



LONG SERVICE LEAVE (CASUAL WHARF CLERKS)

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 No. 48 of 1978
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ANALYSIS

1. Short title and citation.
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AN ACT to amend the Long Service Leave (Casual Wharf Clerks) Act 1966.

[13 December 1978]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1—(1) This Act may be cited as the *Long Service Leave (Casual Wharf Clerks) Act 1978*. Short title and citation.

(2) The *Long Service Leave (Casual Wharf Clerks) Act 1966**, as subsequently amended, is in this Act referred to as the Principal Act.

* No. 7 of 1966. Subsequently amended by No. 56 of 1966 and No. 78 of 1973.

Interpretation.

2 Section 2 of the Principal Act is amended by omitting from subsection (1) the definition of “long service leave charge” and substituting the following definition:—

“‘long service leave charge’ means a long service leave charge at the rate fixed and declared in accordance with section 5;”.

The Fund.

3 Section 4 of the Principal Act is amended by adding at the end the following subsections:—

“(9) If the Fund is not sufficient to meet the payments required by this Act to be paid out of the Fund the Treasurer shall transfer from the Consolidated Revenue to the credit of the Fund such amounts not exceeding a total of \$15 000 (in addition to the sums mentioned in subsections (5) and (6)) as are necessary to meet those payments and the Consolidated Revenue is to the necessary extent appropriated accordingly.

“(10) The Treasurer shall, as soon as practicable after the commencement of the *Long Service Leave (Casual Wharf Clerks) Act 1978* and at the expiration of each period of 5 years following that commencement or at such more frequent times as he may require, arrange for an inquiry by an actuary to be made into the state of the Fund and the adequacy of the long service leave charge.

“(11) A person carrying out an inquiry referred to in subsection (10) shall report the results of the inquiry to the Treasurer and shall make such recommendations with respect to the Fund and the long service leave charge as he thinks proper to enable the provisions of the Act to be complied with.”.

Long service
leave charge.

4 Section 5 of the Principal Act is amended by omitting subsection (2) and substituting the following subsections:—

“(2) The Governor may, on the recommendation of the Minister, make regulations prescribing the rate of long service leave charge in respect of the employment of an employee.

(2A) Before making a recommendation under subsection (2), the Minister shall take into consideration any recommendation made with respect to the rate of long service leave charge that has been made to him by the Association of Employers of Waterside Labour.”.