

[AS REPORTED FROM THE INDUSTRIAL LAW REFORM BILL
COMMITTEE]

House of Representatives, 1 December 1983.

Words struck out are shown in italics within bold round brackets, or with black rule at beginning and after last line; words inserted are shown in roman underlined with a single rule, or with single rule before first line and after last line.

[This Bill was formerly Part XI of the Industrial Law Reform Bill.]

Hon. Mr Bolger

WAGES PROTECTION AMENDMENT

ANALYSIS

Title	1. Short Title and commencement 2. Savings of other enactments
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A BILL INTITULED

An Act to amend the Wages Protection Act 1964

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

- 1. Short Title and commencement**—(1) This Act may be cited as the Wages Protection Amendment Act 1983, and shall be read together with and deemed part of the Wages Protection Act 1964* (hereinafter referred to as the principal Act).
- 10 (2) This Act shall come into force on the 1st day of February 1984.

2. Savings of other enactments—The principal Act is hereby amended by repealing section 11, and substituting the following section:

*1964, No. 58

No. 60—3J

“11. (1) This Act shall be read subject to the provisions of any other Act.

“(2) Subject to **(subsection (3)) subsections (3) to (5)** of this section, nothing in this Act derogates from or makes it unlawful to comply with—

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“(a) Any provision of any award, determination, collective agreement, or like agreement; or

“(b) Any provision of any order of any Court or tribunal.

Struck Out

“(3) No provision of any award, determination, collective agreement, or like agreement shall in itself be sufficient authority to any employer to deduct from the wages of any worker and pay to any union of workers or other society of workers the amount of any fees, subscriptions, levies, or other charges owing by him to the union or society.”

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“(3) Notwithstanding anything in any award, determination, collective agreement, or like agreement, after the 1st day of June 1984, no employer shall, without the written authority of a worker, deduct any amount from the wages of the worker and pay it (whether directly or indirectly)—

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“(a) To any union of workers or other society of workers; or

“(b) To any other person for, or for the use of, or to be held on behalf of or subject to the directions or control of, any such union or society.

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“(4) Where, before or after the 1st day of June 1984, any worker gives to his employer notice in writing informing him that any authority that the employer has, by reason of the written authority of the worker, to make deductions and payments of the kind specified in **subsection (3)** of this section is withdrawn, the employer shall cease to make, in respect of that worker, deductions and payments of that kind within a period of 2 weeks from the date on which that notice is given to him or as soon as practicable after the expiration of that period.

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“(5) Where, before the 1st day of June 1984, any worker gives to his employer notice in writing informing the employer that the worker has ceased to be a member of a union of

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workers or society of workers, the employer shall, within a period of 2 weeks from the date on which that notice is given to him or as soon as practicable after the expiration of that
5 period, cease to make, in respect of that worker, deductions and payments of the kind specified in **subsection (3)** of this section.