

# RAILWAYS CLASSIFICATION BOARD.

8° Elizabeth II., No. XIX.

---

No. 19 of 1959.

---

## AN ACT to amend the Railways Classification Board Act, 1920-1950.

[Assented to 8th October, 1959.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the *Railways Classification Board Act Amendment Act, 1959.* Short title and citation.

(2) In this Act the Railways Classification Board Act, 1920-1950, is referred to as the principal Act.

(3) The principal Act as amended by this Act may be cited as the Railways Classification Board Act, 1920-1959.

S. 15  
amended.

2. Section fifteen of the principal Act is amended—

- (a) by adding after the word, “branches” being the last word in paragraph (a) of subsection (1), the words, “and such positions as are held by persons engaged in the service of the Government Railways in a professional capacity”;
- (b) by adding after paragraph (d) of subsection (1) the following paragraph—
  - (e) to hear and determine any application by the Commission in respect of the classification, reclassification or salary of any officer or class of officers or his or their office or offices. ;
- (c) by adding after subsection (1) the following subsection—
  - (1a) The Board may make awards with respect to all or any of the matters referred to in paragraph (a), (b) or (c) of subsection (1) of this section. ; and
- (d) by substituting for the subsection designation, “(1a)” in line one of subsection (1a), the subsection designation, “(1b).”

S. 21  
amended.

3. Section twenty-one of the principal Act is amended—

- (a) by adding after the word, “may” in line one of subsection (1), the passage, “, subject to the provisions of subsection (1a) of this section,”; and
- (b) by adding after subsection (1) the following subsection—
  - (1a) Where the Board makes an award that includes any matter referred to in paragraph (a), (b) or (c) of subsection (1) of section fifteen of this Act, if any appeal or application, as the case may

be, made to the Board under the provisions of paragraph (d) or (e) of that subsection in respect of the matter is upheld or granted by the Board, the Board shall as soon as practicable vary the award according to the tenor of the decision of the Board made on the appeal or the application.

4. Subsection (1) of section twenty-two B of the principal Act is repealed and re-enacted as follows—

S. 22B  
amended.

(1) Where in the opinion of the executive committee of the West Australian Railway Officers' Union the Commission is not complying with the provisions of an award of the Board, for the time being in force, or where the Commission is not giving due effect to a decision of the Board in respect of an award made on the hearing of a claim by the Union or an officer or class of officers, the Union may in accordance with the regulations make application to the Board for the enforcement against the Commission of the award or the decision, and the Board may hear and determine the application.

---