



REPEALED: See Act, 1961 No.

ANALYSIS

Title	2. Appointment where salary of position increased
1. Short Title	

1960, No. 85

**An Act to amend the Public Service Act 1912**

[25 October 1960]

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 Public Service Amendment Act 1960, and shall be read together with and deemed part of the Public Service Act 1912.\*

**2. Appointment where salary of position increased**—The Public Service Amendment Act 1927 is hereby amended by inserting, after section 10, the following section:

“10A. Notwithstanding anything to the contrary in the Government Service Tribunal Act 1948, when the maximum salary of any employee would but for this section be increased by any order of the Government Service Tribunal or by any determination of the Commission under that Act, the Commission, if in its opinion such action is necessary or expedient for the purposes of the principal Act (including this Act), may, within twenty-one days after the publication of the order or determination or, as the case may be, after notice of the order is received by the Commission, either—

“(a) Declare the employee to have been promoted on the date on which the order or determination takes effect, in which case the declaration shall be deemed to be an appointment made by the Commission without notification of the vacancy; or

“(b) Declare vacant on the date on which the order or determination takes effect the position occupied by the employee, in which case the Commission shall fill the vacant position in any manner authorised by the principal Act (including this Act):

“Provided that where the employee is appointed to the position following such a declaration, he shall be deemed to have been appointed on the date on which the order or determination took effect.”

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