

THE TERRITORY FOR THE SEAT OF GOVERNMENT.

No. 42 of 1936.

AN ORDINANCE

To amend the Industrial Board Ordinances 1936.

BE it ordained by the Governor-General in and over the Commonwealth of Australia, with the advice of the Federal Executive Council, in pursuance of the powers conferred by the *Seat of Government Acceptance Act 1909* and the *Seat of Government (Administration) Act 1910-1933*, as follows:—

1.—(1.) This Ordinance may be cited as the *Industrial Board Ordinance (No. 3) 1936*. Short title and citation.

(2.) Section one of the *Industrial Board Ordinance (No. 2) 1936* is amended by omitting sub-section (3.).

(3.) The *Industrial Board Ordinance 1936*, as amended by the *Industrial Board Ordinance (No. 2) 1936*, is in this Ordinance referred to as the Principal Ordinance.

(4.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Industrial Board Ordinances 1936*.

2. Section five of the Principal Ordinance is amended by omitting from sub-section (8.) the words “determined in the prescribed manner” and inserting in their stead the words “nominated or elected in the same manner as the member whose office becomes vacant”. Establishment of Industrial Board.

3. Section seven A of the Principal Ordinance is amended—

(a) by omitting sub-section (3.) and inserting in its stead the following sub-section:—

“(3.) A deputy of a member representative of employees shall be elected in the prescribed manner and shall be appointed by the Governor-General.”;

(b) by inserting in sub-section (4.), after the word “powers”, the words “, privileges and immunities”;

(c) by omitting sub-section (6.) and inserting in its stead the following sub-section:—

“(6.) Subject to this Ordinance, any person appointed as a deputy of a member shall hold office so long as the member of whom he is appointed deputy holds office and, on the expiration of his term of office, every person so appointed shall be eligible for re-appointment.”; and Deputies of members.

(d) by adding at the end thereof the following sub-sections:—

“(8.) Where a member ceases to hold office as a member of the Board, the deputy of that member shall, until the vacant office of the member is filled, be deemed to be a member of the Board and shall have all the powers, privileges and immunities and may exercise all the functions of the member who ceased to hold office:

Provided that nothing in this sub-section shall affect the power of the Governor-General to appoint a person to fill the vacant office of the member or to appoint a deputy of that person so appointed, and the Governor-General may fill the vacant office and appoint the deputy as if the deputy of the member ceasing to hold office had vacated his office.

“(9.) Whenever the office of a deputy of a member becomes vacant, the Governor-General may appoint to be the deputy of a member a person determined in the prescribed manner.”.

Removal of
member or
deputy member
from office.

4. Section eight of the Principal Ordinance is amended by inserting, after the word “member”, the words “or deputy member”.

Office of
member or
deputy member,
how vacated.

5. Section nine of the Principal Ordinance is amended by adding at the end thereof the following sub-section:—

“(2.) In addition to retirement of deputies of members by expiration of their terms of office or removal from office in accordance with the last preceding section, the office of a deputy of a member shall become vacant upon—

(a) the death, lunacy or bankruptcy of the deputy of the member, or the conviction of the deputy of the member of an indictable offence; or

(b) the resignation of the deputy of the member.”.

Notification of
determination
of Board.

6. Section seventeen of the Principal Ordinance is amended by adding at the end thereof the following sub-section:—

“(2.) A determination shall, except to the extent to which it is expressed to come into operation on an earlier or later date, come into operation on the date of its notification in the *Gazette*.”.

Dated this first day of October, 1936.

GOWRIE

Governor-General.

By His Excellency's Command,

ROBERT G. MENZIES

for Minister of State for the Interior.

By Authority: L. F. JOHNSTON, Commonwealth Government Printer, Canberra.