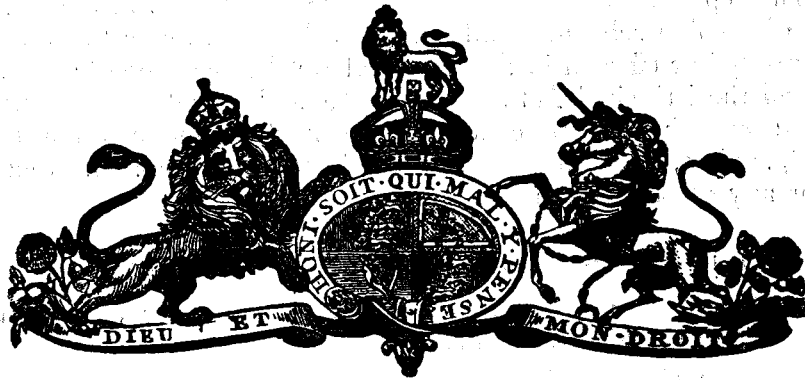


1273

TASMANIA.



1935.

ANNO VICESIMO SEXTO

GEORGII V. REGIS.

No. 61.

ANALYSIS.

1. Short title.
2. Repeal.
3. Amendment of 23 Geo. V. No. 25.
Section 19.
4. Further amendment of Principal Act.

AN ACT to amend the *Public Service Act 1923*.

A.D.
1935.

[20 December, 1935.]

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 This Act may be cited as the *Public Service Act 1935*.

Short title.

2—(1) The enactments set forth in the first schedule are hereby repealed.

4d.]

Public Service.

A.D. 1935.

(2) The repeal by this Act of the enactments set forth in the fourth column of the first schedule shall not affect the operation of the amendments inserted or effected in the Principal Act by such repealed enactments and the Principal Act shall continue to be read and construed as altered by such repealed enactments as if the same had not been repealed, subject, however, to any amendments or alterations therein made by any subsequent enactments.

Amendment of
23 Geo. V. No. 25.
Section 19.

3 Section nineteen of the Principal Act is hereby amended—

I. By expunging subsection (2) and substituting therefor the following subsection (2)—

“(2) The Reference Board shall consist of three persons who shall be appointed by the Governor and of whom—

- i. One shall be appointed as Chairman : and
- ii. One shall be an officer nominated by the Council of the Association as provided by its rules” :

II.—

(a) By deleting “ Paragraphs II. and III. of ” in subsection (3) :

(b) By deleting “ the said Paragraph III. ” in subsection (4) and substituting “ Paragraph II. of subsection (2) hereof ” :

(c) By expunging subsections (5) and (6) and substituting therefor the following new subsection (5)—

“(5) Subject to such provisions as may be prescribed the Board may regulate its own procedure” : and

(d) By renumbering subsection (7) as subsection (6).

Further amend-
ment of
Principal Act.

4 The Principal Act is hereby amended in the manner and to the extent indicated in the second schedule.

THE FIRST SCHEDULE.

REPEALS.

Regnal Year and Number.	Title of Act.	Extent of Repeal.	Enactments the Operation of which is Preserved Notwithstanding Repeal.
13 Geo. V. No. 25	<i>The Public Service Act 1923</i>	Sections 2, 3, and 43	
18 Geo. V. No. 18	<i>The Public Service Act 1927</i>	The whole Act.	Section 2

Public Service.

THE SECOND SCHEDULE.

A.D. 1935.

FURTHER AMENDMENT OF PRINCIPAL ACT.

Part, Section, or Schedule Amended.	How Amended.
Section 4	By expunging, or by deleting, the words (as the case may be)— “Bankrupt” to “meaning”; “any” and substituting “a”; “at” to “or” and substituting “constituted”; “of the” to “being”; “which” to “whom” and substituting “relation to”; “or” to “employed”; “in accordance” to “regulations”; “wherein” to “whom” and substituting “in relation to which”; “or” to “employed”; “Branch” to “Servants” and substituting “Public Service”
Section 5	the numerals “XII.” to “XVI.” and substituting “XI.” to “XV.” respectively; “Provided that” and substituting “(2)”; “for” to “force”; “subclauses” and substituting “paragraphs” and inserting “of subsection (1) hereof” (after “III.”); “(2)” and substituting “(3)”; “(3)” to “any” and substituting “(4) No”; “the Public Service Act” and substituting “this Act shall be”; “shall” to “hereafter”
Section 6	subsections (3) and (7); “except” to “section” (in (4)); “any” to “years” (in (5)); “or suit”; and “suit” (in (8)) and renumbering (4), (5), (6), (8), and (9) as (3), (4), (5), (6), and (7)
Section 10	“as” to “Act” and substituting “whenever necessary” and inserting “and” (after division (g) of (3), I.); “the last preceding” and inserting “(3) hereof” (after “subsection”); “of this section” and substituting “hereof”; and subsection (6)
Section 11	“thirty days of” and substituting “the first thirty sitting days after”; and “if Parliament” to “Parliament”
Section 13	“13” and substituting “(5)” and transposing the provision to become subsection (5) of section 12
Section 14	“14” and substituting “13”
Section 14A	“14A” and substituting “14”
Section 16	“for the time being”; “at any time” (in (5))
Section 20	“as” to “thereafter”
Section 22	subsection (3) and renumbering (4) as (3)
Section 33	“Thirty-two” and substituting “thirty”
Part IV.A	“IV.A” and substituting “V.”
Section 36A	“36A” and substituting “37”
Section 36B	“36B” and “36A” and substituting “38” and “thirty-seven” respectively
Section 36C	“36C” and “36B” and substituting “39” and “thirty-eight” respectively
Section 36D	“36D” and “36C” and substituting “40” and “thirty-nine” respectively

Public Service.

A.D. 1935.	Part, Section, or Schedule Amended.	How Amended.
		By expunging, or by deleting, the words (as the case may be)—
	Section 36E	"36E" and "36C" and substituting "41" and "thirty-nine" respectively
	Section 36F	"36F," "36B," and "36D," and substituting "42," "thirty-eight," and "forty" respectively
	Sections 36G to 36K Part V.	Renumbering as "43" to "47" respectively
	Section 37	"V." and substituting "VI." "37" and substituting "48"; "sections" to "Act" and substituting "Part V.;" "or persons"; "in the" to "hereof" and substituting "as provided by section forty-nine"; "Provided that" and substituting "(2)"
	Section 38	"38" and substituting "49"; "the year" to "and in"; "thereafter"; "then and in any such case"
	Section 39	"39" and substituting "50"
	Part V.A	"V.A" and substituting "VII."
	Sections 39A to 39D	Renumbering as "51" to "54" respectively
	Section 40	"40" and substituting "55"
	Section 41	"41" and substituting "56"
	Section 42	"42" and substituting "57"; "better" to "provisions" and substituting "purposes"; "for" to "being"; "Permanent" to "the" and substituting "Director of"; "Department"; "of" and substituting "for"; "Engineer" to "Department" and substituting "Commissioner of the Hydro-Electric Commission"
	Sections 44 to 47	Renumbering as "58" to "61" respectively
	Section 48	"48" and substituting "62 (1)"; "previous" (wherever occurring) and substituting "prior" and inserting "(2)" (before "The Commissioner")
	Section 49	"49" and substituting "63"
	Part VI.	"VI." and substituting "VIII."
	Part VII.	"VII." and substituting "IX."
	Sections 50 and 51	"50" and "51" and substituting "64" and "65" respectively; and "deemed and taken to be" (in latter)
	Section 52	"52" and substituting "66"; and "also" to "foregoing"
	Section 53	"53" and substituting "67"; "nor" (after IV.) and substituting "or"; "Act" to "elsewhere" (in (2)) and substituting "Statute"
	Sections 54 to 56 (a)	Renumbering as "68" to "75" respectively
	Section 57	"57" and substituting "76"; "such"; "as" to "Act" (secondly occurring) and substituting "prescribing"; "and" (after IX.); paragraph X. and substituting (but in alignment with outer margin) "and generally for the purposes of this Act"; subsection (3) and renumbering (4) to (7) as (3) to (6) respectively
	Section 58	"58" and substituting "77"