

[AS REPORTED FROM THE LABOUR AND MINING COMMITTEE]
House of Representatives, 24 September 1963

Words struck out by the Labour and Mining Committee are shown in italics within bold round brackets, or with black rule at beginning and after last line of struck out matter; words inserted are shown with double rule before first line and after last line of new matter.

Hon. Mr Shand

INDUSTRIAL RELATIONS AMENDMENT

ANALYSIS

Title	2. Power of Minister to call compulsory conference or appoint committee of inquiry
1. Short Title	3. Consequential amendments

A BILL INTITULED

An Act to amend the Industrial Relations Act 1949

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

- 1. Short Title**—This Act may may be cited as the Industrial Relations Amendment Act 1963, and shall be read together with and deemed part of the Industrial Relations Act 1949 (hereinafter referred to as the principal Act).
- 10 **2. Power of Minister to call compulsory conference or appoint committee of inquiry**—(1) The principal Act is hereby amended by inserting, after section 8, the following section:
- 15 “8A. (1) Where the Minister is of the opinion that an industrial dispute exists which has caused or is threatening to cause a partial or total discontinuance of employment and that normal means of reaching a settlement of the dispute have failed to do so, the Minister may, if he considers it

desirable to do so in the public interest, do either or both of the following things:

- “(a) Call a compulsory conference of the parties to the dispute or their representatives in an endeavour to secure a settlement of the dispute, and appoint any person to be the chairman of the conference: 5

Struck Out

- “(b) Appoint any person or persons to be a committee of inquiry with power to inquire into the matter of the dispute generally or into such aspects of the dispute as the Minister specifies. Where the Minister appoints a committee of inquiry consisting of two or more persons, he shall appoint one of them to be the chairman. 10

New

- “(b) Appoint a committee of inquiry with power to inquire into the matter of the dispute generally or into such aspects of the dispute as the Minister specifies. The committee shall consist of an equal number of persons to represent respectively the employers and the workers concerned in the dispute, together with a chairman: 15 20

“Provided that where the parties concerned in the dispute so agree, the committee may consist of one person. 25

“(2) In subsection (1) of this section the term ‘discontinuance of employment’ has the same meaning as in subsection (5) of section 198 of the Industrial Conciliation and Arbitration Act 1954.

“(3) Where, pursuant to subsection (1) of this section, the Minister calls a compulsory conference, the provisions of subsections (2), (3), and (4) of section 8 of this Act shall extend and apply as if every reference in those subsections to the Conciliation Commissioner were a reference to the Minister. 30

“(4) Every committee of inquiry appointed under this section shall be deemed to be a Commission under the Commissions of Inquiry Act 1908, and the provisions of that Act shall apply accordingly. 35

Struck Out

“(5) Every such committee shall report the results of its inquiry to the Minister, and may include in its report recommendations for the settlement of the dispute. 40

New

5 “(5) Every such committee shall report the results of its inquiry and its findings to the Minister. A copy of the report shall be made available by the Minister to each of the parties concerned in the dispute.

“ (6) The Minister may publish the report of any such committee or a summary of the report (*in any form he thinks fit*).”

10 **3. Consequential amendments**—The principal Act is hereby further amended—

- (a) By inserting in section 6, after the words “Advisory Council”, the words “or of every committee of inquiry”:
- 15 (b) By inserting in section 6, after the words “section 8”, the words “or section 8A”:
- (c) By repealing subsection (5) of section 8.