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TASMANIA.



1943.

ANNO SEPTIMO

GEORGII VI. REGIS.

No. 4.

ANALYSIS.

1. Short title.
2. Amendment of 21 Geo. V. No. 38.
New section 4A.
Purchase of Launceston lighting undertaking.

AN ACT to amend the *Local Authorities Lighting Act 1930.* [19 April, 1943.]

A.D.
1943.
—

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1 This Act may be cited as the *Local Authorities Lighting Act 1943.* Short title.

6d.]

Local Authorities Lighting.

A.D. 1943.

Amendment
of 21 Geo. V.
No. 38.New section
4A.Purchase of
Launceston
lighting
undertaking.

2 The Principal Act is hereby amended by inserting after section four thereof the following new section four A—

“**4A**—(1) The Commission shall enter into an agreement with the Launceston City Council on behalf of the Corporation of that City, for the purchase by the Commission of the whole of the undertakings of the said Corporation on such terms and conditions as may be mutually agreed upon between the Commission and the Council.

(2) If within twelve months after the first day of February, one thousand nine hundred and forty-three, the Commission and the Council shall have failed to enter into such agreement as aforesaid, the matter shall be referred to two arbitrators or their umpire, in accordance with the provisions of the *Arbitration Act* 1892, for the purpose of determining the terms and conditions of such purchase; and one of such arbitrators shall be appointed by each of the said parties.

(3) Upon compliance by the Commission with the terms and conditions so agreed upon or determined as aforesaid, the Council, on behalf of the said Corporation, shall transfer, assign, and hand over to the Commission the whole of its undertakings.

(4) Upon the transfer of the said undertakings to the Commission, all technical officers and other employees, not being clerical officers of the said Corporation who are engaged in work associated with such undertaking, and such of the clerical officers engaged in such work as the Council may agree to release, shall be transferred to the service of the Commission.

(5) Every officer who is transferred to the service of the Commission under subsection (4) hereof (hereinafter referred to as a “transferred officer”) shall be engaged by the Commission upon the terms and conditions of any award of the Commonwealth Court of Conciliation and Arbitration, or determination of a wages board constituted under the *Wages Boards Act* 1920, which is applicable to such officer, or, where no such award or determination is applicable, upon the terms and conditions at present applicable to officers engaged in similar work in the service of the Commission, and, subject to subsection (6) hereof, the provisions of all rules and regulations made by the Commission in respect of the terms and conditions of employment of its officers shall apply, in all respects, to such transferred officer.

(6) Every transferred officer shall retain all his existing and accruing rights in respect of leave of absence, furlough, and seniority, and his service with the Corporation shall, for all purposes, be reckoned as service with the Commission; and, except where he is reduced in status in consequence of misconduct or inefficiency, such transferred officer shall be employed at a rate of remuneration not less than the rate of remuneration at which he was employed immediately prior to his transfer.