

N. 5

HOUSE OF REPRESENTATIVES

Supplementary Order Paper

Wednesday 15 June 1988

HEALTH ACTS AMENDMENT BILL

Proposed Amendments

Hon. Mr CAYGILL, in Committee, to move the following amendments:

Clause 19A, proposed section 89D: To omit from line 36 on page 17 the word "issued", and substitute the words "registered or deemed to be registered".

To add on page 18, as subsections (2) and (3), the following subsections:

"(2) For the purposes of any enactment, law, award, determination, contract, or agreement relating to the employment of a transferred employee, the contract of employment of that employee shall be deemed to have been unbroken, and the period of service recognised by the initiating hospital board or the affected district office shall be deemed to have been a period of service with the area health board.

"(3) No transferred employee shall be entitled to receive any payment or other benefit by reason of that employee ceasing to be an employee of the initiating hospital board or of the Department of Health in the affected district office."

EXPLANATORY NOTE

The first amendment is of a technical nature, designed to make the drafting consistent with the language of the Labour Relations Act 1987.

The second amendment is designed to make the position of transferred employees absolutely clear. When a new area health board is established, the employees of each hospital board concerned, and the affected district office of the Department of Health, are automatically transferred across to the area health board. Doubt has arisen as to whether they are to be credited with unbroken service, or entitled to some sort of compensatory payment. The amendment makes it clear that they are to be regarded as having unbroken service.