



MINIMUM WAGE (INDUSTRY TRAINING) REGULATIONS 1999

MICHAEL HARDIE BOYS, Governor-General

ORDER IN COUNCIL

At Wellington this 24th day of May 1999

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 9 (c) of the Minimum Wage Act 1983, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, makes the following regulations.

ANALYSIS

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|-----------------------------------------------------------|--|---------------------------|
| 1. Title and commencement | | 3. Transitional provision |
| 2. Employees to whom Minimum Wage Act 1983 does not apply | | 4. Revocation |

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Minimum Wage (Industry Training) Regulations 1999.

(2) These regulations come into force on 1 July 1999.

2. Employees to whom Minimum Wage Act 1983 does not apply—(1) Employees meeting the requirements of subclause (2) are a prescribed class of persons for the purposes of section 9 (c) of the Minimum Wage Act 1983.

(2) An employee is not a person to whom the Act applies if—

(a) The employee is required by his or her contract of service to undertake at least 60 credits a year of an industry training

programme, for the purposes of becoming qualified for the occupation to which the contract of service relates; and

- (b) The industry training programme is registered on the National Qualifications Framework developed by the New Zealand Qualifications Authority pursuant to its functions under section 253 of the Education Act 1989.

3. Transitional provision—An exemption under the Minimum Wage (Training in the Nature of Apprenticeship) Regulations 1992* that is current immediately before the commencement of these regulations continues until the relevant contract ends, whether by completion of the training or by the employee leaving his or her employment.

4. Revocation—The Minimum Wage (Training in the Nature of Apprenticeship) Regulations 1992 are revoked.

MARIE SHROFF,
Clerk of the Executive Council.

*S.R. 1992/290

EXPLANATORY NOTE

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

These regulations, which come into force on 1 July 1999, specify, for the purposes of section 9 (c) of the Minimum Wage Act 1983, a class of employees who must undertake at least 60 credits a year of an industry training programme that is registered on the National Qualifications Framework and who have a training agreement linked to an employment contract.

The effect of the specification of the class is that the Act does not apply to an employee belonging to that class.

Exemptions that exist under the Minimum Wage (Training in the Nature of Apprenticeship) Regulations 1992 continue to apply until the contract ends, whether by completion of the training or by the employee leaving his or her employment.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 27 May 1999.

These regulations are administered in the Department of Labour.