

Hon. Mr. Reeves.

SHEARERS' ACCOMMODATION.

ANALYSIS.

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| <p>Title.</p> <p>1. Short Title.</p> <p>2. Interpretation.</p> <p>3. Appointment of Inspectors.</p> <p>4. Inspection of shearing-sheds, &amp;c.</p> <p>5. Penalty for obstructing an Inspector.</p> | <p>6. Proper accommodation to be provided.</p> <p>7. Resident Magistrate may make order.</p> <p>8. Information for penalty, &amp;c., to be laid in nearest Resident Magistrate's Court.</p> <p>9. No appeal from Resident Magistrate.</p> <p>10. Act not to apply in certain cases.</p> |
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A BILL INTITULED

AN ACT to provide for the Proper Accommodation of Shearers. Title.  
 BE IT ENACTED by the General Assembly of New Zealand in  
 Parliament assembled, and by the authority of the same, as fol-  
 5 lows :—

1. The Short Title of this Act is "The Shearers' Accommodation Short Title.  
 Act, 1893."

2. In this Act, if not inconsistent with the context,— Interpretation.

10 "Employer" means and includes any master, manager, fore-  
 man, overseer, or other person having the control of any  
 "shearing-shed," or engaged in the hiring or superin-  
 tendence of any "shearer" as hereinafter respectively  
 defined :

15 "Inspector" means an Inspector appointed under "The Fac-  
 tories Act, 1891," and its amendments (hereinafter collec-  
 tively referred to as "the Factories Act"), or under this  
 Act :

20 "Shearer" includes all employes in or about shearing-sheds :  
 "Shearing-shed" means and includes any building used for  
 the purpose of shearing sheep, sorting, baling, or pressing  
 wool, or any operation connected with shearing, and all  
 buildings and premises connected therewith, or adjacent  
 thereto, wherein shearers sleep or take their meals.

25 3. The Governor may appoint Inspectors under this Act, and Appointment of  
Inspectors.  
 define the districts over which they shall respectively exercise  
 supervision, or may assign the duty of such supervision, within  
 such area of the colony as he shall direct, to any Inspector appointed  
 under the Factories Act.

30 4. It shall be the duty of every Inspector to visit and inspect at Inspection of  
shearing-sheds, &c.  
 least once a year all shearing-sheds within the district assigned to

him, and, not later than the thirty-first day of March in every year, he shall make a full and detailed report of such inspection to the Minister for Labour.

Penalty for obstructing an Inspector.

5. For the purpose of carrying out the provisions of this Act, every Inspector shall have the right of ingress, egress, and regress to and from every shearing-shed; and any person obstructing any Inspector in the exercise of his duty, or refusing him ingress, egress, or regress, shall be liable to a penalty of not exceeding *twenty* pounds. 5

Proper accommodation to be provided.

6. It shall be the duty of the Inspector to see that proper and sufficient accommodation shall be provided at every shearing-shed for the comfort and health of the shearers; and in any case where the provision made is deemed by him to be inadequate he shall require the employer to amend or enlarge the same, in such manner as he shall direct, within a time to be specified in a notice in writing in that behalf; and if any employer shall neglect to comply with the terms of such notice the Inspector may apply for an order as hereinafter mentioned. Every such notice may be served on the employer personally, or by leaving the same at his usual or last known place of residence. 10

Resident Magistrate may make order.

7. Upon application by an Inspector for an order under this Act against any employer, the Resident Magistrate shall hear and determine the same; and, if after inquiry into the case the Resident Magistrate shall be of opinion that the accommodation provided by the defendant employer is improper or insufficient, he may determine as to what further accommodation shall be provided by such employer, or if he be of opinion that the accommodation is proper and sufficient he may dismiss the application, and may make such order as the justice of the case may require; and may, in his discretion, allow costs either to the Inspector or to the defendant employer: And any employer who shall fail to comply with any such order within such time as shall be thereby appointed shall be liable to a penalty not exceeding *fifty* pounds. 15 20 25 30

Information for penalty, &c., to be laid in nearest Resident Magistrate's Court.

8. Every information or complaint under this Act shall be laid or made and heard, and all proceedings consequent thereon or incidental thereto, shall be had and taken before the Resident Magistrate holding a Court nearest to the residence of the defendant employer in the manner provided by "The Justices of the Peace Act, 1882." 35

No appeal from Resident Magistrate.

9. Notwithstanding anything to the contrary in any Act contained, there shall be no right of appeal to the Supreme or any other Court from the order or determination of any Resident Magistrate made under this Act. 40

Act not to apply in certain cases.

10. This Act shall not apply to shearing-sheds in which the total number of shearers employed is less than four.