



<p>Title.</p> <p>1. Short Title.</p> <p>2. Interpretation.</p> <p>3. Christmas and New Year holi- days.</p>	<p>ANALYSIS</p>	<p>4. Anniversary days.</p> <p>5. Labour Day.</p> <p>6. Repeals and savings. Schedule.</p>
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1955, No. 100

AN ACT to consolidate and amend the law relating to the observance of certain days as public holidays. Title.

[27 October 1955]

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 Public Holidays Act 1955. Short Title.

2. In this Act, unless the context otherwise requires,— Interpretation.
“Act” includes any regulation, rule, or order made under any Act: 1948, No. 46, s. 2

“Award or industrial agreement” includes any instrument or contract relating to the terms of employment of any worker.

3. (1) Where Christmas Day and New Year’s Day fall on Fridays the following rules shall apply with respect to the construction of the provisions of any Act, award, or industrial agreement: Christmas and New Year holidays. 1910, No. 71, s. 2 (d)

(a) Where provision is made for the granting of a holiday, or the observance of certain hours of labour, or the payment of certain rates of wages 1921, No. 31, s. 2
1948, No. 46, s. 3

on Saturdays, those provisions shall apply without modification on the Saturdays being Boxing Day and the second day of January:

- (b) Where provision is made for the granting of a holiday, or the observance of certain hours of labour, or the payment of certain rates of wages on Boxing Day or the second day of January (however those days are described), those provisions shall apply on the next succeeding Monday as if it were Boxing Day or the second day of January, as the case may be.

(2) Where Christmas Day and New Year's Day fall on Saturdays the following rules shall apply with respect to the construction of the provisions of any Act, award, or industrial agreement:

- (a) Where provision is made for the granting of a holiday, or the observance of certain hours of labour, or the payment of certain rates of wages on Saturdays, those provisions shall apply without modification on the Saturdays being Christmas Day and New Year's Day:
- (b) Where provision is made for the granting of a holiday, or the observance of certain hours of labour, or the payment of certain rates of wages on Sundays, those provisions shall apply without modification on the Sundays being Boxing Day and the second day of January:
- (c) Where provision is made for the granting of a holiday, or the observance of certain hours of labour, or the payment of certain rates of wages on Christmas Day or New Year's Day, those provisions shall apply on the next succeeding Monday as if it were Christmas Day or New Year's Day, as the case may be:
- (d) Where provision is made for the granting of a holiday, or the observance of certain hours of labour, or the payment of certain rates of wages on Boxing Day or the second day of January (however those days are described), those provisions shall apply on the next succeeding Tuesday as if it were Boxing Day or the second day of January, as the case may be.

(3) Where Christmas Day and New Year's Day fall on Sundays the following rules shall apply with respect to the construction of the provisions of any Act, award, or industrial agreement:

(a) Where provision is made for the granting of a holiday, or the observance of certain hours of labour, or the payment of certain rates of wages on Sunday, those provisions shall apply without modification on the Sundays being Christmas Day and New Year's day:

(b) Where provision is made for the granting of a holiday, or the observance of certain hours of labour, or the payment of certain rates of wages on Christmas Day or New Year's Day, those provisions shall apply on the next succeeding Monday as if it were Christmas Day or New Year's Day, as the case may be:

(c) Where provision is made for the granting of a holiday, or the observance of certain hours of labour, or the payment of certain rates of wages on Boxing Day or the second day of January (however those days are described), those provisions shall apply on the next succeeding Tuesday as if it were Boxing Day or the second day of January, as the case may be.

4. Where in any Act, award, or industrial agreement provision is made for the granting of a holiday, or the observance of certain hours of labour, or the payment of certain rates of wages on the day of the anniversary of any province,—

Anniversary days.
1948, No. 46,
s. 4

(a) If that day falls on a Friday or a Saturday or a Sunday, those provisions shall apply on the next succeeding Monday as if it were that anniversary day:

(b) If that day falls on a Tuesday or a Wednesday or a Thursday those provisions shall apply on the immediately preceding Monday as if it were that anniversary day.

5. Where in any Act or in any award or industrial agreement reference is made to Labour Day, that reference shall be deemed to be to the fourth Monday in October.

Labour Day.

6. (1) The enactments specified in the Schedule to this Act are hereby repealed.

Repeals and savings.

See Reprint
of Statutes,
Vol. VIII,
p. 568

(2) Without limiting the provisions of the Acts Interpretation Act 1924, it is hereby declared that the repeal of any provision by this Act shall not affect any document made or any thing whatsoever done under the provision so repealed or under any corresponding former provision, and every such document or thing, so far as it is subsisting or in force at the time of the repeal and could have been made or done under this Act, shall continue and have effect as if it had been made or done under the corresponding provision of this Act and as if that provision had been in force when the document was made or the thing was done.

Schedule.
Section 6 (1)

SCHEDULE

ENACTMENTS REPEALED

1910, No. 71—

The Public Holidays Act 1910. (Reprint of Statutes, Vol. III, p. 721.)

1921, No. 31—

The Public Holidays Amendment Act 1921. (Reprint of Statutes, Vol. III, p. 722.)

1946, No. 40—

The Statutes Amendment Act 1946: Section 8 (2).

1948, No. 46—

The Public Holidays Amendment Act 1948.

1949, No. 15—

The Anzac Day Act 1949: Paragraphs (c) and (d) of section 4.

1954, No. 71—

The Labour Department Act 1954: So much of the Third Schedule as relates to the Public Holidays Act 1910.