



ANNO VICESIMO TERTIO

ELIZABETHAE II REGINAE

A.D. 1974

No. 126 of 1974

An Act to amend the Public Service Act, 1967-1974.

[Assented to 12th December, 1974]

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

1. (1) This Act may be cited as the "Public Service Act Amendment Act (No. 2), 1974". Short titles.

(2) The Public Service Act, 1967-1974, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Public Service Act, 1967-1974".

2. Section 40 of the principal Act is amended by striking out from subsection (1) the passage "appointed to" and inserting in lieu thereof the passage "first appointed to an Office in". Amendment of principal Act, s. 40—
Admission on probation.

3. Section 46 of the principal Act is amended—

(a) by inserting in subsection (1) after the passage "Permanent Head" the passage "or where, in the opinion of the Board, a vacancy is likely to occur in such an Office";

Amendment of principal Act, s. 46—
Vacancy in Office of Permanent Head.

(b) by striking out from subsection (1) the word "vacant";

(c) by striking out from subsection (2) the word "vacant" first occurring;

and

(d) by inserting in subsection (2) after the passage "appoint a person to that" the passage "Office on it being or becoming a".

4. Section 47 of the principal Act is amended—

(a) by inserting in subsection (1) after the passage "Permanent Head" the passage "or where, in the opinion of the Board, a vacancy is likely to occur in such an Office";

Amendment of principal Act, s. 47—
Vacancy in other Office.

(b) by striking out from subsection (1) the word "vacant";

and

(c) by striking out from subsection (2) the word "vacant" twice occurring.

Amendment of
principal Act,
s. 48—
Appeals.

5. Section 48 of the principal Act is amended by striking out from subsection (2) the word "vacant" twice occurring.

Amendment of
principal Act,
s. 49—
Action where
no appeal
made.

6. Section 49 of the principal Act is amended by inserting after the passage "nominated Officer to the" the passage "Office on it being or becoming a".

Amendment of
principal Act
s. 52—
Proceedings
before
Committee.

7. Section 52 of the principal Act is amended by striking out from paragraph (b) of subsection (1) the passage "vacancy occurs" and inserting in lieu thereof the passage "Office is located".

Amendment of
principal Act,
s. 53—
Determination
of appeals, etc.

8. Section 53 of the principal Act is amended by inserting in subsection (2) after the passage "appoint to the" the passage "Office on it being or becoming a".

Amendment of
principal Act,
s. 86—
Closure of
Offices, etc.

9. Section 86 of the principal Act is amended—

(a) by inserting in subsection (2) after the passage "that Officer shall" the passage "subject to subsection (3) of this section";

and

(b) by inserting after subsection (2) the following subsection:—

(3) Where pursuant to subsection (2) of this section an Officer is not required to work on a day and in respect of that day, if it had been a day on which he was required to work, that Officer would have been granted leave pursuant to section 87 of this Act, then that Officer shall not be deemed to have been granted pursuant to section 83 of this Act one working day's recreation leave for that day.

Repeal of
s. 107 of
principal Act.

10. Section 107 of the principal Act is repealed.

Amendment of
principal Act,
s. 112—
Temporary
employment
of over age
person.

11. Section 112 of the principal Act is amended—

(a) by striking out from subsection (1) paragraph (a), the word "or" immediately following that paragraph and paragraph (b) and inserting in lieu thereof the passage "has attained the age of sixty-five years";

and

(b) by striking out paragraph (b) from subsection (3) and inserting in lieu thereof the following paragraph:—

(b) shall not continue to be employed under this Part after attaining the age of seventy years;

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

M. L. OLIPHANT, Governor