

New Zealand.



ANALYSIS.

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1893, No. 21.

AN ACT to provide a More Extended System of Insurance of the Fidelity of Officers in the Civil Service of New Zealand. Title.

[19th September, 1893.]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. The Short Title of this Act is "The Civil Service Officers' Guarantee Act, 1893." Short Title.

2. This Act shall not apply to—

- (1.) Responsible Ministers of the Crown;
- (2.) Judges of the Supreme Court;
- (3.) Officers of either House of the General Assembly;
- (4.) The Government Insurance Commissioner and all other officers, clerks, and persons employed by or in the Government Insurance Department; Official Assignees and Deputy Official Assignees, and all officers, clerks, or persons employed by them or under their control respectively under any law for the time being in force relating to bankruptcy;
- (5.) Any officer or class of officers exempted from the operation of this Act by regulations to be made as hereinafter provided;
- (6.) Any officer of the Civil Service whose salary is less than one hundred pounds per annum.

To whom Act shall not apply.

3. Subject to the terms of the last-preceding section this Act and all regulations made thereunder from time to time shall apply to every officer in the Civil Service of the colony within the meaning of any Act for the time being in force relating to such service, whether appointed before or after the passing of this Act, but so that no liability shall be entailed on any officer until such officer has been twelve months continuously in such service: To whom Act shall apply.

Provided that no officer shall be liable under this Act to contribute to or towards any demand in respect of any matter or cause arising before the date of the passing of this Act, if such officer would not have been liable before such date to contribute thereto.

Power to Governor in Council to make regulations to give effect to Act.

4. The Governor in Council may from time to time make, alter, revoke, and make anew regulations for the following purposes, or any of them:—

- (1.) The establishment of a system of mutual guarantee by all the officers of the Civil Service of New Zealand of the fidelity of each other;
- (2.) To provide for making calls from time to time upon the said officers, and for deducting from time to time the amount of such calls from the salary and other sums payable to such officers;
- (3.) For applying the moneys so collected in payment of the whole or any part of the sums of money payable to the Public Account or the Post Office Account within the meaning of "The Public Revenues Act, 1891," or withdrawn from those accounts for disbursement, which shall from time to time come to the possession or control of any such officer by virtue or by reason of his office, service, or employment, and which may not be duly accounted for by him, or which may be misapplied or embezzled by him, or lost through his want of integrity or honesty;
- (4.) For the exemption from the provisions of this Act of any officer or class of officers of the Civil Service to whom it is considered this Act ought not to apply; and such exemption may be made in respect of all the duties devolving upon any such officer or class of officers, or only in respect of part of such duties;
- (5.) And generally for any other object or purpose that may be necessary to give effect to this Act, and not being inconsistent therewith.

All such regulations shall operate and have the force of law as effectually as if they had been enacted in this Act.

Acts providing for security not to operate when officer guaranteed under this Act.

5. So long as the fidelity of any such officer shall be guaranteed under the system so to be established, no enactment whereby such officer shall be bound to give security by bond, or the guarantee of any society, or otherwise than under this Act, shall apply to such officer.

Regulations to provide for contribution from Consolidated Fund.

6. The regulations to be made as aforesaid shall provide that, when any calls are made upon any officers of the Civil Service, a call for a sum not exceeding one-fortieth of the total amount of such other calls shall be made upon the Consolidated Fund, and that when any such call is so made the Colonial Treasurer shall, without further appropriation, pay the amount of such call out of the Consolidated Fund.

Repeal of "Government Officers Guarantee Act, 1870."

7. "The Government Officers Guarantee Act, 1870," is hereby repealed.

Saving.

But this repeal shall not affect any regulations made under the said Act, and all such regulations as are in force at the commencement of this Act shall remain and continue in force until altered or revoked under this Act.