

STATISTICS.

5° Elizabeth II., No. LXII.

No. 62 of 1956.

AN ACT to amend the Statistics Act, 1907.

[Assented to 4th January, 1957.]

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 *Statistics Act Amendment Act, 1956.* Short title and citation.

(2) The Statistics Act, 1907,

Act No. 3 of 1907,

is referred to in this Act as the principal Act.

(3) The principal Act as amended by this Act may be cited as the Statistics Act, 1907-1956.

Ss. 1A and 1B
and Part
heading
added.

2. The principal Act is amended by adding after section one the following heading and sections:—

PART I.—PROVISIONS RELATING TO COLLECTION AND PUBLICATION OF STATISTICS REQUIRED BY THE STATE.

1A. This Act is arranged as follows:—

PART I.—PROVISIONS RELATING TO COLLECTION AND PUBLICATION OF STATISTICS REQUIRED BY THE STATE.

PART II.—PROVISIONS RELATING TO COLLECTION AND PUBLICATION OF STATISTICS PURSUANT TO ARRANGEMENT BETWEEN THE COMMONWEALTH AND THE STATE, FOR THE PURPOSES OF BOTH THE COMMONWEALTH AND THE STATE.

1B. The provisions of Part I. of this Act are subject to the provisions of any arrangement, or supplementary arrangement,

Cf. Common-
wealth Act,
No. 17 of
1956.

(a) mentioned in section five of the Statistics (Arrangements with States) Act, 1956 of the Commonwealth Parliament or any Act passed in amendment of, or substitution for, that Act by the Commonwealth Parliament; and

(b) entered into by the Governor-General of the Commonwealth pursuant to authority conferred by section five of that Act, and by the Governor pursuant to section twenty-five of this Act, and for the time being subsisting.

3. The principal Act is amended by adding after section twenty-four the following heading and section and Schedule:—

S. 25 and
Part heading
added.

PART II.—PROVISIONS RELATING TO COLLECTION
AND PUBLICATION OF STATISTICS PURSUANT
TO ARRANGEMENT BETWEEN THE COMMON-
WEALTH AND THE STATE, FOR THE PURPOSES
OF BOTH THE COMMONWEALTH AND THE
STATE.

25. (1) The Governor on behalf of the State may enter into any arrangement, or supplementary arrangement, mentioned in section five of the Statistics (Arrangements with States) Act, 1956 of the Commonwealth Parliament or any Act passed in amendment of, or substitution for, that Act by the Commonwealth Parliament, with the Governor-General of the Commonwealth with respect to the collection and publication of statistics, and the supply of statistical information, for the purposes of both the Commonwealth and the State.

(2) Without prejudice to the generality of the power conferred by subsection (1) of this section, the Governor on behalf of the State may enter into an arrangement with the Governor-General of the Commonwealth in, or substantially in, the form of arrangement set out in the Schedule to this Act.

(3) Any arrangement or supplementary arrangement entered into pursuant to this section by the Governor on behalf of the State with the Governor-General of the Commonwealth has by virtue of this subsection effect according to its tenor.

SCHEDULE.

AN ARRANGEMENT entered into BETWEEN HIS EXCELLENCY THE GOVERNOR-GENERAL OF THE COMMONWEALTH OF AUSTRALIA acting with the advice of the Federal Executive Council AND HIS EXCELLENCY THE GOVERNOR OF THE STATE OF WESTERN AUSTRALIA acting with the advice of the Executive Council of the State WHEREBY IT IS AGREED as follows:—

1. The Commonwealth of Australia (in this arrangement called "the Commonwealth") will create an office in the Public Service of the Commonwealth of Deputy Commonwealth Statistician for the State of Western Australia (the occupant of which office from time to time is in this arrangement called "the Deputy Commonwealth Statistician").

2. The functions of the Deputy Commonwealth Statistician shall be to administer, subject to the general control and supervision of the Commonwealth Statistician, an office (in this arrangement called "the Integrated Statistical Service") for the integrated collection and publication of statistics, and the supply of statistical information, for the purposes of both the Commonwealth and the State.

3. (1) The person occupying the office of Government Statistician of the State at the date of this arrangement shall resign from the Public Service of the State and, subject to the provisions of the Statistics (Arrangements with States) Act, 1956 of the Commonwealth and of the Public Service Act, 1922-1955 of the Commonwealth, shall thereupon be appointed to the office of Deputy Commonwealth Statistician in the Public Service of the Commonwealth, but notwithstanding that resignation shall continue to occupy the office of Government Statistician under the Statistics Act, 1907 of the State.

(2) In this arrangement, the expression "the Government Statistician" means the occupant at the relevant time of the office of Government Statistician under the Statistics Act, 1907 of the State.

4. Subsequent appointments to the office of Deputy Commonwealth Statistician as and when it becomes vacant will be made in accordance with and subject to the procedures of the Commonwealth after consultation between the Commonwealth Statistician

and the appropriate Commonwealth and State authorities and the State will, in accordance with and subject to its own procedures, at the same time appoint the same person to the office of Government Statistician of the State.

5. (1) The staff establishment needed for the Integrated Statistical Service shall be considered at appropriate times by a Committee consisting of—

- (a) the Commonwealth Statistician or his nominee;
- (b) an officer of the State who shall be the Government Statistician or an officer nominated by the Public Service Commissioner of the State; and
- (c) a person nominated by the Commonwealth.

(2) The Committee referred to in the last preceding subclause shall also consider and advise the Commonwealth Statistician upon the position of temporary statistical officers and any other officers working on statistics under the direction of the Government Statistician.

6. With the consent of the Public Service Board of the Commonwealth and the Public Service Commissioner of the State, and subject to the provisions of the Statistics (Arrangements with States) Act, 1956 of the Commonwealth and of the Public Service Act, 1922-1955 of the Commonwealth, the Commonwealth may, without medical or other examination, appoint to, or engage for employment in, the Public Service of the Commonwealth, to perform duties in the Integrated Statistical Service, employees of the State engaged on duties of a statistical character under the direction of the Government Statistician who elect to be so appointed.

7. Nothing contained in this arrangement prevents the State from retaining any of its existing employees or appointing under its relevant legislation a reasonable number of new employees to perform at its expense and on its behalf the functions of statistical research officers under the direction of the Government Statistician acting in his State capacity.

8. (1) Officers appointed to, or engaged for employment in, the Public Service of the Commonwealth in accordance with clause 6 of this arrangement shall be required to execute such of the powers and duties conferred on "officers" by the Census and Statistics Act, 1905-1949, as amended from time to time, as they are directed by the Commonwealth Statistician or the Deputy Commonwealth Statistician to execute.

(2) Notwithstanding the last preceding subclause, an officer appointed to, or engaged for employment in, the Public Service of the Commonwealth in accordance with clause 6 of this arrangement shall be required to perform such duties in respect of the functions of the Integrated Statistical Service referred to in clause 11 of this arrangement as he is directed to perform by the Commonwealth Statistician or the Deputy Commonwealth Statistician.

(3) The employees referred to in clause 7 of this arrangement will be made available by the State for the performance of such duties and functions for the purposes of the Census and Statistics Act, 1905-1949 of the Commonwealth, as amended from time to time, as may be agreed between the Commonwealth Statistician and the Government Statistician acting in his State capacity.

9. The Commonwealth will meet the full cost of the staff, equipment, printing, office accommodation and other things required for the Integrated Statistical Service.

10. The Deputy Commonwealth Statistician and the Staff of the Integrated Statistical Service will, so far as is consistent with the proper operation of the Service, be located in the capital city of the State, or in such other place as may be agreed between the Commonwealth and the State.

11. The Integrated Statistical Service will, among other things, perform or carry out the statistical work normally performed or carried out by the Government Statistician for departments or instrumentalities of the State, including but not limited to—

- (i) statistics of law and crime (as incorporated in Police Annual Reports and in statistical publications);
- (ii) vital statistics and the like as included in reports of State Departments of Health;
- (iii) worker's compensation (industrial accident) statistics;
- (iv) medical and hospital statistics (as incorporated in the Report of the State Department of Health and in statistical publications);
- (v) statistics of interstate trade; and
- (vi) herd testing statistics.

12. The Deputy Commonwealth Statistician and his officers will have access to all State statistical records, both past and current, and to sources of statistics in all Government departments and instrumentalities of the State, but shall observe and comply with all statutes of the State relating to those records or sources, including provisions relating to secrecy.

13. (1) The State will make available to the Integrated Statistical Service the services of the members of the Police Force of the State for the collection of statistics in the same manner as those services were provided immediately prior to the date of this arrangement to the Government Statistician.

(2) The Commonwealth will pay the postal, freight and other expenses incurred in connection with the statistical activities of the Police Force on behalf of the Integrated Statistical Service.

14. The Deputy Commonwealth Statistician and the Government Statistician will continue current statistical collections in the State, and the Commonwealth will continue to publish all statistical publications in and relating to the State which are published by the Government Statistician at the date of this arrangement, and will expand them to include a Western Australian Year Book and such other matters as may be considered necessary or desirable from time to time.

15. The Commonwealth will, subject to the consent of the owner or owners thereof, take over from the State existing rights and liabilities of the State in respect of hired punched-card equipment in use by the Government Statistician, and will purchase from the State at independent valuation equipment, owned by the State at the date of this arrangement, ancillary to that punched-card equipment.

16. The State will make available, free of charge, to the Commonwealth, for use by the Integrated Statistical Service, all furniture, books and other equipment in use by the Government Statistician at the date of this arrangement.

17. (1) Unless otherwise agreed by all the Government Statisticians of the States, the Commonwealth Statistician will arrange an annual conference with the Deputy Commonwealth Statisticians and the Government Statisticians of the several States to discuss and resolve agenda items on any statistical matter proposed by any Statistician.

(2) The Commonwealth and the State agree that the conference of Statisticians may consider and advise the two Governments on any matter arising under or relating to this arrangement.

18. (1) In the event of any major difficulty or dispute arising out of this arrangement, the Commonwealth or the State may request that it be considered by a Joint Statistical Committee.

(2) A Joint Statistical Committee will be constituted for the occasion and will consist of five members being two representatives nominated by the Commonwealth, two representatives nominated by the State and an independent member agreed upon by the Commonwealth and the State who shall be the Chairman of the Committee.

(3) The Committee will report its recommendations upon any question considered by it in pursuance of this clause to the respective Governments, but those recommendations shall not be conclusive or binding on either Government.

Dated this day of , 1956.

By His Excellency's Command,

Governor-General.

By His Excellency's Command,

Governor.
