

INDUSTRIAL ARBITRATION.

No. 82 of 1980.

AN ACT to amend section 23 of the Industrial Arbitration Act 1979.

[Assented to 5 December 1980.]

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 *Industrial Arbitration Amendment Act 1980*.

Short title
and citation.

(2) In this Act the Industrial Arbitration Act 1979 is referred to as the principal Act.

(3) The principal Act as amended by this Act may be cited as the Industrial Arbitration Act 1979-1980.

Section 23
amended.

2. Section 23 of the principal Act is amended in subsection (1) by deleting “.” at the end and substituting the following—

“ , but, notwithstanding any provision of this section or any other provision of this or any other Act, the Commission does not have jurisdiction of any kind—

(a) in any matter of the suspension from duty in, discipline in, dismissal from, termination of, or reinstatement in, employment of any employee or any one of a class of employees if there is provision, however expressed, by or under any other Act for or in relation to any one or more of the following—

(i) suspension from duty in that employment;

(ii) discipline in that employment;

(iii) dismissal from that employment;

(iv) termination of that employment,

and there is provision, however expressed, by or under that other Act for an appeal in any one or more of the matters referred to in subparagraphs (i) to (iv) inclusive of this paragraph; or

(b) in any matter of the suspension from duty in, discipline in, dismissal from, termination of, or reinstatement in, employment of any person as—

(i) an employee who is a Government officer within the meaning of section 96;

(ii) a person who holds an office for which the remuneration payable is determined or recommended pursuant to the Salaries and Allowances Tribunal Act 1975;

- (iii) an officer or employee in either House of Parliament—
 - (I) under the separate control of the President or Speaker or under their joint control;
 - (II) employed by a Committee appointed pursuant to the Joint Standing Rules and Orders of the Legislative Council and the Legislative Assembly; or
 - (III) employed by the Crown; or
 - (iv) an officer or employee on the Governor's Establishment. ” .
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