



ANALYSIS

Title	3. Pilots and other persons to comply with directions of General Manager of Harbour Board
Preamble	
1. Short Title and repeal 2. Interpretation	

1974, No. 30

An Act to make emergency provision with respect to the performance of normal pilotage duties in New Zealand ports
[12 July 1974]

WHEREAS in an industrial dispute between the New Zealand Merchant Service Guild Industrial Union of Workers and the New Zealand Harbour Boards Industrial Union of Employers pilot members of the Guild propose to take action the effect of which will be to prevent or impede the sailing or arrival of ships: And whereas under the Industrial Relations Act 1973 there are proper procedures for the settlement of the dispute: And whereas it is essential in the public interest that those members of the Guild should be required to carry out their normal pilotage duties:

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

1. Short Title and repeal—(1) This Act may be cited as the Harbour Pilotage Emergency Act 1974.

(2) This Act shall be deemed to be repealed on a date to be fixed by the Minister of Labour, by notice in the *Gazette*.

2. Interpretation—(1) Expressions used in this Act have the same meanings as in the Harbours Act 1950.

(2) The provisions of this Act shall have effect notwithstanding anything in any other Act or in any bylaw.

3. Pilots and other persons to comply with directions of General Manager of Harbour Board—(1) The General Manager or other principal administrative officer of any Harbour Board may—

- (a) Direct all pilots who are appointed or licensed for any pilotage district within the jurisdiction of the Board, or any specified such pilot or pilots, to carry out within that district their normal pilotage duties:
- (b) Direct any other person in the employ of the Board who, in the opinion of the General Manager or other principal administrative officer, possesses the qualifications to act as a pilot in any pilotage district within the jurisdiction of the Board, to carry out in that district the normal duties of a pilot appointed or licensed for that district, notwithstanding that he is not appointed or licensed for that district, and the provisions of Part V of the Harbours Act 1950, as far as they are applicable and with the necessary modifications, shall apply with respect to that person as if he were so appointed or licensed:
- (c) Direct any other person or class of persons in the employ of the Board, and any other person or class of persons employed in the port in connection with the arrival, berthing, and departure of ships, to carry out his or their normal duties in connection with the arrival, berthing, and departure of ships in any port under the jurisdiction of the Board.

(2) Every person to whom any direction is given pursuant to subsection (1) of this section commits an offence if he fails forthwith to carry out that direction, and is liable on summary conviction to a fine not exceeding \$200.

(3) Without limiting any other method of notification, any person shall be deemed to have been notified of a direction under this section if the direction is given to him personally or is sent to him, whether by telegram or otherwise, addressed to him at his last-known place of residence.