



ANALYSIS

Title
1. Short Title

- 2. Provision for winding up of Government Railways Employees' Sick Benefit Society
- 3. Railway welfare societies

1957, No. 52

An Act to amend the Government Railways Act 1949

[24 October 1957]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1. Short Title—This Act may be cited as the Government Railways Amendment Act 1957, and shall be read together with and deemed part of the Government Railways Act 1949 (hereinafter referred to as the principal Act).

2. Provision for winding up of Government Railways Employees' Sick Benefit Society—The principal Act is hereby amended by inserting, after section forty-four, the following section:

“44A. (1) The Minister may—

“(a) At any time, by notice in the *Gazette*, fix a date for the cessation of contributions to the Government Railways Employees' Sick Benefit Society established under section forty-four of this Act; and no such contributions shall be payable in respect of any period after that date:

“(b) By the same or a subsequent notice in the *Gazette*, fix a date for the cessation of the liability of the Government Railways Employees’ Sick Benefit Society for payment of sick pay to its members in respect of any period of sickness of any member which commences on or after that date; and that liability shall cease on that date:

“Provided that nothing in this paragraph shall affect the liability of that Society for payment of sick pay to its members in respect of any period of sickness of any member which commenced before that date:

“(c) By the same or a subsequent notice in the *Gazette*, dissolve the Government Railways Employees’ Sick Benefit Society as from the date of the notice or any subsequent date.

“(2) The surplus funds of the Government Railways Employees’ Sick Benefit Society shall, upon the dissolution of the Society, be distributed or disposed of as the Minister may direct and subject to such conditions as he may impose.”

3. Railway welfare societies—(1) The principal Act is hereby amended by inserting, after section forty-four A, the following section:

“44B. (1) The Governor-General may from time to time, by Order in Council,—

“(a) Constitute as a body corporate, or provide for the constitution as a body corporate of, any welfare society of employees for the purpose of providing relief or assistance or benefits to members of the society:

“(b) Provide for the winding up of any such welfare society:

“(c) Make regulations which confer on, or provide for conferring on, any such welfare society such functions and powers and which contain such other provisions, not inconsistent with this Act, as may in his opinion be necessary or expedient for giving effect to the provisions of this section and for the due administration thereof.

“(2) The Minister may, at the request of the controlling body of any such welfare society, make arrangements for the collection of contributions due by its members to any welfare fund established by the society. The contributions may be paid

into the Working Railways Account, and shall be held therein by the Minister as agent for the society.

“(3) Subject to the prior approval of the Minister and to such conditions as he may think fit to impose, being conditions that are approved by the Minister of Finance, there may from time to time be advanced out of the Working Railways Account on loan to any such welfare society such amounts as do not exceed in the aggregate half the income of the society as estimated by the General Manager of Railways for the year in which the amounts are advanced.

“(4) Any payments due by any such welfare society in accordance with its rules may be paid out of money in the Working Railways Account appropriated by Parliament for the purpose, being money (including advances) that is held in that Account for the society.

“(5) Any money held in the Working Railways Account on behalf of any such welfare society may, at the request of the controlling body or of the trustees of the funds of the society, be invested by the Minister in the Post Office Savings Bank or in the Common Fund of the Public Trust Office or in any securities in which trust funds may for the time being be invested.

“(6) No rules, or amendments thereto, made by any such welfare society in relation to its welfare fund shall have effect until they are approved by the Minister.

“(7) The Minister shall fix a date (hereafter in this section referred to as ‘the appointed date’) on which the collection of contributions from members of any such welfare society shall commence. After the appointed date no person shall be permanently appointed to a position in the Department or indentured as an apprentice except on the condition that he shall become a contributor to and be entitled to the benefits of the welfare fund subject to the rules of such a society.

“(8) For the purposes of this section full time employees of service organisations shall be deemed to be employees of the Department.”

(2) Section ninety of the principal Act is hereby amended by adding to subsection four the words “or to such welfare society constituted under section forty-four B of this Act as the Minister directs”.
