



ANALYSIS

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| <p>Title.</p> <p>1. Short Title.</p> <p>2. Former employees of Cable and Wireless, Ltd., deemed officers of Department for certain purposes.</p> | <p>3. Moneys payable out of Post Office Account into Consolidated Fund.</p> <p>4. Regulations as to qualifications of officers.</p> <p>5. Sick Benefit Fund of Post and Telegraph Department.</p> |
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1953, No. 48

AN ACT to amend the Post and Telegraph Act 1928. Title.
 [12 November 1953]

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

1. This Act may be cited as the Post and Telegraph Amendment Act 1953, and shall be read together with and deemed part of the Post and Telegraph Act 1928 (hereinafter referred to as the principal Act). Short Title.

2. (1) Notwithstanding the provisions of the principal Act, any person formerly employed by Cable and Wireless, Limited, and appointed to the Post and Telegraph Department pursuant to an agreement dated the twentieth day of March, nineteen hundred and fifty, made between representatives of the employees of that company and the Department shall, for the purpose of section four of the Post and Telegraph Amendment Act 1936 and of section two hundred and thirty-seven of the principal Act (as Former employees of Cable and Wireless, Ltd., deemed officers of Department for certain purposes. 1936, No. 41

1950, No. 91

substituted by section twenty-eight of the Statutes Amendment Act 1950), be deemed to be an officer employed permanently in the Department.

(2) This section shall be deemed to have come into force on the first day of April, nineteen hundred and fifty.

Moneys
payable out
of Post Office
Account into
Consolidated
Fund.

3. (1) The principal Act is hereby amended by repealing section ninety-five, and substituting the following section:

“95. (1) There shall, from time to time, without further appropriation than this Act, be paid out of the Post Office Account into the Consolidated Fund the following moneys:

“(a) Interest computed as from the first day of April, nineteen hundred and twenty-eight, on the total amount of the capital liability of the Post and Telegraph Department as determined in accordance with the provisions of section four of the Post and Telegraph Amendment Act 1927, less the amount of any such liability determined to be in respect of revenue applied for purposes of capital expenditure:

“(b) Interest on any moneys that may after the first day of April, nineteen hundred and twenty-eight, be or have been applied for the purposes of the Department out of the Public Works Account or the National Development Loans Account, or on any moneys that may after that date be or have been advanced by way of loan from the Consolidated Fund:

“(c) Any profits accrued at the end of any financial year in respect of the operations of the Post Office Savings Bank:

“(d) Any profits accrued at the end of any financial year in respect of the operations of the Department other than the Post Office Savings Bank:

“(2) For the purpose of computing the amount available for payment into the Consolidated Fund under paragraph (c) or paragraph (d) of subsection one of this section, the profit for any year, including the balance of any profit carried forward from a previous year and

not paid into the Consolidated Fund under this section, shall be deemed to be reduced by the amount of any losses carried forward from a previous year and not deducted under this subsection from the profit for any previous year."

(2) Subsection one of section four of the Post and Telegraph Amendment Act 1947 and section fourteen of the Finance Act 1950 are hereby repealed. 1947, No. 32
1950, No. 93

4. Section two hundred and thirty of the principal Act is hereby amended by repealing paragraph (j), and substituting the following paragraph: Regulations as to qualifications of officers.

"(j) Providing for the examination of candidates for employment or promotion in the Department, prescribing the fees payable in respect of any such examinations, and prescribing qualifications (whether or not acquired as the result of examinations conducted under the regulations) required to be held by any person before his appointment, promotion, or advancement in the Department."

5. (1) The principal Act is hereby amended by inserting, after section two hundred and forty-three, the following section: Sick Benefit Fund of Post and Telegraph Department.

"243A. (1) The leave to which each employee of the Department to which this section applies would otherwise be entitled in any year shall be reduced by one full working day.

"(2) The Postmaster-General is hereby empowered, from time to time, without further appropriation than this section, to pay out of the Post Office Account into a sick benefit fund an amount equal to the total amount of the wages or salary of each such employee for every day by which his leave is reduced pursuant to subsection one of this section.

"(3) The moneys of the fund shall be invested by deposit in the Post Office Savings Bank or in such other manner as may from time to time be approved by the Postmaster-General, whether in securities authorized by the Trustee Act 1908 for the investment of trust moneys, or not.

"(4) This section applies to—

"(a) All persons permanently employed in the Department, whether on probation or otherwise:

See Reprint of Statutes, Vol. VIII, p. 873

“(b) All persons employed temporarily in the Department who, in accordance with regulations under this section, become contributors to the fund.

“(5) The Governor-General may from time to time, by Order in Council, make regulations—

“(a) Prescribing the persons by whom the fund established under this section shall be administered:

“(b) Prescribing the manner in which the moneys of the fund shall be expended for the benefit of contributors to the fund and their dependants:

“(c) Prescribing the method by which and the terms and conditions subject to which persons employed temporarily in the Department may become contributors to the fund:

“(d) Prescribing any other matters which he deems necessary for the efficient administration of this section.

“(6) Without limiting the power to make regulations under subsection five of this section, it is hereby declared that regulations may be made under that subsection for the leasing, either with or without payment of rent or at a nominal rent, of any real or personal property purchased out of moneys of the fund to any incorporated body the members of which are employees of the Department.”

1935, No. 41
1949, No. 39

(2) Section twenty-six of the Finance Act (No. 2) 1935 and section twenty-six of the Finance Act 1949 are hereby repealed.

(3) This section shall come into force on the first day of January, nineteen hundred and fifty-four.