



SUPPLEMENT

TO THE

NEW ZEALAND GAZETTE

OF

THURSDAY, JUNE 15, 1922.

Published by Authority.

WELLINGTON, FRIDAY, JUNE 16, 1922.

Regulations under the Public Expenditure Adjustment Act, 1921-22.

JELlicoe, Governor-General.

ORDER IN COUNCIL.

At the Government Buildings at Wellington, this 12th day of June, 1922.

Present :

THE RIGHT HONOURABLE W. F. MASSEY, P.C., PRESIDING IN COUNCIL.

IN pursuance and exercise of the powers conferred on him by section fourteen of the Public Expenditure Adjustment Act, 1921-22 (hereinafter referred to as "the said Act"), His Excellency the Governor-General of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of that Dominion, doth hereby make the following regulations for the purposes of the said Act.

REGULATIONS.

1. (1.) For the purpose of the adjustment of anomalies arising from the operation of the said Act, there is hereby established a Board (hereinafter referred to as "the Adjustment Committee") consisting of the following officers, viz. :—
 (a.) The Public Service Commissioner ;
 (b.) The Secretary to the Treasury ;
 (c.) The General Manager of Railways ; and
 (d.) The Secretary, Post and Telegraph Department.
 (2.) If any one of the aforesaid officers is unable to attend any meeting of the Adjustment Committee, he may authorize any other officer of his Department to attend that meeting in his stead.
 (3.) The Public Service Commissioner shall be the Chairman of the Adjustment Committee, and shall have a deliberative vote, and in case of an equality of votes shall have a casting-vote also.
 (4.) In the event of the absence of the Public Service Commissioner from any meeting of the Adjustment Committee,

the members present shall choose one of their number to be the chairman of that meeting.
 (5.) Three members of the Committee shall form a quorum at any meeting.
 (6.) Save as herein provided, the Adjustment Committee shall regulate its own procedure.
 2. (1.) Save as otherwise provided herein, any person may apply to the Adjustment Committee for relief from the operations of the said Act on the ground of anomaly or hardship occasioned thereby.
 (2.) All such applications shall be forwarded to the Public Service Commissioner as Chairman of the Adjustment Committee, through the Permanent Head of the Department, who shall furnish a report and recommendation with respect to each such application.
 (3.) Every such application and report shall be submitted by the Public Service Commissioner to the Adjustment Committee for its determination.
 (4.) No application for relief under these regulations shall be considered in respect of—
 (a.) Any person in receipt, as at 31st December, 1921, of a salary at a rate exceeding £500 ; or
 (b.) Any person bound by an agreement under subsection (2) of section 2 of the said Act ; or
 (c.) Any person to whom section 5 of the said Act applies.
 3. Every application for relief shall specify, as concisely as possible, the special grounds on which the claim for relief is based, and shall also specify—
 (a.) The rate of remuneration as at 31st December, 1921 ;
 (b.) The rate of remuneration as at 31st March, 1920.
 4. (1.) In determining whether or not a case of hardship or an anomaly exists, the Adjustment Committee shall regard the rates of reduction as fixed by the said Act as primarily applicable to persons who on 31st December, 1921, were employed in positions for which at that date the annual rate of remuneration was not less than £50 in excess of the annual rate payable in respect of the same or a similar position on 31st March, 1920, and no application for relief shall be granted in any such case.
 (2.) If in any other case the Adjustment Committee is satisfied that an anomaly or hardship exists, it shall consider the special circumstances of the case and the Depart-

mental report and recommendation, and may give such decision as, in the circumstances, it thinks just and equitable; provided that the Committee shall not be obliged to make an adjustment in any case unless it is satisfied as to the merits of the application.

5. The decision of the Committee in respect of any application may be extended by the Committee, with such modifications or variations (if any) as the Committee thinks fit, to any other cases or classes of cases, whether or not application for relief under these regulations has been made.

6. A certificate of the decision of the Committee given under the hand of the Chairman shall be sufficient authority for failing to make any reduction or for making a reduction at a lower rate than the rate prescribed by the said Act, according to the tenor of the decision.

7. (1.) Where any workers to whom the said Act applies would be bound by any award under the Industrial Conciliation and Arbitration Act, 1908, if they were employed by an employer bound by that award, then, notwithstanding anything in the said Act fixing the rates of reduction of wages, no reduction shall be made so as to reduce the rate of wages below the rate that would be payable under the award if it were applicable.

(2.) A certificate under the hand of the Chairman of the Adjustment Committee shall be sufficient evidence of the rate of wages that would be payable to any workmen if they were bound by an award as aforesaid.

8. (1.) In the case of persons employed by any university, college, or other institution to which section 10 of the said Act applies (not being persons to whom section 5 of the said Act applies), the adjustment of salaries to be made consequent on the reduction of grants from the Consolidated Fund as provided in that section shall be in the discretion of the governing bodies of those institutions.

(2.) For the purposes of this clause and of the said section 10 the grants referred to in that section shall be reduced or reducible as follows:—

(a.) As from 1st January, 1922, by an annual rate equal to 30 per cent. of any increase in the annual rate of grant made after 31st March, 1920;

(b.) As from 1st July, 1922 (or other date fixed in terms of the said Act by the Minister of Finance), by an annual rate not exceeding 20 per cent. of any such increase as aforesaid; and

(c.) As from 1st January, 1923 (or other date fixed in terms of the said Act by the Minister of Finance), by an annual rate not exceeding 13½ per cent. of any such increase as aforesaid.

9. For the purposes of the said Act the annual equivalent of a daily, hourly, or weekly rate of salary or wages shall be computed as follows:—

(a.) In the case of an hourly rate, the annual equivalent shall be: The hourly rate \times the number of working-hours per week \times 52.

(b.) In the case of a daily rate for six days a week, the annual equivalent shall be: The daily rate \times 6 \times 52.

(c.) In the case of a daily rate for seven days a week, the annual equivalent shall be: The daily rate \times 7 \times 52.

(d.) In the case of a weekly rate, the annual equivalent shall be: The weekly rate \times 52.

10. For the purposes of the said Act the rate of remuneration of any person shall include all monetary grants of a continuing nature made as allowances for board, quarters, transit, or otherwise howsoever, but shall not include the monetary value of any house or equipment or other thing of which an officer may have the use without charge.

F. D. THOMSON,
Clerk of the Executive Council