

Serial Number **1954/139**

**THE PUBLIC SERVICE REGULATIONS 1950,
AMENDMENT NO. 3**

PURSUANT to the Public Service Act 1912, the Public Service Commission, subject to the approval of the Governor-General, hereby makes the following regulations.

REGULATIONS

1. These regulations may be cited as the Public Service Regulations 1950, Amendment No. 3, and shall be read together with and deemed part of the Public Service Regulations 1950* (hereinafter referred to as the principal regulations).

2. Regulation 41 of the principal regulations is hereby amended by omitting from subclause (10) the words "widow or dependants", and substituting the word "estate".

3. The principal regulations are hereby amended by revoking regulation 53, and substituting the following regulation:

"53. (1) The Commission may, in its discretion, grant leave on full pay for a period not exceeding 183 days—

"(a) To a male employee who retires after completing not less than forty years' service:

"(b) To a female employee who retires after completing not less than thirty-five years' service.

"(2) The Commission may, in its discretion, grant leave on full pay for a period not exceeding 91 days increased by one day for every two months of service in excess of twenty-five years—

"(a) To a male employee who retires after completing not less than twenty years' service and is not less than sixty years of age:

"(b) To a male employee who retires after completing not less than thirty-five years' service:

"(c) To a female employee who retires after completing not less than twenty years' service and is not less than fifty years of age:

"(d) To an employee who is permitted to retire on a medical certificate which indicates that he or she is unable to continue work in the Public Service.

"(3) The Commission may, in its discretion, grant leave on full pay as follows:

"(a) To an employee who resigns after completing not less than ten years' service, leave for a period not exceeding one month:

* Statutory Regulations 1950, Serial number 1950/216, page 957.

Amendment No. 1: Statutory Regulations 1951, Serial number 1951/39, page 226.

Amendment No. 2: Statutory Regulations 1951, Serial number 1951/177, page 608.

“(b) To an employee who resigns after completing not less than twenty years’ service, leave for a period not exceeding six weeks.

“(4) The Commission may, in its discretion, grant to a female employee who resigns to be married or after being married while in the Public Service, or to an employee whose services are dispensed with through no fault of his or her own, leave on full pay, instead of leave under the foregoing provisions, as follows:

“(a) With not less than five years’ and under ten years’ service, leave for a period not exceeding one month:

“(b) With not less than ten years’ and under fifteen years’ service, leave for a period not exceeding two months:

“(c) With not less than fifteen years’ service, leave for a period not exceeding 91 days.

“(5) In determining the period of service for the purposes of this regulation the Commission may exclude any continuous period of leave exceeding three months (other than leave for sickness or military service).

“(6) In applying this regulation the Commission shall take into account whether the employee’s conduct has been good throughout his service and whether his sick leave on pay has exceeded the period due to him in normal circumstances under these regulations.

“(7) In special cases the Commission may authorize the granting or anticipation of retiring leave not exceeding 183 days on such conditions as it considers appropriate.

“(8) The Commission may approve a cash payment to the widow or dependants of a deceased employee of a sum the equivalent in money of the leave that might have been granted to the deceased employee under this regulation had he retired from the Public Service on the date of his death.

“(9) Instead of granting leave under this regulation in any case the Commission may, in its discretion, grant an allowance not exceeding the amount of 91 days’ salary.”

4. Regulation 91 of the principal regulations is hereby amended as follows:

(a) By omitting from subclause (4) the words “Permanent Head” where they first occur, and substituting the word “Commission”:

(b) By omitting from subclause (4) the word “subclause”, and substituting the word “regulation”.

5. Regulation 113 of the principal regulations is hereby amended by omitting from subclause (1) the words “in duplicate”.

6. Regulation 127 of the principal regulations is hereby amended by inserting, after the word “officer”, the words “or class of officers”, and also by omitting the words “of his case”.

Dated at Wellington this 18th day of August 1954.

G. T. BOLT, Chairman,
The Public Service Commission.

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

C. W. M. NORRIE,
Governor-General.

Approved in Council, this 8th day of September 1954.

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

EXPLANATORY NOTE

[*This note is not part of the regulations but is intended to indicate their general effect.*]

These regulations make miscellaneous amendments to the Public Service Regulations 1950, as follows:

- (a) Annual leave accrued at the date of death of an employee is to be paid to his estate instead of directly to his widow or dependants.
- (b) Retiring leave for employees with more than twenty-five years' service is to be computed on a sliding scale. The maximum period of 183 days is substituted for six months.
- (c) The amendment to regulation 91 follows consequentially upon an amendment to the Act, section 45 having been replaced by section 6 of the Public Service Amendment Act 1951.
- (d) Appellants are no longer required to forward appeals in duplicate.
- (e) Regulation 127, which deals with seniority, is extended to cover classes of officers as well as individual officers.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 9 September 1954.

These regulations are administered in the Public Service Commission.