

LONG SERVICE LEAVE.

No. 69 of 1960.

AN ACT to amend the *Long Service Leave Act*
1956. [19 December 1960.]

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—(1) This Act may be cited as the *Long Service Leave Act* 1960. Short title
and citation.

(2) The *Long Service Leave Act* 1956 is in this Act referred to as the Principal Act.

2 Section two of the Principal Act is amended— Interpre-
tation.

(a) by adding at the end of subsection (1) the following definition:—

“ ‘workers’ compensation’ means compensation payable under—

(a) the *Workers’ Compensation Act* 1927 or a scheme in respect of which a certificate is in force under section twelve of that Act; or

(b) the *Workers’ (Occupational Diseases) Relief Fund Act* 1954 or a scheme substituted for the provisions thereof under section forty-one of that Act.”;

(b) by omitting from paragraph (a) of subsection (2) the words “ date of the accrual to an employee of his entitlement to long service leave under this Act ” and substituting therefor the words “ time when any period of long service leave granted to him under this Act commences ”;

(c) by omitting from paragraph (c) of that subsection the words “ the rate of twenty shillings a week for board and ten shillings a week for lodging ” and substituting therefor the words “ such rate as may be agreed between the employer and employee or determined by the Chief Inspector on the application of either of them ”; and

(d) by adding at the end thereof the following subsections:—

“(3) In determining, for the purposes of paragraph (a) of subsection (2) of this section, an average weekly rate in respect of an employee, there shall be disregarded any payments made to him at the discretion of his employer by way of bonus.

“(4) Where an employee is employed in or about any premises in the business of an employer and the employment of the employee with that employer is terminated, and, not later than the expiration of a period of two months from the date on which that employment was so terminated, the employee becomes employed in or about those premises in the business of some other employer, the business of the employer by whom his employment has been terminated shall, for the purposes of this Act, be deemed to have been transmitted to the employer by whom he so becomes employed if the business in which he so becomes employed is of the same, or substantially the same, kind as the business in which he was employed in the employment that has terminated.”

Employment
before com-
mencement of
Act.

3 Section six of the Principal Act is amended by omitting subsection (3) and subsection (4).

Date of
taking long
service leave.

4 Section ten of the Principal Act is amended—

(a) by inserting after subsection (1) the following subsections:—

“(1A) Nothing in subsection (1) of this section, or in any agreement or direction made under this section, or in a determination made on an appeal against such a direction, requires an employee to take any long service leave, or any part of any long service leave, during any period in respect of which he is paid, or is entitled to be paid, any sum by way of workers’ compensation and in which he is unable to work in his ordinary employment by reason of the injury or disablement in respect of which he is entitled to that workers’ compensation.

“(1B) Where by virtue of subsection (1A) of this section any period of long service leave is not taken at the time agreed, directed or determined under this Act the agreement, direction, or determination shall be of no effect with respect to that period of long service leave, but nothing in this subsection prejudices the making of a further agreement or direction under this section with respect to that period of long service leave.”;

(b) by omitting from subsection (2) the words “subsection (1) of”; and

(c) by omitting subsection (6).

5 Section eleven of the Principal Act is amended by inserting in paragraph (a), after the word "thereof", the words "or has forfeited his right to any long service leave". Settlement of disputes.

AGRICULTURAL SHOW SOCIETIES (GUARANTEES).

No. 70 of 1960.

AN ACT to authorize the Treasurer to guarantee the repayment of moneys borrowed by agricultural show societies and the payment of the interest and other charges payable in respect thereof, and provide for matters incidental thereto. [19 December 1960.]

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 *Agricultural Show Societies (Guarantees) Act 1960.* Short title.

2 In this Act, unless the contrary intention appears— Interpretation.
"agricultural show society" means—

- (a) the Royal Agricultural Society of Tasmania;
- (b) the National Agricultural and Pastoral Society of Tasmania; and
- (c) any other society or body formed for the purpose of conducting exhibitions of livestock as the Governor may, by proclamation, declare to be an agricultural show society for the purposes of this Act;

"approved lender" means—

- (a) any bank; and
- (b) any person or body of persons (whether incorporated or unincorporated) declared by the Governor, by order, to be an approved lender for the purposes of this Act.

3—(1) For the purpose of assisting agricultural show societies in relation to the provision and improvement of showgrounds and showground facilities, the Treasurer, subject Power of Treasurer to guarantee repayment of moneys borrowed by societies.