

Commonwealth Employees' Furlough Act 1973

No. 210 of 1973

AN ACT

To amend the *Commonwealth Employees' Furlough Act*
1943-1968.

[Assented to 19 December 1973]

BE IT ENACTED by the Queen, the Senate and the House of
Representatives of Australia, as follows:—

1. (1) This Act may be cited as the *Commonwealth Employees' Furlough Act* 1973. Short title
and citation.

(2) The *Commonwealth Employees' Furlough Act* 1943-1968* is in this
Act referred to as the Principal Act.

(3) The Principal Act, as amended by this Act, may be cited as the
Commonwealth Employees' Furlough Act 1943-1973.

2. This Act shall be deemed to have come into operation on 1 January Commence-
ment.
1973.

* Act No. 19, 1943, as amended by No. 33, 1944; No. 78, 1951; No. 29, 1953; No. 12, 1958; No. 10, 1959; No. 114, 1967; and Nos. 26 and 58, 1968.

Period of
service.

3. Section 6 of the Principal Act is amended—

- (a) by omitting from sub-section (4) the words " Except in the event of his discharge on account of unsatisfactory service, the " and substituting the word " The "; and
- (b) by omitting from paragraph (a) of sub-section (4A) the words " that was not due to misconduct or to causes within his own control ".

Grant of
furlough to
temporary
employees.

4. Section 7 of the Principal Act is amended—

- (a) by omitting from sub-section (1) the words " fifteen years " and substituting the words " ten years "; and
- (b) by omitting from sub-section (2) the words " fifteen years ceases to be a Commonwealth employee (other than by discharge on account of unsatisfactory service) " and substituting the words " ten years ceases to be a Commonwealth employee. ".

Grant of
extended
leave or pay
in lieu to
employees
not entitled
to furlough.

5. Section 8 of the Principal Act is amended—

- (a) by omitting from sub-section (1) the words " fifteen years " and substituting the words " ten years ";
- (b) by omitting from paragraph (a) of sub-section (1) the words "(otherwise than by discharge on account of unsatisfactory service) ";
- (c) by omitting paragraphs (c), (ca) and (d) of sub-section (1) and substituting the following paragraphs:—
 - " (c) where the period of service of the Commonwealth employee is less than eight years—two months; or
 - " (d) where the period of service of the Commonwealth employee is not less than eight years but is less than ten years—three months.";
- (d) by omitting from sub-section (2) the words "(other than by discharge on account of unsatisfactory service) ";
- (e) by omitting from sub-section (3) the words " fifteen years " and substituting the words " ten years ";
- (f) by omitting from sub-section (3) the words " and is not due to misconduct or to causes within his own control ";
- (g) by omitting paragraphs (a), (b) and (c) of sub-section (3) and substituting the following paragraphs:—
 - " (a) where the period of service of the Commonwealth employee is less than eight years—two months; or
 - " (b) where the period of service of the Commonwealth employee is not less than eight years but is less than ten years—three months.";

- (h) by omitting sub-section (4);
 - (i) by omitting from sub-section (5) the words " fifteen years " and substituting the words " ten years "; and
 - (j) by omitting from sub-section (5) the words " and was not due to misconduct or to causes within his own control ".
6. Section 10 of the Principal Act is repealed.

Conduct of
employee to
be taken into
account.