

CIVIL SERVICE AMENDMENT BILL.

MEMORANDUM.

By section 4 of the Civil Service Act, 1908, re-enacting section 4 of the Civil Service Reform Act, 1886, it is provided that, with certain exceptions, no person is to be permanently appointed to the Civil Service except as a cadet after competitive examination. The exceptions admitted to this rule have long proved to be too narrow in their scope, having regard to the great extension in recent years of the sphere of executive government. Consequently there are many offices in the public service which, as the law stands, require to be filled by merely temporary appointments—the persons competent to fill these offices being excluded from permanent appointment by the above-mentioned section. By section 16 of the Public Service Classification and Superannuation Act, 1908, however, it is provided that no temporary appointment is to continue for more than six months. It has become necessary therefore to increase the extent and number of the exceptions to the general rule governing permanent admission to the public service. This is the sole purpose of the present Bill.

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Right Hon. Sir J. G. Ward.

CIVIL SERVICE AMENDMENT.

ANALYSIS.

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| Title. | |
| 1. Short Title. | 5. Governor may exempt certain offices from section 4 of principal Act. |
| 2. Restriction of section 4 of principal Act. | 6. Person appointed under section 2 not transferable. |
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A BILL INTITULED

AN ACT to amend the Civil Service Act, 1908.

Title.

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 Civil Service Amendment Act, 1908, and shall be read together with and deemed part of the Civil Service Act, 1908 (hereinafter referred to as the principal Act). **Short Title.**
2. Nothing in section four of the principal Act shall apply to— **Restriction of section 4 of principal Act. See 1886, No. 33, sec. 4**
- (a.) The appointment of any person possessing expert knowledge, within the meaning of this Act, to any office in which such knowledge is required; or
- (b.) The appointment of any person as an artisan, workman, or manual labourer, whether skilled or unskilled; or
- (c.) The appointment of any person to an office which has been exempted from the operation of the said section by an Order in Council made in accordance with the provisions hereinafter contained.
3. The term "expert knowledge" as used in this Act means expert knowledge of any profession, trade, business, industry, or calling, or of any science or art, but does not include a knowledge of the profession or business of a clerk. **"Expert knowledge" defined.**
4. When any person is appointed under the authority of section two of this Act as a person possessing expert knowledge, the Minister having charge of the Department in which the appointment is made shall lay before Parliament, within ten days after the appointment if Parliament is then sitting, and if not, then within ten days after the commencement of the next ensuing session, a notice of **Notice of appointments of experts to be submitted to Parliament.**

the appointment, stating the name of the person so appointed, the office to which he has been appointed, and his qualification for the office.

Governor may
exempt certain
offices from section
4 of principal Act.
See 1886, No. 33, sec.
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5. (1.) If the Governor is of opinion that any office is of such a nature that it ought in the public interest to be exempted from the operation of section four of the principal Act, he may by Order in Council gazetted exempt that office therefrom accordingly. 5

(2.) Every such Order in Council shall be laid before Parliament within ten days after the making thereof if Parliament is then sitting, and if not, then within ten days after the commencement of the next ensuing session. 10

(3.) If within two months after any such Order in Council has been laid before Parliament a resolution disapproving of the same is passed by either House of Parliament, the Order in Council shall thereupon cease to be in force, and any appointment theretofore made under the authority thereof shall become and be deemed to have been from the making thereof a temporary appointment only. 15

(4.) Any Order in Council made under this section may be at any time revoked, but the revocation thereof shall not affect any appointment theretofore made under the authority thereof. 20

Person appointed
under section 2 not
transferable.

6. No person appointed under the authority of section two of this Act shall be qualified by reason of that appointment to be subsequently appointed to any other office.

Repeal.

See 1886, No. 33,
secs. 4 and 7

7. Section four of the principal Act is hereby amended by repealing subsection four and paragraph (a) of subsection three. 25