

1992  
THE LEGISLATIVE ASSEMBLY  
FOR THE AUSTRALIAN CAPITAL TERRITORY

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(As presented)

(Deputy Chief Minister)

**Holidays (Amendment) Bill 1992**

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**A BILL  
FOR**

**An Act to amend the *Holidays Act 1958***

The Legislative Assembly for the Australian Capital Territory enacts as follows:

**Short title**

1. This Act may be cited as the *Holidays (Amendment) Act 1992*.

5 **Principal Act**

2. In this Act, "Principal Act" means the *Holidays Act 1958*.<sup>1</sup>

**Public holidays**

3. Section 3 of the Principal Act is amended—

- 10
- (a) by omitting from subsection (1) "the next succeeding subsection" and substituting "subsections (2) and (3)";
  - (b) by inserting in subparagraph (1) (a) (i) "Saturday or" before "Sunday";

- (c) by inserting in subparagraph (1) (a) (viii) "Saturday or" before "Sunday";
- (d) by omitting subparagraph (1) (a) (ix) and substituting the following subparagraph:

5 " (ix) the twenty-sixth day of December (Boxing Day), or—

(A) if that day falls on a Saturday, the following Monday; or

(B) if that day falls on a Sunday or Monday, the following Tuesday; and";

10 (e) by omitting from subsection (2) "(a) of the last preceding subsection" and substituting "(1) (a)"; and

(f) by adding at the end the following subsections:

15 "(3) When, but for this subsection, a person would be entitled under an award to observe as a holiday a weekday (being a day that is not to be observed as a public holiday in the Territory pursuant to this Act) following a substituted public holiday, the provisions of this Act by virtue of which that substituted public holiday is to be observed as a public holiday in the Territory do not apply in relation to that person.

20 "(4) In subsection (3)—

'award' has the same meaning as in section 4 of the *Industrial Relations Act 1988* of the Commonwealth;

25 'substituted public holiday' means a day that, under subsection 3 (1), is to be observed as a public holiday in the Territory by reason only that another day or date specified in paragraph 3 (1) (a) falls on a Saturday or Sunday."

### Bank holidays

4. Section 4 of the Principal Act is amended—

- 30 (a) by omitting from subsection (1) "the next succeeding subsection" and substituting "subsection (2)";
- (b) by omitting from paragraph (1) (a) "the last preceding section" and substituting "section 3"; and
- 35 (c) by omitting from subsection (2) "(a) or (b) of the last preceding subsection" and substituting "(1) (a) or (b)".

**NOTE**

1. Ordinance No. 19, 1958 as amended to date. For previous amendments see the table in Note 1 to the *Holidays Act 1958* (as reprinted as at 30 June 1991).

