



**TASMANIAN STATE SERVICE (COURT OF REQUESTS  
(SMALL CLAIMS DIVISION) AMENDMENTS) ACT 1985**

—————  
**No. 14 of 1985**  
 —————

TABLE OF PROVISIONS

1. Short title.
2. Commencement.
3. Amendments consequential upon the enactment of the  
*Tasmanian State Service Act 1984.*

SCHEDULE 1

AMENDMENTS CONSEQUENTIAL UPON THE ENACTMENT  
OF THE TASMANIAN STATE SERVICE ACT 1984

\*\*\*\*\*

**AN ACT to amend the Court of Requests (Small Claims Division)  
Act 1985.**

**[Royal Assent 1 May 1985]**

**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 *Tasmanian State Service (Court* Short title.  
*of Requests (Small Claims Division) Amendments) Act 1985.*

Commence-  
ment.

**2**—This Act shall commence—

- (a) on the day fixed under section 2 (2) of the *Tasmanian State Service Act* 1984, where that day occurs on or after the day fixed under section 2 (2) of the *Court of Requests (Small Claims Division) Act* 1985; or
- (b) on the day fixed under section 2 (2) of the *Court of Requests (Small Claims Division) Act* 1985, where that day occurs after the day fixed under section 2 (2) of the *Tasmanian State Service Act* 1984.

Amendments  
consequential  
upon the  
enactment  
of the  
*Tasmanian  
State Service  
Act* 1984.

**3**—Schedule 1 has effect.

---

## SCHEDULE 1

## Section 3

AMENDMENTS CONSEQUENTIAL UPON THE ENACTMENT  
OF THE TASMANIAN STATE SERVICE ACT 1984

1—Section 3 of the *Court of Requests (Small Courts Division) Act 1985* is amended by omitting the definition of “Public Service”.

2—Schedule 1 to the *Court of Requests (Small Courts Division) Act 1985* is amended as follows:—

- (a) by omitting from clause 5 “*Public Service Act 1973*” and substituting “*Tasmanian State Service Act 1984*”;
- (b) by omitting clause 8 and substituting the following clause:—

8—(1) If an employee, within the meaning of the *Tasmanian State Service Act 1984* is appointed to the office of Special Commissioner, he is entitled to retain all his existing and accruing rights as if his service in that office were a continuation of his service as an employee within the meaning of that Act.

Special  
Commissioner  
entitled to  
retain certain  
rights in  
certain  
circumstances.

(2) Where a person referred to in subclause (1) ceases to hold the office of Special Commissioner and becomes an employee, within the meaning of the *Tasmanian State Service Act 1984*, his service in the office of Special Commissioner shall be regarded as service as an employee within the meaning of that Act for the purpose of determining his rights as such an employee.

