



ANALYSIS

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1967, No. 109

An Act to amend the Post Office Act 1959

[23 November 1967]

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 Post Office Amendment Act 1967, and shall be read together with and deemed part of the Post Office Act 1959 (hereinafter referred to as the principal Act).

2. Interpretation—The principal Act is amended by repealing section 210, and substituting the following section:

“210. In this Part of this Act, unless the context otherwise requires,—

“ ‘Apprentice’ means any person of either sex who has entered into an indenture of apprenticeship under section 222A of this Act:

“ ‘Apprenticeship Committee’ means a Post Office Apprenticeship Committee established under section 222B of this Act:

“ ‘Master’ means the officer to whom an apprentice is bound by an indenture of apprenticeship for the purposes of being instructed in an art or trade used or exercised in the Post Office; and includes his successors in office:

“‘Permanent officer’ means a person employed permanently in the service of the Crown in the Post Office; but does not include any officer serving a period of probationary employment:

“‘Prescribed’ means prescribed by regulations under this Part of this Act.”

3. New section inserted relating to apprentices—(1) The principal Act is hereby further amended by inserting, after section 222, the following sections:

“222A. Employment of apprentices and indentures of apprenticeship—(1) The Director-General may from time to time engage persons as apprentices to learn any of the arts and trades used in the Post Office.

“(2) Every person engaged as an apprentice under this section shall execute an indenture of apprenticeship in a prescribed form whereby he is bound to an officer authorised by the Director-General to act as a master for the purposes of this Part of this Act for such period as may be prescribed for the purpose of learning the art or trade specified in the indenture.

“(3) If the apprentice is under twenty-one years of age, his parent or guardian or some other suitable person approved by the Director-General shall join the master and the apprentice as a party to the indenture.

“(4) On the execution of the indenture of apprenticeship in accordance with subsection (2) of this section, the appointment of the apprentice shall be deemed to be confirmed, and he shall be deemed to be a permanent officer within the meaning of section 210 of this Act; and, subject to the provisions of this section and of any regulations made under section 223 of this Act, all the provisions of this Act (except subsection (1) of section 216) and of any regulations made under this Act relating to permanent officers shall, with the necessary modifications and so far as they are applicable, apply to the apprentice accordingly.

“(5) The Director-General may from time to time transfer any apprentice—

“(a) To meet the requirements of the Post Office; or

“(b) To complete or further his training, in which case the transfer may be to a departmental or non-departmental workshop or work place; or

“(c) To continue his training in the event of the destruction of a workshop or work place or its removal to another place:

“Provided that, if the apprentice is under the age of twenty-one years, the consent of the parent or guardian or other person who joined the apprentice as a party to the indenture of apprenticeship shall be obtained before any such transfer takes place.

“(6) The Director-General and any apprentice may at any time agree to vary or discharge the apprentice’s indenture, but, if the apprentice is under the age of twenty-one years, the consent in writing of the parent, guardian, or other person who joined in the execution of the indenture shall be obtained before any such variation or discharge.

“(7) If the parent, guardian, or other person who was a party to an indenture of apprenticeship dies before the apprentice reaches the age of twenty-one years, any consent required to be given by that parent, guardian, or other person may, for the purposes of this section, be given by his legal personal representatives.

“(8) Nothing in the Apprentices Act 1948 shall apply to any apprentice while he is employed by the Post Office or to any indenture of apprenticeship entered into and in force under this section; but, subject to the provisions of this Act and of any regulations made under this Act, the provisions of the common law relating to the employment of apprentices shall apply to apprentices employed under this Act.

“222B. **Establishment of Post Office Apprenticeship Committees**—(1) There shall from time to time be established one or more committees to be known as Post Office Apprenticeship Committees.

“(2) Every apprenticeship committee shall comprise three members of whom—

“(a) Two shall be officers appointed by the Director-General, of whom one shall be appointed as chairman; and

“(b) One shall be nominated by the Post Office Association (Incorporated).

“(3) The general functions of any such apprenticeship committee shall be to encourage the proper training of apprentices for the purposes of the Post Office, and to perform such other functions and such duties as may from time to time be prescribed.

“(4) An apprentice shall have the right to place before any such apprenticeship committee for its determination any matter which he considers affects his indenture of apprenticeship.

“(5) Any such apprenticeship committee may hold meetings at such times and places as it considers desirable and, subject to any regulations made under this Act, may regulate the procedure at those meetings in such manner as it thinks fit.”

(2) Section 223 of the principal Act (as amended by section 3 (2) of the Post Office Amendment Act 1963 and section 7 of the Post Office Amendment Act 1965) is hereby further amended by adding to subsection (2) the following paragraph:

“(o) Prescribing the arts and trades which may be taught in the Post Office and the period of apprenticeship in respect of any such art or trade, the terms and conditions of employment of apprentices, forms of indenture, and certificates of completion of apprenticeship.”

(3) Every indenture of apprenticeship entered into under the Master and Apprentice Act 1908 by an apprentice employed in the Post Office and in force at the passing of this Act shall continue in force as if it were an indenture of apprenticeship entered into and in force under section 222A of the principal Act.

This Act is administered in the Post Office.
