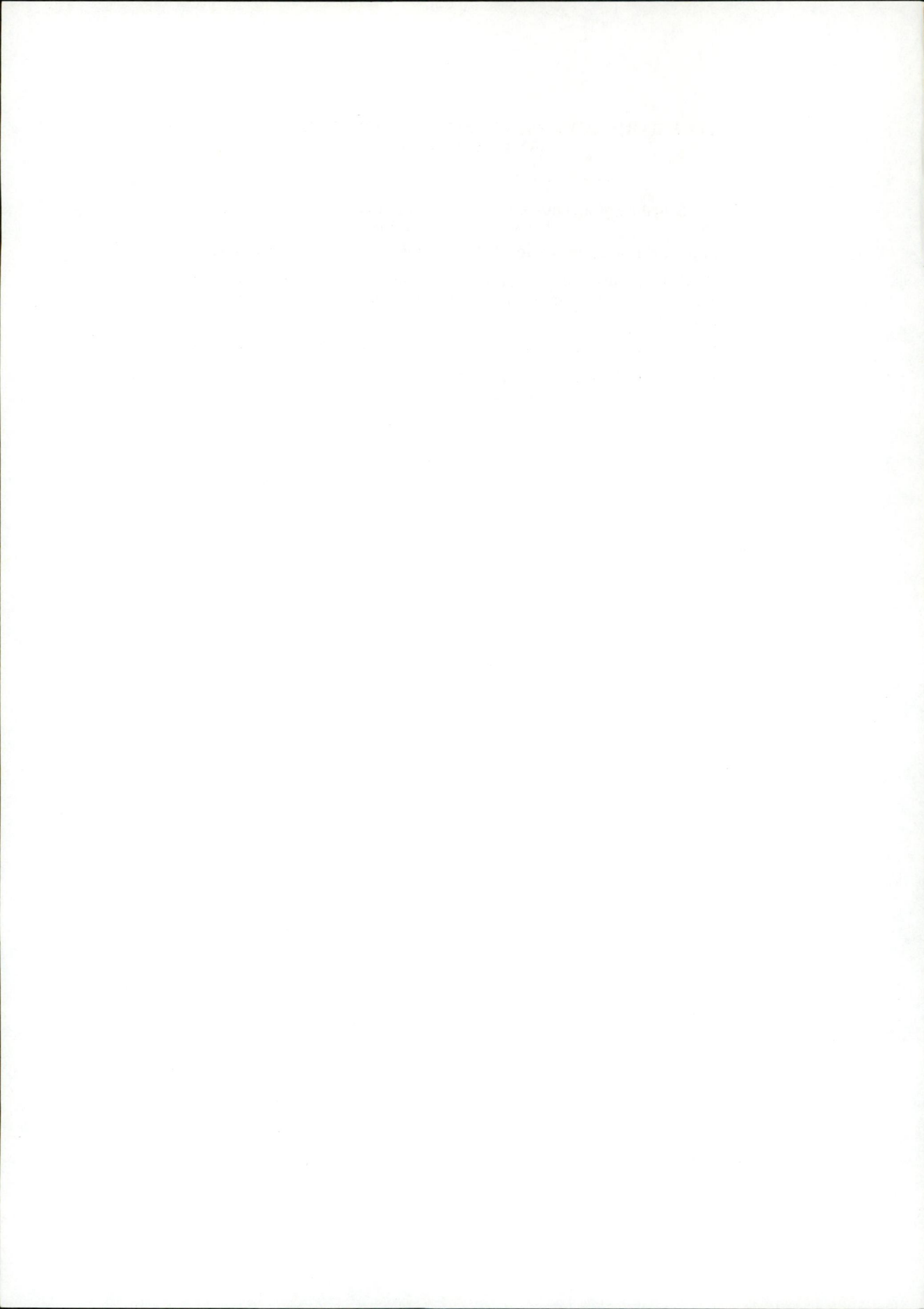
Schedule of amendments referred to in Legislative Council's
Message of 11 May 1989

No. 1.—Page 2, clause 2, lines 8 to 11. Omit all words on those lines, insert instead:

(2) Different days may be appointed for the commencement of section 3 and Schedule 1 in their application to different Acts or different provisions of the same Act.

No. 2.—Page 2, clauses 4 and 5, lines 15 to 30. Omit all words on those lines.

No. 3.—Pages 3 and 4, Schedule 2, line 27 on page 3 down to and including line 18 on page 4. Omit all words on those lines.



**MISCELLANEOUS ACTS (INDUSTRIAL AND
COMMERCIAL TRAINING) AMENDMENT BILL 1989**

NEW SOUTH WALES



EXPLANATORY NOTE

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

This Bill is cognate with the Industrial and Commercial Training Bill 1989.

The objects of this Bill are—

- (a) to amend various Acts as a consequence of the enactment of the proposed Industrial and Commercial Training Act 1989; and
- (b) to amend the Annual Holidays Act 1944, the Long Service Leave Act 1955 and the Long Service Leave (Metalliferous Mining Industry) Act 1963 so as to reduce the period of time in respect of which persons may recover unpaid money in respect of entitlements under those Acts; and
- (c) to preserve the rights of persons to recover unpaid money in respect of existing entitlements under the Acts referred to in paragraph (b).

Clause 1 specifies the short title to the proposed Act.

Clause 2 provides for the commencement of the proposed Act on a day or days to be appointed by proclamation.

Clause 3 gives effect to the Schedule of amendments that are consequential on the enactment of the proposed Industrial and Commercial Training Act 1989.

Clause 4 gives effect to the Schedule of amendments that achieve the object referred to in paragraph (b) above.

Clause 5 is a saving provision that achieves the object referred to in paragraph (c) above.

SCHEDULE 1—AMENDMENTS

Schedule 1 amends—

- (a) the Annual Holidays Act 1944; and

Miscellaneous Acts (Industrial and Commercial Training) Amendment 1989

- (b) the Building and Construction Industry Long Service Payments Act 1986; and
 - (c) the Electricity Act 1945; and
 - (d) the Search Warrants Act 1985; and
 - (e) the Workers Compensation Act 1987,
- as a consequence of the enactment of the proposed Industrial and Commercial Training Act 1989.

SCHEDULE 2—FURTHER AMENDMENTS

Schedule 2—

- (a) amends the Annual Holidays Act 1944 so as to reduce, from 6 years to 18 months, the period of time in respect of which a person can recover unpaid money in respect of an entitlement under that Act; and
 - (b) amends the Long Service Leave Act 1955 so as to reduce, from 6 years to 2 years, the period of time in respect of which a person can recover unpaid money in respect of an entitlement under that Act; and
 - (c) amends the Long Service Leave (Metalliferous Mining Industry) Act 1963 so as to reduce, from 6 years to 2 years, the period of time in respect of which a person can recover unpaid money in respect of an entitlement under that Act.
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MISCELLANEOUS ACTS (INDUSTRIAL AND COMMERCIAL TRAINING) AMENDMENT BILL 1989

NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
2. Commencement
3. Amendments
4. Further amendments
5. Saving

SCHEDULE 1—AMENDMENTS

SCHEDULE 2—FURTHER AMENDMENTS

**MISCELLANEOUS ACTS (INDUSTRIAL AND
COMMERCIAL TRAINING) AMENDMENT BILL 1989**

NEW SOUTH WALES



No. , 1989

A BILL FOR

An Act to amend various Acts as a consequence of the enactment of the Industrial and Commercial Training Act 1989 and the Industrial Arbitration (Industrial and Commercial Training) Amendment Act 1989; and for other purposes.

*Miscellaneous Acts (Industrial and Commercial Training) Amendment 1989***The Legislature of New South Wales enacts:****Short title**

1. This Act may be cited as the Miscellaneous Acts (Industrial and Commercial Training) Amendment Act 1989.

5 Commencement

2. (1) This Act shall commence on such day or days as may be appointed by proclamation.

(2) Different days may be appointed for the commencement of—

- (a) section 3 and Schedule 1; and
 10 (b) section 4 and Schedule 2,
 in their application to different Acts or different provisions of the same Act.

Amendments

3. Each Act specified in Schedule 1 is amended as set out in that Schedule.

15 Further amendments

4. Each Act specified in Schedule 2 is amended as set out in that Schedule.

Saving

5. Any money that—
 20 (a) immediately before the commencement of the amendments made by this Act to the provisions of section 13 of the Annual Holidays Act 1944; or
 (b) immediately before the commencement of the amendments made by
 25 this Act to the provisions of section 12 of the Long Service Leave Act 1955; or
 (c) immediately before the commencement of the amendments made by this Act to the provisions of section 12 of the Long Service Leave (Metalliferous Mining Industry) Act 1963,
 was recoverable under those provisions remains recoverable under those
 30 provisions as if this Act had not been enacted.

SCHEDULE 1—AMENDMENTS

(Sec. 3)

Annual Holidays Act 1944 No. 31—

35 Section 5 (Special provisions—annual holidays otherwise than under this Act)—

From section 5 (1A), omit “, or the Apprenticeship Act, 1981”.

*Miscellaneous Acts (Industrial and Commercial Training) Amendment 1989*SCHEDULE 1—AMENDMENTS—*continued***Building and Construction Industry Long Service Payments Act 1986 No. 19—**

Section 3 (Definitions)—

Section 3 (3)—

- 5 Omit “Apprenticeship Act 1981”, insert instead “Industrial and Commercial Training Act 1989”.

Electricity Act 1945 (1946 No. 13)—

Section 4 (Definitions)—

Section 4 (1), definition of “Apprentice”—

- 10 From paragraph (c) of the definition, omit “Apprenticeship Act 1981”, insert instead “Industrial and Commercial Training Act 1989”.

Search Warrants Act 1985 No. 37—

Section 10 (Definitions)—

- 15 Section 10, definition of “search warrant”—

Insert, in alphabetical order:

section 90 of the Industrial and Commercial Training Act 1989;

Workers Compensation Act 1987 No. 70—

(1) Section 42 (Current weekly wage rate)—

- 20 Section 42 (8), definition of “award”—

From paragraph (a) of the definition, omit “or under the Apprenticeship Act 1981”.

(2) Section 158 (Insurance for trainees)—

Section 158 (1), definition of “trainee”—

- 25 From paragraph (a) of the definition, omit “Commerce and Industry”, insert instead “Industrial and Commercial”.

SCHEDULE 2—FURTHER AMENDMENTS

(Sec. 4)

Annual Holidays Act 1944 No. 31—

- 30 Section 13 (Recovery of holiday pay)—

(a) Section 13 (1)—

Omit “6 years”, insert instead “18 months”.

Miscellaneous Acts (Industrial and Commercial Training) Amendment 1989

SCHEDULE 2—FURTHER AMENDMENTS—*continued*

(b) Section 13 (1)—

Omit “but not earlier than 18 months before the date of assent to the Annual Holidays (Amendment) Act, 1980”.

Long Service Leave Act 1955 No. 38—

5 Section 12 (**Recovery of long service leave pay**)—

(a) Section 12 (1)—

Omit “6 years”, insert instead “2 years”.

(b) Section 12 (1)—

10 Omit “but not earlier than 2 years before the date of assent to the Long Service Leave (Amendment) Act 1980”.

Long Service Leave (Metalliferous Mining Industry) Act 1963 No. 48—

Section 12 (**Recovery of long service leave pay**)—

(a) Section 12 (1)—

Omit “6 years”, insert instead “2 years”.

15 (b) Section 12 (1)—

Omit “but not earlier than 2 years before the date of assent to the Long Service Leave (Metalliferous Mining Industry) Amendment Act, 1983”.

**MISCELLANEOUS ACTS (INDUSTRIAL AND
COMMERCIAL TRAINING) AMENDMENT ACT 1989**
No. 79

NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
2. Commencement
3. Amendments

SCHEDULE 1—AMENDMENTS



**MISCELLANEOUS ACTS (INDUSTRIAL AND COMMERCIAL
TRAINING) AMENDMENT ACT 1989 No. 79**

NEW SOUTH WALES



Act No. 79, 1989

An Act to amend various Acts as a consequence of the enactment of the Industrial and Commercial Training Act 1989 and the Industrial Arbitration (Industrial and Commercial Training) Amendment Act 1989; and for other purposes. [Assented to 2 June 1989]

Miscellaneous Acts (Industrial and Commercial Training) Amendment 1989

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Miscellaneous Acts (Industrial and Commercial Training) Amendment Act 1989.

Commencement

2. (1) This Act shall commence on such day or days as may be appointed by proclamation.

(2) Different days may be appointed for the commencement of section 3 and Schedule 1 in their application to different Acts or different provisions of the same Act.

Amendments

3. Each Act specified in Schedule 1 is amended as set out in that Schedule.

SCHEDULE 1—AMENDMENTS

(Sec. 3)

Annual Holidays Act 1944 No. 31—

Section 5 (**Special provisions—annual holidays otherwise than under this Act**)—

From section 5 (1A), omit “, or the Apprenticeship Act, 1981”.

Building and Construction Industry Long Service Payments Act 1986 No. 19—

Section 3 (**Definitions**)—

Section 3 (3)—

Omit “Apprenticeship Act 1981”, insert instead “Industrial and Commercial Training Act 1989”.

Electricity Act 1945 (1946 No. 13)—

Section 4 (**Definitions**)—

Section 4 (1), definition of “Apprentice”—

From paragraph (c) of the definition, omit “Apprenticeship Act 1981”, insert instead “Industrial and Commercial Training Act 1989”.

Miscellaneous Acts (Industrial and Commercial Training) Amendment 1989

SCHEDULE 1—AMENDMENTS—*continued*

Search Warrants Act 1985 No. 37—

Section 10 (**Definitions**)—

Section 10, definition of “search warrant”—

Insert, in alphabetical order:

section 90 of the Industrial and Commercial Training Act 1989;

Workers Compensation Act 1987 No. 70—

(1) Section 42 (**Current weekly wage rate**)—

Section 42 (8), definition of “award”—

From paragraph (a) of the definition, omit “or under the Apprenticeship Act 1981”.

(2) Section 158 (**Insurance for trainees**)—

Section 158 (1), definition of “trainee”—

From paragraph (a) of the definition, omit “Commerce and Industry”, insert instead “Industrial and Commercial”.

[*Minister's second reading speech made in—
Legislative Assembly on 3 May 1989
Legislative Council on 10 May 1989*]

