



## THE PUBLIC SERVICE AMENDING REGULATIONS 1945

IN pursuance and exercise of the authority conferred on him by the Public Service Act, 1912, the Public Service Commissioner doth, subject to the approval of the Governor-General in Council, hereby make the following regulations.

### REGULATIONS

1. These regulations may be cited as the Public Service Amending Regulations 1945.

2. These regulations shall be read together with and form part of the regulations made under the Public Service Act, 1912, on the 31st day of March, 1913\* (hereinafter called the principal regulations).

3. Regulation 5 hereof and the amendment to the principal regulations thereby made shall be deemed to have come into force on the 1st day of September, 1944.

4. Regulations 55 and 55A of the principal regulations are revoked, and the following substituted :—

“ 55. (1) Whenever an officer is absent on account of illness or accident, he shall notify the head of his branch of his absence in accordance with Regulation 16 hereof. Where the absence on sick-leave extends beyond three days, a certificate signed by a registered medical practitioner stating the nature of the illness or injury and the probable period of absence shall be furnished to the Permanent Head. The Permanent Head may, however, in his discretion, require that the medical certificate be furnished forthwith on commencement of absence.

“ (2) If the Permanent Head is satisfied regarding the nature of the illness and the duration of the absence he may grant sick-leave for any one continuous period up to thirty-one consecutive days and may arrange payment of salary for any period not exceeding the said thirty-one consecutive days in respect of which salary is payable in accordance with the Schedule set out in clause (4) hereof. If he is not satisfied regarding the genuineness or any other aspect of the illness or absence he shall forthwith notify the Commissioner, who shall decide the conditions upon which leave may be granted.

“ (3) Where sick-leave of absence is sought for a continuous period exceeding thirty-one consecutive days the Commissioner may grant leave as he thinks proper and may authorize payment of salary in accordance with the Schedule set out in clause (4) hereof. Extension

\* Gazette, 1st April, 1913, Vol. I, page 977.

of such a period of leave may from time to time be granted by the Commissioner provided that the extended absence is supported by a further medical certificate which, in the opinion of the Commissioner, is satisfactory.

“(4) Pay during sick-leave of absence may be granted in accordance with the following Schedule :—

Length of Service	Aggregate Period for which Sick-leave on Pay may be granted during Service.
“ Up to 3 months .. .. .	7 days on full pay.
“ Over 3 months and up to 6 months ..	14 days on full pay.
“ Over 6 months and up to 9 months ..	31 days on full pay.
“ Over 9 months and up to 5 years ..	46 days on full pay.
“ Over 5 years and up to 10 years ..	92 days on full pay.
“ Over 10 years and up to 20 years ..	183 days on full pay.
“ Over 20 years and up to 30 years ..	275 days on full pay.
“ Over 30 years .. .. .	365 days on full pay.

“Sick-leave with pay for any one period of absence from duty allowed under this Schedule is to be reckoned in consecutive days. The aggregate period for which sick-leave on pay may be granted may consist of one or more periods, but shall be computed in respect of the whole period of an officer's service.

“(5) The Commissioner may, in cases which he considers special, vary and extend the period and conditions of pay during sick-leave as stated in clause (4) hereof, particularly when in his opinion the illness results from causes that are due to conditions under which an officer has been working or where an officer, in the discharge of his duties and through no fault of his own, sustains injuries of such a nature as to incapacitate him from duty.

“(6) Where under clause (5) hereof any sick-leave on pay is granted which for the time being is in excess of the Schedule set out in clause (4) hereof, such excess leave, whenever possible, shall be regarded as in anticipation of sick-leave pay becoming due on completion of a further period of service.

“(7) Sick-leave on pay shall not be granted under the provisions of this regulation where an officer receives the benefit of pay or compensation in terms of the Workers' Compensation Act, 1922.

“(8) Sick-leave on pay of any special nature determined by the Commissioner from time to time shall not, for the purposes of clause (4) hereof, be included in the aggregate of sick-leave taken by the officer, but such leave shall, nevertheless, be noted on the officer's leave record.

“(9) Leave arising out of the necessity of an officer to be isolated on account of an infectious condition in his household or elsewhere may be granted as sick-leave on pay in accordance with the Schedule if the employee so desires. Such absence shall, however, be supported by a certificate signed by a registered medical practitioner or by the District Medical Officer of Health.

“(10) If any officer is absent from duty on account of illness and such absence has extended beyond three months, he shall not be permitted to return to duty until it is certified by a registered medical practitioner that the officer is fit to resume work.

“(11) The Permanent Head shall be responsible for arranging the accurate recording of all sick-leave of absence taken by an officer.”

5. Regulations 213, 214, and 215 of the principal regulations are revoked, and the following substituted :—

“ 213. If for reasons of departmental convenience an officer, probationer, or person temporarily employed is stationed away from home, the Commissioner may authorize the payment of a lodging-allowance at the appropriate rate set out in the following table :—

Annual Salary.			Rate of Lodging-allowance.
Not exceeding—			
£65 ..	..	..	.. £55 per annum.
£70 ..	..	..	.. £55 per annum.
£80 ..	..	..	.. £50 per annum.
£85 ..	..	..	.. £45 per annum.
£95 ..	..	..	.. £40 per annum.
£105 ..	..	..	.. £30 per annum.
£110 ..	..	..	.. £25 per annum.
£115 ..	..	..	.. £25 per annum.

“ 214. (1) If an officer, probationer, or person temporarily employed whose annual salary does not exceed £115 has no settled home or is living with his widowed mother and his mother's circumstances in the opinion of the Commissioner are not such as to enable her to give him adequate assistance, the Commissioner may authorize the payment of an allowance at such rate as the Commissioner thinks fit not exceeding the rate of lodging-allowance prescribed in Regulation 213.

“ (2) An allowance under this regulation shall not be authorized for a period exceeding six months, but may from time to time be extended, but so that no such extension shall be for a period exceeding six months.

“ (3) Any allowance granted under this regulation may, at any time during the period (including an extended period) for which it has been authorized, be terminated by the Commissioner at his discretion.

“ 214A. In cases not provided for in Regulations 213 and 214 the Commissioner may authorize payment to an officer, probationer, or person temporarily employed whose annual salary does not exceed £115 of (a) a lodging-allowance at such rate as he thinks fit not exceeding the rate prescribed in Regulation 213, or (b) a refund from time to time of fares incurred by him in travelling to and from his place of duty.

“ 214B. When an officer, probationer, or person temporarily employed who is in receipt of a lodging-allowance or an allowance authorized under Regulation 214 is absent on leave, then—

“ (a) If he is on annual leave the allowance shall continue to be paid :

“ (b) If he is on sick or special leave on full or reduced pay the allowance shall continue to be paid so long only as he continues to live away from home or continues to live in the circumstances referred to in Regulation 214 :

“ (c) If he is on leave without pay the allowance may be continued up to seven days to meet boarding-expenses at headquarters :

“ Provided that the Commissioner may vary the aforesaid conditions of payment to suit special circumstances.

“ 215. Where an employee is absent from headquarters and is receiving a travelling or relieving allowance, he shall not be entitled to receive payment of a lodging-allowance for more than seven days of the period of such absence, except with the approval of the Commissioner.”

As witness my hand, this 31st day of January, 1945.

J. H. BOYES,  
Public Service Commissioner.

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In pursuance of the provisions of the Public Service Act, 1912, His Excellency the Governor-General of the Dominion of New Zealand, acting with the advice and consent of the Executive Council of the said Dominion, approves the foregoing amendments.

C. L. N. NEWALL,  
Governor-General.

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Approved in Council, this 14th day of February, 1945.

C. A. JEFFERY,  
Clerk of the Executive Council.

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Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette*: 22nd day of February, 1945.

These regulations are administered in the office of the Public Service Commissioner.