



ANALYSIS

Title
1. Short Title

2. Power to appoint alternate service members to Government Service Tribunal, Government Railways Industrial Tribunal, and Hospital Service Tribunal
3. Term of office of appointed members, vacancies, and decisions

1980, No. 142

An Act to amend the State Services Conditions of Employment Act 1977
[13 January 1981]

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 State Services Conditions of Employment Amendment Act 1980, and shall be read together with and deemed part of the State Services Conditions of Employment Act 1977 (hereinafter referred to as the principal Act).

2. Power to appoint alternate service members to Government Service Tribunal, Government Railways Industrial Tribunal, and Hospital Service Tribunal—(1) Section 49 (2) (c) of the principal Act is hereby amended by omitting the word “person”, and substituting the words “service member and an alternate service member”.

(2) Section 49 of the principal Act is hereby further amended by inserting, after subsection (3), the following subsection:

“(3A) The service member and the alternate service member shall not be entitled to sit as members of the Tribunal at the same time. The service member shall sit as a member of

the Tribunal, and the alternate service member shall sit in place of the service member only when the service member is unable to sit by reason of illness, absence or other cause (whatever its nature).”

(3) Section 50 (2) (c) of the principal Act is hereby amended by omitting the words “person (not being”, and substituting the words “service member and an alternate service member (not being, in the case of either member,”.

(4) Section 50 of the principal Act is hereby further amended by inserting, after subsection (3), the following subsection:

“(3A) The service member and the alternate service member shall not be entitled to sit as members of the Tribunal at the same time. The service member shall sit as a member of the Tribunal, and the alternate service member shall sit in place of the service member only when the service member is unable to sit by reason of illness, absence or other cause (whatever its nature).”

(5) Section 51 (2) (c) of the principal Act is hereby amended by omitting the word “person”, and substituting the words “service member and an alternate service member”.

(6) Section 51 of the principal Act is hereby further amended by inserting, after subsection (3), the following subsection:

“(3A) The service member and the alternate service member shall not be entitled to sit as members of the Tribunal at the same time. The service member shall sit as a member of the Tribunal, and the alternate service member shall sit in place of the service member only when the service member is unable to sit by reason of illness, absence or other cause (whatever its nature).”

3. Term of office of appointed members, vacancies, and decisions—Section 52 of the principal Act is hereby amended by adding the following subsection:

“(8) The fact that any official member (in the absence of the other official member), or any alternate service member (in the place of the service member), of a Single Service Tribunal attends and acts as a member of the Tribunal at any meeting of the Tribunal shall be conclusive evidence of his authority to do so.”

This Act is administered in the State Services Commission.