

1974/3



**THE PUBLIC SERVICE REGULATIONS 1964,  
AMENDMENT NO. 7**

DENIS BLUNDELL, Governor-General

**ORDER IN COUNCIL**

At the Government Buildings at Wellington this 22nd day of  
January 1974

Present:

THE HON. H. WATT PRESIDING IN COUNCIL

PURSUANT to the State Services Act 1962, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

**REGULATIONS**

**1. Title and commencement**—(1) These regulations may be cited as the Public Service Regulations 1964, Amendment No. 7, and shall be read together with and deemed part of the Public Service Regulations 1964\* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the date of their notification in the *Gazette*.

**2. Conduct adversely affecting the efficiency and economy of departments**—(1) Regulation 64A of the principal regulations (as inserted by regulation 2 of the Public Service Regulations 1964, Amendment No. 4) is hereby amended by inserting in subclause (1), after the words “class of employees who”, the words “in the course of an industrial dispute”.

(2) Regulation 64B of the principal regulations (as inserted by regulation 2 of the Public Service Regulations 1964, Amendment No. 4) is hereby amended by revoking subclause (1), and substituting the following subclause:

*S.R. 1964/115	
Amendment	No. 1: S.R. 1965/123
Amendment	No. 2: S.R. 1967/39
Amendment	No. 3: S.R. 1969/176
Amendment	No. 4: S.R. 1973/102
Amendment	No. 5: S.R. 1973/113
Amendment	No. 6: S.R. 1973/151

“(1) If at any time the Permanent Head advises the Commission that there is for the time being, in his department, insufficient work to keep any employee or group or class of employees gainfully occupied in his or their normal occupation as a result of any industrial dispute, the Commission may, on giving to that employee or group or class of employees, as the case may be, at least one week’s notice in writing, direct that while the notice remains in force his or their services will not be required; and every such notice shall take effect according to its tenor.”

P. G. MILLEN,  
Clerk of the Executive Council.

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#### EXPLANATORY NOTE

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

These regulations amend regulations 64A and 64B of the principal regulations, relating to the powers of the State Services Commission to suspend employees who refuse or fail to carry out their normal duties or where there is insufficient work because of such a refusal.

The effect of the amendments is as follows:

- (a) The powers to suspend may be exercised only where the refusal or failure results from industrial action:
- (b) The circumstances in which employees may be laid off by reason of insufficient work for them are redefined. Those powers may be exercised only where this arises from industrial action, and the employees must be given at least one week’s written notice.

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Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 24 January 1974.

These regulations are administered in the State Services Commission.