

ROYAL VISIT HOLIDAY.

No. 90 of 1976.

AN ACT to make provision for a special holiday in honour of the occasion of the visit to the State of Her Majesty the Queen and His Royal Highness the Duke of Edinburgh, in the year nineteen hundred and seventy-seven.

[Assented to 4th November, 1976.]

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. This Act may be cited as the *Royal Visit* Short title.
Holiday Act, 1976.

Special
holiday.

2. (1) For the purpose of honouring the visit proposed to be paid to this State by Her Majesty the Queen and His Royal Highness the Duke of Edinburgh, in the year nineteen hundred and seventy-seven (in this Act called "the Royal Visit"), the Governor may by proclamation appoint a day to be observed subject to the provisions of this Act, as a special holiday.

Special
holiday for
whole or
different
parts of
the State.

(2) The Governor may under subsection (1) of this section appoint a day specified in the proclamation for the observance of the special holiday throughout the whole of the State, or may so appoint different days in respect of different parts of the State for the observance of the special holiday in each of those parts, as in his opinion will best enable the persons in that part to observe the occasion of the Royal Visit.

Special
holiday a
bank
holiday.

(3) A day appointed under this Act to be observed as a special holiday shall be deemed, for all purposes, to be a bank holiday throughout the whole or part of the State, as the case may be, in respect of which it is appointed to be observed as a special holiday, as if it had been appointed a bank holiday under the Public and Bank Holidays Act, 1972.

Power to
alter or
cancel
special
holiday.

3. (1) If, through any change of plans for the Royal Visit, or for any other reason deemed by him to be sufficient, the Governor is of opinion that a day appointed under this Act to be observed as a special holiday should be altered, he may by proclamation—

- (a) from time to time cancel the appointment of that day as a special holiday and appoint another day to be a special holiday instead of that day; or
- (b) cancel the appointment of the day to be observed as a special holiday.

(2) When a proclamation is made under subsection (1) of this section appointing a day to be observed as a special holiday instead of another day, the day appointed in that proclamation shall be deemed to be the day to which section two of this Act refers and the provisions of this Act shall be construed and applied accordingly.

4. (1) Any Act or regulation, or any award or industrial agreement for the time being in force under the Industrial Arbitration Act, 1912, or any other Act, whether or not that Act, regulation, award or industrial agreement provides for certain specified days or a certain number of days to be observed or treated as public holidays, bank or public service holidays or empowers the Governor to proclaim, appoint or declare any day as a public, bank or public service holiday, shall be deemed to be amended so as to provide that the special holiday provided pursuant to this Act shall be treated as a public, bank or public service holiday, as the case requires, without deduction of pay.

Effect of special holiday on Acts, awards, industrial agreements, etc.

(2) A person who is required by his employer to work on the special holiday—

- (a) shall be compensated for his work on that day in accordance with the provisions of the Act, regulation, award or industrial agreement that is applicable to that person and to work done by an employee on a public, bank or public service holiday, as the case may be;
- (b) shall, in the absence of a provision to that effect, be paid for his work on the special holiday at the rate of double time, or at the option of his employer, have one day added to his annual leave, or if he works for part only of the special holiday, shall have the equivalent number of hours in which he so worked, added to his annual leave.

(3) Where the special holiday occurs during the annual leave of an employee, he shall have one day added to his annual leave.

(4) When under section two of this Act different days are appointed for the observance of the special holiday in respect of different parts of the State, a person to whom any Act, regulation, award or industrial agreement referred to in subsection (1) of this section applies, is entitled to only one special holiday or, instead of the special holiday, he is entitled on only one occasion to the rights and privileges conferred by subsections (2) and (3) of this section.
