



ANNO TRICESIMO QUINTO

ELIZABETHAE II REGINAE

A.D. 1986

No. 10 of 1986

An Act to amend the Industrial Conciliation and Arbitration Act, 1972.

[Assented to 13 March 1986]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. (1) This Act may be cited as the "Industrial Conciliation and Arbitration Act Amendment Act, 1986".

(2) The Industrial Conciliation and Arbitration Act, 1972, is in this Act referred to as "the principal Act".

Amendment of
s. 80—
Sick leave.

2. Section 80 of the principal Act is amended by inserting after subsection (4) the following subsections:

(4a) Where, after the commencement of the Industrial Conciliation and Arbitration Act Amendment Act, 1986, a business is transmitted from an employer ("the transmittor") to another employer ("the transmittee") and an employee who at the time of the transmission was an employee of the transmittor in that business becomes an employee of the transmittee—

(a) the continuity of service of the employee shall be deemed not to have been broken by reason of the transmission;

and

(b) the period of service which the employee has had with the transmittor or any prior transmittor, including service before the commencement of the Industrial Conciliation and Arbitration Act Amendment Act, 1986, shall be deemed to be service of the employee with the transmittee.

(4b) In subsection (4a)—

“business” includes a part of a business:

“transmission” includes transfer, conveyance, assignment or succession, whether by agreement or by operation of law, and “transmitted” has a corresponding meaning.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

D. B. DUNSTAN, Governor