

PUBLIC SERVICE.

No. 7 of 1957.

AN ACT to amend the *Public Service Act* 1923.
[3 April 1957.]

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:—

Short title
and citation.

1—(1) This Act may be cited as the *Public Service Act* 1957.

(2) The *Public Service Act* 1923, as subsequently amended, is in this Act referred to as the Principal Act.

2 Section thirteen of the Principal Act is repealed and the following section is substituted therefor:—

Record of
officers.

“13—(1) The Commissioner shall keep a record of all officers showing, in respect of each officer—

I His age and the date of his appointment:

II The office he holds and the classification of that office:

III The salary payable to the officer: and

IV Such other particulars (if any) as may be prescribed.

(2) Except as provided in subsection (5) of this section, the Commissioner shall, as soon as practicable after the first day of July in each year, forward to the Governor a list of all officers as at the first day of July in that year, together with the particulars recorded in respect of each officer pursuant to subsection (1) of this section and such other particulars and information, if any, as the Board may think desirable.

(3) The list referred to in subsection (2) of this section—

I Shall be prepared by, or at the direction of, the Board: and

II Is *prima facie* evidence of the particulars and information contained therein.

(4) The Minister shall cause a copy of the list referred to in subsection (2) of this section to be laid on the table of each House of Parliament within the first fourteen sitting days of the House next after the date on which the list is received by the Governor.

(5) Notwithstanding the foregoing provisions of this section, in a year in which the Board classifies all officers and offices in the Service, in pursuance of subsection (1) of section twenty, the Commissioner is not obliged to forward to the Governor the list referred to in subsection (2) of this section.

(6) When a classification list under subsection (1) of section twenty is forwarded to the Governor for his approval as required by that section, that classification list shall, for the purposes of this section, be deemed to be a list under subsection (2) of this section, and the provisions of subsections (2) to (4) of this section, as modified by subsection (7) of this section, apply thereto accordingly.

(7) In the application of the provisions of subsections (2) to (4) of this section to a classification list—

I Any reference in those provisions to a list under subsection (2) of this section shall be construed as a reference to the classification list: and

II Subsection (4) of this section has effect as if the word "received" were omitted therefrom and the word "approved" were substituted therefor.

(8) Nothing in this section or in section twenty shall be construed as conferring on officers any right of appeal to the Board in respect of any classification appearing in a list under subsection (2) of this section."

3—(1) Notwithstanding anything in section twenty of the Principal Act, the classification made by the Board under subsection (1) of that section during the year 1956 that, but for this section, would have taken effect from the first day of July 1956 shall, on being approved by the Governor, be deemed to have taken effect from the first day of January 1957.

Special provisions relating to the general re-classification of the Service.

(2) Where, pursuant to subsection (4) of section twenty of the Principal Act, an officer appeals against the classification affecting him or his office, as set forth in the classification list prepared by the Board for the purposes of, or in connection with, the classification to which subsection (1) of this section relates and the appeal is upheld by the Board, any alteration made in the classification, as affecting that officer or his office, by reason of the Board upholding the appeal, shall, notwithstanding anything in that section, take effect from such date (being not earlier than the first day of January 1957) as the Board may determine.

(3) Except as otherwise expressly provided in subsections (1) and (2) of this section, nothing in this section affects the operation of section twenty of the Principal Act or the powers conferred on the Board by, or the rights of officers under, that section, and the classification to which subsection (1) of this section relates, upon being approved by the Governor, shall, except as provided by those subsections, have effect in all respects as if this section had not been enacted.
