

1975/212



**THE EDUCATION BOARDS' EMPLOYMENT REGULATIONS
1958, AMENDMENT NO. 15**

DENIS BLUNDELL, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 18th day of August 1975

Present:

THE HON. R. J. TIZARD PRESIDING IN COUNCIL

PURSUANT to the Education Act 1964, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. (1) These regulations may be cited as the Education Boards' Employment Regulations 1958, Amendment No. 15, and shall be read together with and deemed part of the Education Boards' Employment Regulations 1958* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the day after the date of their notification in the *Gazette*.

2. The principal regulations are hereby amended by revoking regulation 16, and substituting the following regulation:

"16. (1) In this regulation 'week-day', in relation to a whole-time officer of a Board, means any day from Monday to Friday (inclusive) which is not a public holiday observed by that Board.

"(2) Except when on leave granted by the Board, a whole-time officer of a Board shall work at least $7\frac{1}{2}$ hours on every week-day, these hours including two breaks of 10 minutes each for morning and afternoon tea.

"(3) On each week-day a whole-time officer of a Board shall be allowed a break of 1 hour for a meal between the hours of midday and 2 p.m.; but that break shall not be regarded as time worked.

*S.R. 1958/106 (Reprinted with Amendments Nos. 1 to 11: S.R. 1968/90)

Amendment No. 12: S.R. 1968/136

Amendment No. 13: S.R. 1970/33

Amendment No. 14: S.R. 1973/28

“(4) Notwithstanding the provisions of this regulation a Board may from time to time permit all or any of its whole-time officers to adopt a system of flexible working hours for the time being approved by the State Services Commission in respect of persons employed in the Public Service.

“(5) Any system of flexible working hours adopted shall be subject to the same conditions as those prescribed for persons in the Public Service; and a Board proposing to adopt any such system shall obtain details of those conditions from the Review Committee.”

3. The principal regulations are hereby further amended by revoking regulation 17, and substituting the following regulation:

“17. (1) Subject to regulation 16 (5) of these regulations, when a whole-time officer of a Board is required by the Secretary-Manager of the Board to work on a public holiday observed by the Board or on a Saturday or Sunday, or in excess of 8 hours on a week-day, the time so worked shall be overtime.

“(2) Payment for overtime shall be made in such circumstances and at such rates as the Review Committee may from time to time determine:

“Provided that the rates of overtime payable by Boards immediately before the commencement of the Education Boards' Employment Regulations 1958, Amendment No. 15 shall continue in force until the Review Committee makes a determination in the matter.

“(3) Subject to the second proviso to regulation 19 (7) of these regulations, no whole-time officer of a Board shall take or be granted any time off or leave in lieu of payment for overtime, or in compensation for overtime worked.”

A. C. McLEOD,

Acting for Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations prescribe more clearly the hours of work of whole-time employees of Education Boards, and the consequences of working longer hours.

In addition new regulations 16 (4) and 16 (5) allow Boards to introduce systems of flexible working hours if they wish.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 21 August 1975.

These regulations are administered in the Department of Education.