

## PUBLIC SERVICE.

20° GEO. V., No. XLIII.

No. 2 of 1930.

### AN ACT to amend the Public Service Act, 1904.

[Assented to 6th January, 1930.]

**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and 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 *Public Service Act Amendment Act, 1929*, and shall be read as one with the Public Service Act, 1904, hereinafter referred to as the principal Act. Short title.

2. Subsection five of section nine of the principal Act is hereby repealed; and subsection six thereof is amended by omitting the words "in any class or grade." Amendment of sec. 9.

3. Subsection one of section thirteen of the principal Act is amended by omitting the words "division, class, grade, and salary under this Act," and inserting the word "classification" in place thereof; and subsection two thereof is amended by inserting after the word "August" the words "or as soon thereafter as practicable." Amendment of sec. 13.

4. Section fifteen of the principal Act is amended by inserting after the word "temporarily" the words "an Assistant Public Service Commissioner or"; by omitting the words "and grading"; and by adding to the section a paragraph, as follows:— Amendment of sec. 15.

There shall be a reclassification once at least in every five years.

Amendment of sec.  
18.

5. Section eighteen of the principal Act is amended, as follows:—

- (1) By inserting after the word "Department," in subsection one, the words "and all persons whose offices are, on classification, included in such Division."
- (2) By omitting the words "Governor, on the recommendation of the Commissioner, directs to be included in such Division," in subsection two, and inserting in place thereof the words "Commissioner includes in such Division."
- (3) By omitting the words "the Governor, on the recommendation of the Commissioner, directs to be included in such Division," in subsection three, and inserting in place thereof the words "on classification are included in such Division."

Repeal of sec. 20.

6. Section twenty of the principal Act is hereby repealed.

Amendment of sec.  
23.

7. (1.) Subsection one of section twenty-three of the principal Act is amended by omitting the words "the Governor may, on the recommendation of the Commissioner," and inserting in place thereof the words "the Commissioner may"; by substituting for the words "competitive examinations" the word "examination"; by inserting the words "to have passed, or" after the word "required," in paragraph (b); and by omitting paragraph (e).

(2.) Subsection two of section twenty-three of the principal Act is amended by omitting the words "the Governor may, on the recommendation of," and by inserting after the word "Commissioner" the word "may."

Repeal of secs. 26  
and 27.

8. Sections twenty-six and twenty-seven of the principal Act are hereby repealed.

Amendment of sec.  
30.

9. Section thirty of the principal Act is amended by adding to paragraph (b) the word "or," and by inserting a paragraph as follows:—

(c) he has, prior to the commencement of the Public Service Act Amendment Act, 1929, served with diligence and fidelity in the office of clerk of courts or mining registrar, followed by at least four years continuous service as an acting magistrate.

10. Section thirty-four of the principal Act is amended by substituting the word "fifteen" for the word "sixteen," in line three of subsection (1). Amendment of sec. 34.
11. Section thirty-five of the principal Act is amended by omitting the words "division or class or grade to that in which he was an officer at such time," at the end of subsection (1), and inserting in place thereof the word "classification." Amendment of sec. 35.
12. Section thirty-seven of the principal Act is amended by omitting paragraph (c) thereof. Amendment of sec. 37.
13. A section is inserted in the principal Act, as follows:— Increment of salary.
- 37A. (1.) Increments of salary within the limits of a range shall be annual; but no increment shall accrue to any salary until the officer in receipt thereof has received such salary for a period of twelve months:
- Provided that the right to receive an increment in any year shall depend upon the good conduct, diligence, and efficiency of the officer.
- (2.) The permanent head of each department shall furnish to the Commissioner a report upon the conduct, diligence, and general efficiency of the officers of his department before any increase of salary is paid to such officers. Report.
- Such report shall, in the first instance, be made by the immediate superior of the officer reported upon, and then forwarded by the permanent head, with such amendments as he may think fit.
14. Sections forty and forty-one of the principal Act are hereby repealed. Repeal of secs. 40 and 41.
15. A section is inserted in the principal Act, as follows:— Increased remuneration for acting position.
- 46A. An officer performing the work of another officer may, with the approval of the Commissioner, be granted increased remuneration on the following basis:—
- (a) when acting in a position for a period of one month or longer, the minimum value of which exceeds his own salary, the minimum value of such position for the whole time he is acting;

(b) when acting in a position for a period of one month or longer, the minimum value of which does not exceed his own salary, at the rate of half the difference between the respective salaries for the whole time he is acting.

The amounts mentioned in paragraphs (a) and (b) may be reduced by the Commissioner should circumstances, in his opinion, warrant it.

Repeal of sec. 50  
and substitution of  
new section.

16. Section fifty of the principal Act is hereby repealed, and a section is inserted in place thereof, as follows:—

Appeal to Public  
Service Appeal  
Board.

50. Any officer may appeal from the recommendation of the Commissioner under sections forty-seven or forty-nine to the Public Service Appeal Board constituted under the Public Service Appeal Board Act, 1920, and such Board shall have jurisdiction to hear and determine the appeal under and subject to the provisions of that Act.

Repeal of Part VI.

17. Part VI. of the principal Act is hereby repealed.

Amendment of sec.  
76.

18. A paragraph is added to section seventy-six of the principal Act, as follows:—

All classifications and reclassifications shall also be published in the *Government Gazette*.

Amendment of sec.  
84.

19. Section eighty-four of the principal Act is amended by deleting paragraphs (b), (c) and (r), and the words "for fixing the fees payable for entrance examinations," and the words "of all persons who have passed the entrance examinations and" in paragraph (d), and all words in paragraph (e) after the word "prescribing" to the end of the second line thereof, and the words "and members of the Appeal Board," in paragraph (k).