

Serial Number 1947/69



**THE HOSPITAL BOARD EMPLOYEES (CONDITIONS OF  
EMPLOYMENT) REGULATIONS 1947**

B. C. FREYBERG, Governor-General  
ORDER IN COUNCIL

At the Government Buildings at Wellington, this 14th day of  
May, 1947

Present :

THE RIGHT HON. P. FRASER PRESIDING IN COUNCIL

PURSUANT to the Hospitals and Charitable Institutions Act, 1926,  
His Excellency the Governor-General, acting by and with the advice  
and consent of the Executive Council, doth hereby make the following  
regulations.

**REGULATIONS**

1. These regulations may be cited as the Hospital Board Employees (Conditions of Employment) Regulations 1947.
2. In these regulations, unless the context otherwise requires,—
  - “Apprenticeship order” means an order made by the Court of Arbitration under section 5 of the Apprentices Act, 1923 :
  - “Award” means an award of the Court of Arbitration made under the Industrial Conciliation and Arbitration Act, 1925 :
  - “Industrial agreement” means an industrial agreement entered into under the Industrial Conciliation and Arbitration Act, 1925 ; and includes an agreement filed with a Clerk of Awards under section 8 of the Labour Disputes Investigation Act, 1913 :
  - “Committee” means a committee appointed in accordance with these regulations :
  - “Department” means the Department of Health established under the Health Act, 1920 :
  - “Employee” means any person employed by a Hospital Board whose conditions of employment are not for the time being fixed by any award, industrial agreement, or apprenticeship order.

3. (1) The Minister may from time to time, by writing under his hand, appoint such advisory committees as he considers necessary to advise him upon any matters concerning the conditions of employment of any classes of employees, the conditions subject to which leave of absence may be granted, the rates of salaries, wages, and other emoluments and increments payable, and the conditions under which such payment is to be made, and upon any complaints or disputes that may arise in connection therewith.

(2) Any such committee may be a special committee appointed to advise on matters peculiarly affecting a particular class or particular classes of employees or may be a general committee appointed to advise on matters affecting all or substantially all classes of employees and to review and advise with regard to the recommendations of any special committee.

4. (1) Every committee appointed pursuant to these regulations shall consist of—

(a) A Chairman who is not a member or an employee of a Hospital Board or an officer of the Department ;

(b) A number of persons (being not more than five) who are employees ; and

(c) An equal number of other persons at least half of whom are members of Hospital Boards and the remainder of whom are officers of the Public Service.

(2) On any special committee each employee who is a member of the committee shall be a member of the class or of one of the classes of employees upon whose conditions of employment the committee is required to advise.

(3) For the Chairman and for every member of a committee the Minister may appoint a deputy qualified similarly to the person for whom he is deputy and such deputy shall act on the committee in the absence of the person for whom he is deputy, and when so acting shall be deemed for all purposes to be a member of the committee.

5. (1) The Chairman and every member of the committee and every deputy shall hold office at the pleasure of the Minister.

(2) If the Chairman or any member of a committee or any deputy dies, resigns, or vacates his office by virtue of his being no longer qualified or by reason of the determination of his appointment, the Minister may forthwith appoint a qualified person to fill the vacancy so created.

6. (1) Any association or other representative body for the time being constituted to promote or safeguard the interests of Hospital Boards or of medical officers, nurses, or other classes of employees may be recognized by the Minister for the purposes of these regulations.

(2) The Minister may, and upon application by any recognized association or body shall, refer to an appropriate committee any claim, representation, or submission concerning conditions of employment or any other matter referred to in Regulation 3 hereof affecting any class of employees or any complaint or dispute arising out of any such matter.

7. (1) Meetings of committees shall be held at such times and places as the Minister appoints or approves.

(2) At any meeting of a committee the quorum shall consist of half the number of employee members where the number is even, and a majority where the number is odd, together with half the number of other members where the number is even, and a majority of those members where the number is odd.

(3) Subject to the provisions of these regulations and any direction of the Minister not inconsistent therewith, each committee shall regulate its own procedure.

8. In making recommendations to the Minister with reference to the rates of remuneration of employees, every committee shall have regard to the general purpose of the Economic Stabilization Emergency Regulations 1942\* while those regulations continue in force.

9. It shall be the duty of the Chairman of each committee to notify the Minister of the recommendations of the committee and upon any matter on which the committee is not unanimous to notify the names of the members and their respective recommendations.

10. There shall be paid out of moneys appropriated by Parliament for the purpose to the Chairman and members of each committee who are not officers of the Public Service such remuneration by way of fees or allowances and such travelling expenses and allowances as the Minister of Finance from time to time approves.

W. O. HARVEY,  
Clerk of the Executive Council.

\* Statutory Regulations 1944, Serial number 1944/36, page 106, Regulation 2.

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Issued under the authority of the Regulations Act, 1936.  
Date of notification in *Gazette*: 15th day of May, 1947.  
These regulations are administered in the Department of Health.

(H. Hosp. 27.)