

1950.] *Acts Amendment (Allowances and Salaries Adjustment)* [No. 16.]

ACTS AMENDMENT (ALLOWANCES AND SALARIES ADJUSTMENT).

14° Geo. VI., No. XVI.

No. 16 of 1950.

AN ACT to amend certain Acts so as to provide for the adjustment of certain allowances and salaries.

[Assented to 17th November, 1950.]

BE it enacted by the King'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. This Act may be cited as the *Acts Amendment (Allowances and Salaries Adjustment) Act, 1950.* Short title.

AUDIT.

2. (1) This section shall be read as one with the Audit Act, 1904-1947 (Act No. 12 of 1904 as amended by Acts Nos. 24 of 1927 and 52 of 1947), referred to in this section as the principal Act. Construction.

(2) The principal Act as amended by this Act may be cited as the Audit Act, 1904-1950. Citation of principal Act as amended by this Act.

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s. 6
amended.

(3) Section six of the principal Act is amended by substituting for the words "at the rate of one thousand two hundred pounds per annum on and after the fifteenth day of October, one thousand nine hundred and forty-seven" inserted by subsection (3) of section three of the Acts Amendment (Allowances and Salaries Adjustment) Act, 1947, the words "on and after the first day of September one thousand nine hundred and fifty at such rate per annum, being not less than one thousand five hundred and fifty pounds and not more than two thousand pounds, as the Governor may, from time to time, whenever he thinks fit, determine, and unless otherwise so determined, at a rate per annum of one thousand five hundred and fifty pounds".

PARLIAMENTARY ALLOWANCES.

Construction.
Note: The blank will take the No. given to the Acts Amendment (Increase in number of Ministers of the Crown) Act, 1950, when passed.

3. (1) This section shall be read as one with the Parliamentary Allowances Act, 1911-1950 (Act No. 33 of 1911 as amended by Acts Nos. 63 of 1919, 32 of 1925, 28 of 1927, 6 of 1930, 34 of 1944, 52 of 1947, and _____ of 1950), referred to in this section as the principal Act.

Citation of principal Act as amended by this Act.

(2) The principal Act as amended by this Act may be cited as the Parliamentary Allowances Act, 1911-1950.

s. 3
amended.

(3) Section three of the principal Act is repealed and re-enacted as follows:—

3. (1) Each member of the Legislative Council and each member of the Legislative Assembly shall be entitled on and after the first day of September one thousand nine hundred and fifty to receive an allowance at the rate of one thousand pounds per annum.

(2) A member of the Legislative Council or a member of the Legislative Assembly, who is elected for an Electoral Province or an Electoral District, as the case may be, any part of the boundaries of either of which is outside the area of an imaginary circle having a radius of fifty miles from Parliament House at Perth in the

State, shall be entitled to receive an allowance at the rate of fifty pounds a year, in addition to the allowance which he is entitled to receive under the provisions of the last preceding subsection.

(3) The member of the Legislative Assembly who, for the time being, is recognised as the Leader of the Opposition, shall be entitled to receive an allowance at the rate of five hundred pounds a year in addition to the allowance which he is entitled to receive pursuant to the provisions of subsection (1) of this section and where applicable, in addition to the allowance referred to in the last preceding subsection.

(4) While holding any of the principal executive offices of the Government, liable to be vacated on political grounds, a member of the Legislative Council or a member of the Legislative Assembly shall be entitled to receive all the allowances to which he is entitled under this Act in addition to Ministerial salary to which he is entitled under the Constitution Acts Amendment Act, 1899-1950.*

*See note to cl. 3 (1) ante.

(4) Section six of the principal Act is repealed and re-enacted as follows:—

s. 6 amended.

6. (1) The President of the Legislative Council and the Speaker of the Legislative Assembly shall each be entitled on and after the first day of September, one thousand nine hundred and fifty, to receive an allowance at the rate of one thousand four hundred pounds per annum but while entitled to receive that allowance shall not be entitled to receive any of the allowances referred to in section three of this Act, except the allowance referred to in subsection (2) of that section where that subsection is applicable.

(2) The Chairman of Committees of the Legislative Council and the Chairman of Committees of the Legislative Assembly shall each be entitled on and after the first day of September, one thousand nine hundred and fifty, to receive an allowance at the rate of one thousand

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two hundred pounds per annum but while entitled to receive that allowance shall not be entitled to receive any of the allowances referred to in section three of this Act, except the allowance referred to in subsection (2) of that section where that subsection is applicable.

s. 6B added.

(5) The following section is added to the principal Act:—

Variations in allowances.

6B. The allowances which—

a member of the Legislative Council and a member of the Legislative Assembly are entitled to receive pursuant to the provisions of subsection (1) of section three of this Act;

the President of the Legislative Council and the Speaker of the Legislative Assembly are entitled to receive pursuant to the provisions of subsection (1) of section six of this Act;

the Chairman of Committees of the Legislative Council and the Chairman of Committees of the Legislative Assembly are entitled to receive pursuant to the provisions of subsection (2) of section six of this Act;

shall be increased on and after the first day of September, one thousand nine hundred and fifty—

by an amount of twenty pounds for each complete amount of seven shillings and eightpence as determined by the Industrial Arbitration Court pursuant to the provisions of Part VII of the Industrial Arbitration Act, 1912-1949 and being an increase above the basic wage rate for the Metropolitan Area of five pounds nine shillings and threepence which rate was declared by that Court on the twenty-third day of July, one thousand nine hundred and forty-seven and was in operation on the fifteenth day of October of that year—

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but for such period only as each such increase of seven shillings and eightpence remains in operation.

(6) Section seven of the principal Act is amended by adding after the figures "1947" inserted by subsection (8) of section five of the Acts Amendment (Allowances and Salaries Adjustment) Act, 1947, the words "and subject to the provisions of the Acts Amendment (Allowances and Salaries Adjustment) Act, 1950". s. 7 amended.

PUBLIC SERVICE.

4. (1) This section shall be read as one with the Public Service Act, 1904-1948 (Act No. 41 of 1904, reprinted pursuant to the provisions of the Amendments Incorporation Act, 1938, with amendments to and including Act No. 52 of 1947, incorporated, and further amended by Act No. 45 of 1948), referred to in this section as the principal Act. Construction.

(2) The principal Act as amended by this Act may be cited as the Public Service Act, 1904-1950. Citation of principal Act as amended by this Act.

(3) Subsection (5) of section seven of the principal Act is amended by substituting for the words "at the rate of one thousand four hundred and seventy-five pounds a year on and after the fifteenth day of October, one thousand nine hundred and forty-seven" in lines one, two, three and four the words "on and after the first day of September one thousand nine hundred and fifty at such rate per annum being not less than one thousand five hundred and fifty pounds and not more than two thousand and fifty pounds as the Governor may, from time to time, whenever he thinks fit, determine, and unless otherwise so determined at a rate per annum of one thousand five hundred and fifty pounds". s. 7 amended.

STIPENDIARY MAGISTRATES.

5. (1) This section shall be read as one with the Stipendiary Magistrates Act, 1930-1948 (Act No. 17 of 1930 as amended by Acts Nos. 14 of 1947 and 36 Construction.

of 1948), referred to in this section as the principal Act.

Citation of principal Act as amended by this Act.

(2) The principal Act as amended by this Act may be cited as the Stipendiary Magistrates Act, 1930-1950.

s. 3 amended.

(3) Section three of the principal Act is amended by substituting for all words in lines one to eleven both inclusive the words—

The salary of each stipendiary magistrate on and after the first day of September one thousand nine hundred and fifty shall be at such rate per annum, being not less than one thousand two hundred and fifty pounds and not more than one thousand five hundred and fifty pounds—

from the calculation of which rate there shall be excluded special remuneration for extraneous services and any allowances—

as the Governor may, from time to time, whenever he thinks fit, determine, and unless otherwise so determined, at a rate of one thousand two hundred and fifty pounds.