

GOVERNMENT RAILWAYS.

No. 72 of 1972.

AN ACT to amend sections twenty-four and fifty-two of the Government Railways Act, 1904-1971.

[Assented to 16th November, 1972.]

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 *Government Railways Act Amendment Act, 1972*.

Short title
and citation.

(2) In this Act the Government Railways Act, 1904-1971 is referred to as the principal Act.

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Reprinted
Acts.
Approved for
reprint 17th
May, 1963
and further
amended by
Acts No.
27 of 1963,
54 of 1965,
44 of 1967,
61 of 1970,
and
21 of 1971.

(3) The principal Act as amended by this Act may be cited as the Government Railways Act, 1904-1972.

Amendment
to s. 24.
(Provisions
as to
by-laws.)

2. Section 24 of the principal Act is amended—
- (a) by deleting paragraph (3); and
 - (b) by deleting the words “and exhibited”, in line three of paragraph (4).

Amendment
to s. 52.
(Railway
servants
responsible
for
damage.)

3. Section 52 of the principal Act is amended—
- (a) by adding after the section number “52.” the subsection designation “(1)”;
 - (b) by substituting for the passage “way:” in line six, the passage “way.”;
 - (c) by repealing the proviso to the section; and
 - (d) by adding subsections as follows—

(2) Before any loss is deducted, or commenced to be deducted, pursuant to subsection (1) of this section from any salary, wages or emolument due to a person who is a permanent employee within the meaning of section seventy-seven of this Act, that person shall be given notice in writing containing particulars of the damage which is alleged to have been caused by his wrongdoing or neglect and of the loss which is to be so deducted.

(3) A person who receives a notice pursuant to subsection (2) of this section may appeal to the Appeal Board against the deduction of the loss referred to in that notice and any such appeal may be made in the same manner as if it were an appeal made under the provisions of section seventy-seven of this Act, and for the purposes of section eighty of this Act the date on which the person received that notice shall be deemed to be the date of the decision appealed against. .