

## Regulations 1974 No. 29

### Regulation under the *Apprenticeship Ordinance 1936-1974*.\*

I, LANCE HERBERT BARNARD, the Acting Minister of State for Education, hereby make the following Regulation under the *Apprenticeship Ordinance 1936-1974*.

Dated this first day of November, 1974.

LANCE BARNARD  
Acting Minister of State for Education.

#### AMENDMENT OF THE APPRENTICESHIP REGULATIONS†

Regulations 2 to 13 (inclusive) of, and the Schedule to, the *Apprenticeship Regulations* are repealed and the following regulations and Schedule substituted:—

“2. In these Regulations, unless the contrary intention appears, ‘the Ordinance’ means the *Apprenticeship Ordinance 1936-1974*. Definition.

“3. The rate at which allowance is payable under section 22 of the Ordinance is Fifteen dollars per week. Allowance to certain apprentices.

“4. Indentures of apprenticeship shall be in accordance with the Form set out in the Schedule. Form of indentures.

#### SCHEDULE

Regulation 4

(Front of form)

#### AUSTRALIAN CAPITAL TERRITORY *Apprenticeship Ordinance*

#### INDENTURE OF APPRENTICESHIP

THIS INDENTURE made the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_  
between \_\_\_\_\_ who was born on \_\_\_\_\_ (hereinafter called  
the apprentice) of the first part, \_\_\_\_\_ of \_\_\_\_\_ (hereinafter  
called the employer) of the second part and \_\_\_\_\_ of \_\_\_\_\_  
parent or guardian of the apprentice (hereinafter called the guardian) of the third part  
Witnesses as follows:—

1. The apprentice of his own free will and with the consent of the guardian hereby binds himself apprentice to the employer to learn the trade of \_\_\_\_\_ for a term of \_\_\_\_\_ years \_\_\_\_\_ months, to be calculated from and be deemed to have commenced on the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_

2. The apprentice and the guardian as surety for the apprentice jointly and severally bind themselves for the true performance of all of the covenants and agreements set out above and in the Schedule to this indenture.

\* Notified in the *Australian Government Gazette* on 11 November 1974.

† Regulations made on 27 January, 1937, as amended by Regulations 1946, No. 6; 1949, No. 1; 1950, No. 8; and 1958, No. 7.

*Apprenticeship Regulations*

IN WITNESS whereof the parties hereto have hereunto set their hands and affixed their seals the day and year first abovewritten.

Signed, sealed and delivered by the  
said in the .....  
presence of:— (Signature of apprentice)

Signed, sealed and delivered by the  
said in the .....  
presence of:— (Signature of employer)

Signed, sealed and delivered by the  
said in the .....  
presence of:— (Signature of parent or guardian)

(Back of form)

1. The employer covenants with the apprentice and guardian and with each of them separately to teach and instruct the apprentice or cause the apprentice to be taught and instructed in the aforesaid trade by the best means in the employer's power during the said term and to provide facilities for the practical training of the apprentice and to give the apprentice every opportunity to learn the trade and to receive during the period of his apprenticeship such technical, trade, or other training as may be prescribed by any regulations governing the employment of the apprentice and to observe faithfully all other agreements and covenants set out herein.

2. This indenture shall be read subject to and so as to require compliance by the parties hereto with the provisions of the *Apprenticeship Ordinance 1936-1974* and the Regulations made thereunder and with any award, order, agreement, or determination made pursuant to the *Conciliation and Arbitration Act 1904-1973*, affecting these presents and applicable to the apprentice.

3. The apprentice and the guardian as surety for the apprentice jointly and severally covenant with the employer—

(a) That the apprentice will during the whole of the said term excepting such days on which he is entitled by law to be absent from his employment or days on which his absence is permitted by the employer diligently and faithfully serve the employer as his apprentice and at all times obey the lawful commands of the employer or his representatives and will not absent himself from the employer's service during working hours without his consent.

(b) That at all times the apprentice will not commit or permit to be accessory to any waste, damage, or other injury to the property or goods or business of the employer and will in the course of his employment with the employer conduct himself in a courteous obedient and proper manner.

(c) That the apprentice shall, if so required by the Apprenticeship Board—

(i) if absent from his work with the consent of the employer for more than fourteen days in one year; or

(ii) if absent from his work for any period during one year without the consent of the employer,

serve, at the end of that year, one day for each day during which he was so absent, and the period of the next succeeding year of his apprenticeship shall be deemed not to begin until the additional day or days has or have been served.

(d) That the employer shall, provided the apprentice gains a pass at the annual examinations in the course which the apprentice is attending as part of his apprenticeship training, and completes 80 per cent of the possible attendances for the year, reimburse the apprentice the fees paid by the apprentice for attending the course in that year.

4. In consideration of the service of the apprentice the employer will pay the apprentice during the said term not less than the minimum rate of wage prescribed from time to time by the appropriate legislation, industrial awards, orders, or industrial agreements applicable to the apprentice.

5. It is hereby agreed and declared between the parties hereto—

- (a) That this indenture shall not be cancelled except in accordance with the provisions of the *Apprenticeship Ordinance 1936-1974*.
- (b) That the guardian shall be bound by this indenture until the apprentice attains the age of twenty-one years or until the expiration of the said term whichever first occurs.

**CERTIFICATE OF SERVICE**

This is to certify that the abovenamed apprentice duly completed his apprenticeship under this indenture on the \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_.

The requirements of the *Apprenticeship Ordinance 1936-1974* have been complied with.

Date.....

.....  
**Chairman, Apprenticeship Board**