

Serial Number 1948/37



THE PUBLIC SERVICE AMENDING REGULATIONS 1948

PURSUANT to the Public Service Act, 1912, the Public Service Commission 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 1948.

2. These regulations shall be read together with and deemed to 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. (1) These regulations (other than Regulations 7, 10, 12, 15, 16, 17, and 18) shall be deemed to have come into force on the 1st day of October, 1947.

(2) Regulations 7, 10, 12, 15, 16, 17, and 18 shall be deemed to have come into force on the 1st day of April, 1947.

4. Regulation 8B of the principal regulations, as substituted by Regulation 4 of the Public Service Amending Regulations 1946†, is hereby amended by revoking the symbol "£660" where it occurs in clause (2) and again in clause (3), and in each case substituting the symbol "£685."

5. (1) Regulation 24A of the principal regulations, as enacted by the regulations made on the 13th day of May, 1914, and published in the *Gazette* on the 21st day of the same month at page 2111, and as amended by Regulation 6 of the Public Service Amending Regulations 1942‡, is hereby amended by inserting, next following paragraph (c) thereof, the following paragraph:—

“(cc) As bicycle allowances.”

(2) Regulation 216 of the principal regulations as heretofore from time to time amended is hereby revoked.

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

† Statutory Regulations 1946, Serial number 1946/131, page 307.

‡ Statutory Regulations 1942, Serial number 1942/340, page 841.

6. The principal regulations are hereby amended by inserting, next following Regulation 55, the following heading and regulation :—

“ Maternity Leave

“ 55A. Maternity leave shall be granted to married women as leave without pay :

“ Provided, however, that an employee resuming duty after a period of maternity leave of not more than six months may be granted by the Commission retrospective pay in respect of any such period of absence in accordance with the Schedule set forth in respect of sick-leave in clause (4) of Regulation 55, as substituted by Regulation 4 of the Public Service Amending Regulations 1945,* upon the employee furnishing to the Commission a certificate signed by a registered medical practitioner in support of the reason for such leave of absence.”

7. Regulation 66 of the principal regulations, as substituted by Regulation 3 of the Public Service Amending Regulations 1944†, is hereby amended—

(a) By revoking the words “ with the approval of the Governor-General in Council ” in clause (1), and by adding, after the words “ Labour Day : ” in the same clause, the words “ the holiday observed in the locality concerned as Anniversary Day ” ; and

(b) By revoking clauses (4) and (5).

8. (1) Regulation 109 of the principal regulations, as enacted by Regulation 9 of the Public Service Amending Regulations 1947‡, is hereby revoked, and the following regulation substituted :—

“ 109. All officers to whom this Part of these regulations applies may be paid travelling-allowances for personal expenses at the following rates :—

“ (a) Officers receiving a salary (excluding adult and married allowances in the nature of salary) not exceeding £265 per annum : Actual and reasonable expenses.

“ (b) Officers receiving a salary (excluding adult and married allowances in the nature of salary) exceeding £265 but not exceeding £485 per annum

Per	
Diem.	
s. d.	
..	17 6

“ (c) Officers receiving a salary exceeding £485 but not exceeding £585 per annum 20 0

“ (d) Officers receiving a salary exceeding £585 per annum 22 6

“ Provided that in respect of all the cases hereinbefore referred to—

“ (i) While at sea, if the time occupied is more than twenty-four hours, the allowance shall be—

	Per	
	Diem.	
“ For the first day of absence from head-	s. d.	
quarters	10 0

“ For subsequent days	2 6
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“ (ii) Whenever the Commission or the Permanent Head is satisfied that a lower travelling-allowance than the scale allowance should suffice, the scale allowance may be reduced.”

(2) Regulation 9 of the Public Service Amending Regulations 1947‡ is hereby revoked.

* Statutory Regulations 1945, Serial number 1945/10, page 16.

† Statutory Regulations 1944, Serial number 1944/150, page 417.

‡ Statutory Regulations 1947, Serial number 1947/116, page 450.

9. (1) Clause (1) of Regulations 111B of the principal regulations, as substituted by Regulation 10 of the Public Service Amending Regulations 1947,* is hereby revoked, and the following clause substituted :—

“(1) Officers called upon to perform purely relieving duty which necessitates their absence from home at night may be paid allowances to be determined on the basis of actual and reasonable additional expenses above normal costs, subject to approval by the Permanent Head or the Commission, and not exceeding the following rates unless approved by the Commission :—

	Per Diem.
	s. d.
“(a) To officers receiving a salary not exceeding £400 per annum	Up to 12 6
“(b) To officers receiving a salary exceeding £400 but not exceeding £585 per annum	Up to 15 0
“(c) To officers receiving a salary exceeding £585 per annum	Up to 17 6

“Provided that in any special case the Commission may authorize payment of an allowance at a higher rate.”

(2) Regulation 10 of the Public Service Amending Regulations 1947* is hereby revoked.

10. Regulation 117 of the principal regulations, as substituted by Regulation 11 of the Public Service Amending Regulations 1947*, is hereby amended by revoking subparagraph (i) of paragraph (c), and substituting the following subparagraph :—

“(i) If the additional duty necessitates his buying a meal away from home which he would not otherwise have bought, he shall be granted, in addition to any payment for overtime, a meal allowance at the rate of 2s. 6d. for each such meal.”

11. Regulation 123 of the principal regulations, as substituted by Regulation 9 of the Public Service Amending Regulations 1944†, is hereby revoked, and the following regulation substituted :—

“123. (1) In reasonable circumstances (of which the Commission shall be the sole judge) the Commission shall grant to married officers on transfer at Government expense an allowance of £15 by way of compensation for expenditure incurred by the officer as a direct result of the transfer in adjusting to new residential quarters his household effects (such as alterations to floor coverings or soft furnishings) without requiring the production of receipts for such expenditure by the officer.

“(2) Where a married officer on transfer at Government expense produces receipts for expenditure not otherwise recoverable in excess of £15 incurred by him as aforesaid in clause (1) of this regulation, the Commission may (in lieu of the allowance provided for in the said clause (1)) grant to such officer an amount not exceeding £25 to cover or towards the expenses actually incurred by him and not otherwise recoverable.”

* Statutory Regulations 1947, Serial number 1947/116, page 450.

† Statutory Regulations 1944, Serial number 1944/150, page 417.

12. Regulation 126 of the principal regulations, as substituted by Regulation 14 of the Public Service Amending Regulations 1947*, is hereby amended by adding the following proviso :—

“ Provided, however, that transport and marine insurance charges across Cook Strait of a motor-car owned by an officer on transfer at Government expense shall be met by the Department to which he is being transferred. Transit will be at the owner’s risk.”

13. Regulation 145 of the principal regulations is hereby revoked, and the following regulation substituted :—

“ 145. (1) Every temporary employee shall be deemed to be subject to the following regulations :—

“ (a) All regulations contained in Parts I, II, III, IV, VI, and VII of these regulations ; and

“ (b) Regulations 209, 211, 212, 213, 215, 216A, 216B, 216C, 216D, 218, 219, 220, and 221 of these regulations.

“ (2) For the purposes of this regulation the term ‘ temporary employee ’ means a person temporarily employed under section 45 of the Public Service Act, 1912, but does not include any person engaged in terms of Regulation 150 of these regulations or any employee whose conditions of employment are governed by the terms of any award or agreement for the time being in force or by the general instructions concerning hydro-electric employees.”

14. (1) Regulation 57 of the principal regulations is hereby revoked.

(2) Regulation 61 of the principal regulations, as substituted by the regulations made on the 29th day of April, 1918, and published in the *Gazette* on the 16th day of May, 1918, at pages 1847 and 1848, is hereby revoked.

(3) The said regulations made on the 29th day of April, 1918, are hereby revoked.

15. Regulation 156 of the principal regulations is hereby amended by revoking the word “ forty ”, and substituting the word “ sixty ”.

16. Regulation 161 of the principal regulations, as substituted by the regulations made on the 29th day of August, 1919, and published in the *Gazette* on the 11th day of September, 1919, at page 2815, is hereby amended by revoking the symbol “ VII ” in clause (a), and substituting the symbol “ VI ” ; and by revoking the words “ Class F in the Second Schedule to the said Act ” in clause (b), and substituting the symbol “ VI ”.

17. Regulation 163A of the principal regulations, as substituted by the regulations made on the 29th day of August, 1919, and published in the *Gazette* on the 11th day of September, 1919, is hereby amended by revoking the word “ seventh ” wherever it occurs, and substituting the word “ sixth ”.

18. Regulation 205 of the principal regulations, as substituted by the regulations made on the 23rd day of May, 1916, and published in the *Gazette* on the 20th day of June, 1916, is hereby amended by revoking the words “ in a class not higher than the Sixth Class ”, and by adding the following words : “ Notwithstanding the third proviso to this regulation, where any officer who has already been granted a double increment in terms of this regulation for passing an examination

* Statutory Regulations 1947, Serial number 1947/116, page 450.

(other than the Public Service Senior Examination) subsequently passes the Public Service Senior Examination, the Commission may grant to such officer a sum not exceeding £25 ”.

19. Regulation 213 of the principal regulations, as substituted by Regulation 19 of the Public Service Amending Regulations 1947*, is hereby revoked, and the following regulation substituted :—

“ 213. If for reason of departmental convenience an employee is stationed away from home, the Commission may authorize the payment of a lodging-allowance at the appropriate rate set out in the following table :—

Annual Salary.	Rate of Lodging-allowance per Annum.
Not exceeding—	
£	£
125	55
150	50
165	50
175	40
190	30
205	25
215	15 ”

20. Regulation 214 of the principal regulations, as substituted by Regulation 19 of the Public Service Amending Regulations 1947*, is hereby amended by revoking the symbol “ £190 ” where it occurs in clause (1) and again in clause (2), and substituting in each case the symbol “ £215 ”.

As witness our hands, this 6th day of February, 1948.

R. M. CAMPBELL, Chairman,
A. H. O'KEEFE, Member,
The Public Service Commission.

In pursuance of the provisions of the Public Service Act, 1912, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, approves the foregoing regulations.

B. C. FREYBERG, Governor-General.

Approved in Council, this 10th day of March, 1948.

T. J. SHERRARD,
Acting Clerk of the Executive Council.

* Statutory Regulations 1947, Serial number 1947/116, page 450.

Issued under the authority of the Regulations Act, 1936.
Date of notification in *Gazette* : 18th day of March, 1948.
These regulations are administered by the Public Service Commission.