

LONG SERVICE LEAVE (CASUAL WHARF CLERKS) (No. 2).

No. 56 of 1966.

AN ACT to amend the *Long Service Leave (Casual Wharf Clerks) Act 1966*. [12 December 1966.]

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:—

Short title and citation.

1—(1) This Act may be cited as the *Long Service Leave (Casual Wharf Clerks) Act (No. 2) 1966*.

(2) The *Long Service Leave (Casual Wharf Clerks) Act 1966* is in this Act referred to as the Principal Act.

Meaning of "ordinary pay".

2 Section three of the Principal Act is amended—

- (a) by inserting in subsection (1), after the word "is" (first occurring), the words "subject to subsection (3) of this section,"; and
- (b) by adding at the end thereof the following subsections:—

“(3) Notwithstanding the provisions of subsection (1) of this section, where—

(a) the ordinary pay of an employee when calculated in accordance with those provisions is less than the prescribed sum; and

(b) the Secretary has furnished to the employee and to his employer a certificate stating that the Secretary is satisfied that, during the period of twelve months ending on the day preceding the day on which any long service leave to which the employee is entitled under this Act is granted to him, the employee was unable to work by reason of any incapacity resulting from injury or illness,

the ordinary pay of that employee shall, for the purposes of this Act, be deemed to be a sum equivalent to the prescribed sum.

“(4) The Secretary shall not furnish such a certificate as is mentioned in paragraph (b) of subsection (3) of this section unless the employee has submitted to the Secretary such

certificates or reports signed by a legally-qualified medical practitioner, and has furnished the Secretary with such other evidence (if any) as to the incapacity of the employee, as the Secretary may require.

“(5) In this section—

‘prescribed sum’ means a sum equivalent to twenty-eight times the hourly rate of pay for casual wharf clerks prescribed in the relevant award;

‘relevant award’ means the award made under the *Conciliation and Arbitration Act 1904-1965* of the Commonwealth and known as the Clerks (Shipping) Award 1965 as in force for the time being and includes any award under that Act made in amendment of or in substitution for the first-mentioned award.”.

3 Section ten of the Principal Act is amended by adding at the end thereof the following subsection:—

“(4) The foregoing provisions of this section apply to and in relation to an employee who died at any time on or after the twentieth day of July 1966 and before the date of commencement of this Act as if this Act had commenced on the day preceding that employee’s death.”.

Payment in lieu of long service leave on death of employee.

CROWN LANDS (MISCELLANEOUS PROVISIONS) (No. 2).

No. 57 of 1966.

AN ACT to provide for the sale or grant of certain lands of the Crown and for the vesting of certain other lands in the Crown and the disposal of those lands, and to provide for incidental and consequential matters. [12 December 1966.]

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 *Crown Lands (Miscellaneous Provisions) Act (No. 2) 1966*.

Short title and incorporation.