

the cost of the meter) and all maintenance costs shall be paid by the consumer to the Commission, but the Commission may permit the consumer to install and maintain the pipe at his own cost.

(2) Any payment received by the Commission under this paragraph shall be paid to the Treasurer in reduction of the cost of the water supply works.

4. Any connection made to the main on the water supply works for the purpose of supplying water to the consumer shall be of such size and type as may be approved by the Commission.

5.—(1) The Commission shall install and maintain at the point of supply a meter for the purpose of recording the amount of water taken by the consumer.

(2) The consumer shall pay to the Commission the sum of ten shillings annually as rental for the meter.

6.—(1) The Commission shall not in any circumstances be liable to pay compensation for the failure or partial failure of a supply to any consumer.

(2) The Commission shall be entitled at all times to discontinue the supply to any consumer if it deems it necessary for any reason so to do.

7. The Commission may without notice to the consumer enter upon the consumer's property for the purpose of making any inspection, disconnection, alteration, or renewal of the service.

8. Any contract for the supply of water under section 16 may be terminated by either the Commission or the consumer giving three months' notice.

---

## WAGES BOARDS.

---

### No. 67 of 1960.

## AN ACT to amend the *Wages Boards Act 1920.* [19 December 1960.]

**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 *Wages Boards Act 1960.* Short title and citation.

(2) The *Wages Boards Act 1920*, as subsequently amended, is in this Act referred to as the Principal Act.

Interpre-  
tation.

**2** Section six of the Principal Act is amended—

- (a) by omitting the definition of “Apprentice” and substituting therefor the following definition:—  
 “‘Apprentice’ means any person bound by indentures of apprenticeship in accordance with the *Apprentices Act 1942*.”;
- (b) by omitting the definition of “Improver”; and  
 (c) by omitting from the definition of “Junior worker” the words “or improver”.

Record of  
employees  
and notices.

**3** Section seven of the Principal Act is amended by omitting sub-paragraph (a) of paragraph III of subsection (1) and substituting therefor the following sub-paragraph:—

- “(a) The address of the nearest office of the Department of Labour and Industry.”.

Repeal of  
s. 10.

**4** Section ten of the Principal Act is repealed.

Appointment  
of board.

**5** Section thirteen of the Principal Act is amended—

- (a) by inserting in subsection (3A), after the numeral “(3)”, the words “of this section, but subject to subsection (3B) of this section”;
- (b) by omitting from that subsection the words “one may be an officer” (twice occurring) and substituting therefor the words “one or two may be officers”;
- (c) by inserting after that subsection the following subsections:—

“(3B) Not more than half the members of a board who are representative of employers and not more than half the members of a board who are representative of employees shall be persons appointed as members of the board under subsection (3A) of this section.

“(3C) Notwithstanding anything contained in subsection (2) of this section, where a board is constituted in respect of a trade and there is not more than one employer engaged in carrying on that trade in this State one member of the board may be an officer of an organization or association of employers or of a particular class or kind of employer of which that employer is a member, notwithstanding that that officer may not possess the qualifications prescribed in that subsection.”; and

- (d) by inserting after subsection (5) the following subsection:—

“(5A) A person who is not ordinarily resident in this State is not qualified for nomination for appointment as a member of a board.”.

- 6** Section nineteen of the Principal Act is amended— Vacancies and  
removal from  
office.  
(a) by inserting after subsection (4) the following subsection:—

“(4A) Where the Governor removes a member of a board and it is specified in the order by which he is removed that that member has been so removed on the grounds that he has been absent from two or more consecutive meetings of the board without reasonable excuse, he shall not be appointed a member of the board within five years after he is so removed from the board.”;

- (b) by omitting from subsection (7) the words following the word “board” and substituting therefor the words “under subsection (3A) or subsection (3C) of section thirteen.”; and

- (c) by adding at the end thereof the following subsection:—

“(8) A member of a board who ceases to reside in this State shall vacate his seat.”.

- 7** After section twenty A of the Principal Act, the following section is inserted in Division IV of Part III:—

“20B The secretary of a board shall be such officer in the Department of Labour and Industry as the Minister may nominate for the purpose.”. Appointment  
of secretary.

- 8** Section twenty-two of the Principal Act is amended— Meetings and  
proceedings  
of the board.

- (a) by omitting from subsection (5) all the words after the word “shall” (second occurring) and substituting therefor the words “, subject to subsection (6) of this section, decide the question.”; and

- (b) by adding at the end the following subsection:—

“(6) Before deciding any question under subsection (5) of this section the chairman shall take such steps as he thinks suitable in the circumstances, whether by adjourning the meeting of the board, by making suggestions, consulting with the members of the board, or otherwise, to endeavour to secure that the matter to which the question relates is determined otherwise than by his decision under that subsection.”.

- 9** After section twenty-two of the Principal Act the following sections are inserted in Division VI of Part III:—

“22A—(1) Subject to this section, a member of a board may appoint another person as his proxy to attend at a meeting of the board, and a person so appointed has the like rights of speaking and voting at, and otherwise taking part in the proceedings of, the meeting of the board to which his appointment relates as the member by whom he was appointed would have had if he had attended that meeting.”. Proxies.

(2) A member of a board shall not appoint as his proxy under this section any person who, if that member ceased to be a member of the board, could not be appointed a member of the board to fill the vacancy thus caused.

(3) A vote by a proxy made under this section at a meeting of a board has the like effect as a similar vote given by the member by whom he was appointed proxy.

(4) The appointment of a proxy under this section shall be in writing signed by the member of the board appointing him and shall be delivered to the chairman or the secretary of the board before the commencement of the meeting to which the appointment relates.

Record of  
proceedings.

“22B—(1) The secretary of a board shall, before the termination of any meeting of the board, cause to be entered in a book kept for the purpose a record of the decisions of the board made at that meeting.

(2) Where a decision of a board made at any meeting thereof has been recorded in accordance with subsection (1) of this section the chairman, if the board agrees that the decision is correctly recorded, shall, before the end of that meeting, sign the record of that decision.

(3) Where the record of a decision of a board has been signed in accordance with subsection (2) of this section the secretary of the board shall, as soon as practicable after the meeting at which that decision was made, forward a copy of that record to each member of the board.

(4) The secretary of a board shall secure that the record of every decision of the board signed in accordance with subsection (2) of this section, or a copy of that record, is available in his office for inspection by any member of any board, and any such member shall, at all reasonable times, be entitled to inspect the record or copy so made available for inspection.

(5) Any record purporting to be signed in accordance with this section shall be deemed to be a correct record of the matters contained therein and shall be received in evidence without further proof.

(6) For the purposes of this section each adjourned meeting of a board shall be deemed to be a separate meeting of the board.”

Powers and  
functions  
of boards.

**10** Section twenty-three of the Principal Act is amended—

(a) by omitting sub-paragraph (a) of paragraph IX;

(b) by adding at the end of subsection (1) the following paragraph:—

“ xv Shall determine the date (being a date not earlier than fourteen days before the making of the determination) on or from which that determination

shall come into effect or be deemed to have come into effect.”; and

(c) by adding at the end thereof the following subsections:—

“(6) A determination of a board may provide for the settling of any dispute arising thereunder, or arising in respect of any matter to which the determination relates, by the Chief Inspector or by the chairman of the board, and may, in respect of any matter to which the determination relates, require anything to be done to his satisfaction, or prohibit anything being done without his consent.

“(7) Where a meeting of a board has been adjourned, any determination of the board made at that meeting after an adjournment thereof, shall be deemed, for the purposes of paragraph XV of subsection (1) of this section, to have been made on the first day of that meeting at which a quorum of the board was present.”.

**11** Section twenty-three B of the Principal Act is repealed. Repeal of s. 23B.

**12** Section twenty-nine of the Principal Act is amended by omitting paragraph III of subsection (1). Publication, &c., of determinations.

**13** Section forty-seven of the Principal Act is amended by omitting from subsection (2) the words “any of the foregoing sections” and substituting therefor the words “this Part”. Penalty, &c., for breach of determination.

**14** Section fifty of the Principal Act is repealed. Repeal of s. 50.

**15** Section fifty-one of the Principal Act is amended by omitting the word “, improver,”. Experience of apprentices, &c.

**16** Section fifty-two, section fifty-three, section fifty-three A, section fifty-three B, and section fifty-four of the Principal Act are repealed. Repeal of ss. 52 to 54.

**17** Section sixty-eight of the Principal Act is amended by omitting from sub-paragraph (a) of paragraph I the words “improvers, apprentices, or”. General provisions as to proceedings.

**18** Section seventy-seven of the Principal Act is amended— Compulsory conferences.

(a) by omitting from subsection (1) the words “the Minister or by such person as he” and substituting therefor the words “such person as the Minister”; and

(b) by omitting from subsection (5) the definition of “Industrial matters” and substituting therefor the following definition:—

“ ‘Industrial matters’ means any matters in relation to which a determination of a wages board has been made or in relation to which such a determination could be made either by a wages board that has been established under this Act or that could be so established:”.

**19** After section seventy-seven of the Principal Act the following section is inserted:—

Enforcement  
of decisions  
of compulsory  
conferences.

“78—(1) Where the person presiding at a conference convened in accordance with section seventy-seven is of the opinion, after considering the views expressed at the conference, that any things should be required to be done, or that any action should be required to be taken, for the purpose of preventing or settling the industrial dispute in respect of which the conference was convened, he may, by order in writing, direct that those things are to be done or that action is to be taken.

(2) No order under this section has effect so as to require any person to contravene any determination made by a board under this Act or to commit any offence, or to do any act which, if the order had not been made, would render him liable to any legal proceedings.

(3) No person shall contravene or fail to comply with any direction contained in an order made under this section.

Penalty: One hundred pounds.

(4) A person is not guilty of an offence under subsection (3) of this section in respect of any direction made under this section unless a notice containing a copy of that direction has been served on him.

(5) A notice under subsection (4) of this section may be served on a person by—

- (a) delivering it to him personally;
- (b) by leaving it at his place of abode or of business or employment with some person apparently an inmate thereof or employed thereat and apparently of or over the age of sixteen years; or
- (c) by post addressed to him at his usual or last-known place of abode or business or employment.”.

---

## INSPECTION OF MACHINERY.

---

No. 68 of 1960.

AN ACT to consolidate and amend the law relating to the inspection and regulation of machinery.

[19 December 1960.]

**B**E 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:—