

Serial Number 1946/91



**THE SUSPENSION OF APPRENTICESHIP EMERGENCY  
REGULATIONS 1944, AMENDMENT NO. 1**

MICHAEL MYERS,  
Administrator of the Government  
ORDER IN COUNCIL

At the Government House at Wellington, this 12th day of  
June, 1946

Present :

HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT IN  
COUNCIL

PURSUANT to the Emergency Regulations Act, 1939, His Excellency the Administrator of the Government, 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 Suspension of Apprenticeship Emergency Regulations 1944, Amendment No. 1, and shall be read together with and deemed part of the Suspension of Apprenticeship Emergency Regulations 1944\* (hereinafter referred to as the principal regulations).

2. The principal regulations are hereby amended by revoking Regulations 4 and 5, and substituting the following regulations :—

“ 4. If any apprentice before the expiration of six months after being discharged or otherwise released from military service gives to his employer notice in writing that he desires the contract of apprenticeship to revive or enters into a mutual arrangement with the employer to revive the contract of apprenticeship, the contract of apprenticeship shall thereupon be deemed to be revived and shall continue, subject to Regulation 10 hereof, for the term of his apprenticeship unexpired at the date of suspension (calculated on the basis of an apprenticeship term of not more than five years) or for a period of three years, whichever is the shorter period :

\* Statutory Regulations 1944, Serial number 1944/23, page 85.

“ Provided that in the case of an apprenticeship with a term under the contract of more than five years of which the apprentice has served not less than four and one-half years, the contract shall be deemed to be revived and shall continue for a period of six months or for the term of his apprenticeship unexpired at the date of suspension, whichever is the shorter period.

“ 5. Where an apprentice revives his contract of apprenticeship as aforesaid the following provisions shall apply (irrespective of any grants that may be made by the Rehabilitation Board) :—

“ (a) If the apprentice has attained the age of twenty-one years and has rendered military service in New Zealand for not less than twelve months or has rendered military service overseas or if the term of the apprenticeship (calculated on the basis of an apprenticeship term of not more than five years) has expired, the wages payable to him by his employer shall be at not less than the rate payable under the contract for the last six months of the apprenticeship term or the tenth six months of the apprenticeship term, whichever is the earlier period :

“ Provided that in the case of an apprentice under an apprenticeship with an apprenticeship term of more than five years of which not less than four and one-half years had been served at the date of suspension, the wages payable to him by his employer shall be at not less than the rate payable under the contract for the last six months of the apprenticeship term :

“ (b) In any other case the wages payable to the apprentice shall be at not less than the relevant rate or rates payable under the contract up to the date on which the provisions of paragraph (a) hereof would apply and thereafter in accordance with paragraph (a) hereof, but for the purpose of determining the relevant rate or rates every period of military service shall be deemed to be time served under the contract of apprenticeship :

“ (c) Notice in writing of the revival of the contract of apprenticeship shall be given forthwith to the District Registrar of Apprentices by the employer.

“ 5A. If pursuant to the Rates of Wages Emergency Regulations 1940\* or the Economic Stabilization Emergency Regulations 1942† any order or amendment has been made, whether before or after the commencement of this regulation, which affects the rates of wages payable under any contracts of apprenticeship of the same kind as the apprenticeship under a contract revived under these regulations, the order or amendment shall apply and be deemed to have applied to the revived contract of apprenticeship as from the date on which the order or amendment took effect or as from the date of the revival of the contract, whichever is the later, and for the purposes of Regulation 5 hereof the rate of wages payable for the last six months of the

\* Statutory Regulations 1940, Serial number 1940/86, page 301.

Amendment No. 1 : Statutory Regulations 1940, Serial number 1940/116, page 380.

Amendment No. 2 : Statutory Regulations 1940, Serial number 1940/242, page 765.

Amendment No. 3 : *Revoked.*

† Statutory Regulations 1942, Serial number 1942/335, page 815.

Reprinted with Amendments Nos. 1 to 3 : Statutory Regulations 1944, Serial number 1944/36, page 106.

Amendment No. 4 : Statutory Regulations 1944, Serial number 1944/93, page 252.

Amendment No. 5 : Statutory Regulations 1945, Serial number 1945/6, page 8.

Amendment No. 6 : Statutory Regulations 1945, Serial number 1945/75, page 181.

Amendment No. 7 : Statutory Regulations 1946, Serial number 1946/2, page 2.

Amendment No. 8 : Statutory Regulations 1946, Serial number 1946/22, page 41.

apprenticeship term, or for the tenth six months of the apprenticeship term, or for any other part of the apprenticeship term, as the case may be, shall be deemed to be and always to have been the appropriate rate under the revived contract of apprenticeship amended as provided by the order or amendment hereinbefore referred to."

3. Every contract revived before the date of the coming into force of these regulations shall be deemed to have been revived as provided in Regulation 4 of the principal regulations as enacted hereby, and shall be subject as from that date to the provisions of Regulation 5 of the principal regulations as enacted hereby.

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

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Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette* : 20th day of June, 1946.

These regulations are administered in the Department of Labour.