

New Zealand



ANALYSIS

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| <p>Title.</p> <ol style="list-style-type: none"> 1. Short Title. 2. Minister of Employment. 3. Establishment of National Employment Service. 4. Appointment of officers. | <ol style="list-style-type: none"> 5. Functions of Department. 6. Advisory Councils and Advisory Committees. 7. Offences. 8. Regulations. 9. Annual report to be presented to Parliament. |
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1945, No. 9

- Title. AN ACT to establish a National Employment Service for the Purpose of promoting and maintaining Full Employment. [12th November, 1945]
- BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—
- Short Title. **1.** This Act may be cited as the Employment Act, 1945.
- Minister of Employment. **2.** (1) The Governor-General may appoint a member of the Executive Council to hold office during his pleasure as the Minister of Employment (hereinafter referred to as the Minister).
- See Reprint of Statutes, Vol. I, p. 1028 (2) The Third Schedule to the Civil List Act, 1920, is hereby consequentially amended by adding to the list of Ministerial offices specified in Part I thereof a reference to the Minister of Employment.
- Establishment of National Employment Service. **3.** There is hereby established a Department of State to be known as the National Employment Service (hereinafter referred to as the Department),

which, under the control of the Minister, shall be charged with the administration of this Act and with such other functions as may be lawfully conferred upon it.

4. There shall from time to time be appointed a Director of Employment (who shall be the administrative head of the Department) and such other officers as may be deemed necessary.

Appointment
of officers.

5. (1) The principal function of the Department shall be to promote and maintain full employment at all times.

Functions of
Department.

(2) The Department shall—

- (a) Provide a complete employment service for the purpose of placing workers in employment, assisting employers to secure labour, assisting employers to provide employment, assisting persons in all sections of the community to find better or more suitable employment (whether in professional, technical, supervisory, or any other capacities), and assisting persons who require occupational readjustment or training or other assistance to enable them to continue or resume full-time employment:
 - (b) Make surveys and forecasts of the classes of employment from time to time required or available or likely to be required or available, whether in industry or otherwise, and do all things deemed necessary or expedient for the purpose of placing suitable and qualified persons in such employment on a voluntary basis:
 - (c) Generally do all things deemed necessary or expedient for the purpose of promoting and maintaining full employment, whether by facilitating the better location or availability of employment in relation to the labour available or otherwise howsoever.
- (3) The Department may—
- (a) Establish, maintain, and operate hostels and other residential or boarding establishments for workers:

- (b) Provide a home-aid service, by making the services of workers employed in the Department available for domestic and other work in cases of emergency and in other special circumstances:
- (c) Make such charges as may be fixed by the Minister for any accommodation or services provided for any person by the Department:
- (d) Exercise such other powers as are reasonably necessary for the effective performance of the Department's functions.

Advisory
Councils and
Advisory
Committees.

6. (1) For the purpose of assisting in the administration of this Act the Minister may from time to time appoint such number of Advisory Councils and Advisory Committees as he thinks fit.

(2) The members of any Advisory Council or Advisory Committee shall hold office during the pleasure of the Minister.

(3) Every Advisory Council or Advisory Committee appointed under this section shall have such functions in relation to this Act as the Minister may from time to time determine.

(4) There may from time to time be paid out of moneys appropriated by Parliament for the purpose to the members of any Advisory Council or Advisory Committee appointed under this section (not being officers of the Public Service) such fees, allowances, and travelling-expenses as may be fixed from time to time by the Minister of Finance, either generally or in respect of any particular person or class of persons.

Offences.

7. (1) Every person commits an offence against this Act who, for the purpose of obtaining any payment or benefit under this Act for himself or for any other person, makes any false statement to or otherwise misleads or attempts to mislead the Minister or any officer of the Department or any other person whomsoever.

(2) Every person who commits an offence against this Act shall be liable on summary conviction to a fine not exceeding one hundred pounds or to imprisonment for a term not exceeding twelve months.

8. (1) The Governor-General may from time to time, by Order in Council, make all such regulations as in his opinion are necessary for the purpose of giving full effect to this Act. Regulations.

(2) Without limiting the general power conferred by the last preceding subsection, it is hereby declared that regulations may be made under this section for all or any of the following purposes:—

(a) Obtaining any information or particulars that may be required for the purposes of this Act, whether in relation to labour requirements or retrenchments, movements of labour, subsidies, or otherwise:

(b) Prescribing punishments for offences against the regulations.

(3) No regulation made under this section shall be deemed to be invalid on the ground that it delegates to or confers on the Governor-General or the Minister or any other person or body any discretionary authority.

(4) All regulations made under this section shall be laid before Parliament within fourteen days after the making thereof if Parliament is then in session, and, if not, shall be laid before Parliament within fourteen days after the commencement of the next ensuing session.

9. (1) The Minister shall as soon as practicable after the end of each financial year cause to be prepared a report on the operations of the Department for that year. Annual report to be presented to Parliament.

(2) Every such report, together with the statements of account to be prepared by the Department in accordance with section fifty-seven of the Finance Act, 1932, shall be laid before Parliament within fourteen days after it has been received by the Minister if Parliament is then in session, and, if not, shall be laid before Parliament within fourteen days after the commencement of the next ensuing session. 1932, No. 11
