

Long Service Leave (Metalliferous Mining Industry) Regulation 2005

[2005-489]



New South Wales

Status Information

Currency of version

Repealed version for 26 August 2005 to 31 August 2011 (accessed 18 July 2024 at 15:37)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Repeal**

The Regulation was repealed by sec 10 (2) of the [Subordinate Legislation Act 1989 No 146](#) with effect from 1.9.2011.

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 1 September 2011

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New South Wales

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Long Service Leave (Metalliferous Mining Industry) Act 1963*.

JOHN DELLA BOSCA, M.L.C., Minister for Industrial Relations

1 Name of Regulation

This Regulation is the *Long Service Leave (Metalliferous Mining Industry) Regulation 2005*.

2 Commencement

This Regulation commences on 1 September 2005.

Note—

This Regulation replaces the *Long Service Leave (Metalliferous Mining Industry) Regulation 2000* which is repealed on 1 September 2005 by section 10 (2) of the *Subordinate Legislation Act 1989*.

3 Definition

(1) In this Regulation:

the Act means the *Long Service Leave (Metalliferous Mining Industry) Act 1963*.

(2) Notes included in this Regulation do not form part of this Regulation.

4 Calculation of ordinary pay for payment of leave: bonuses

For the purposes of section 3 (2C) of the Act, the prescribed annual amount of a worker's ordinary pay is \$144,000.

Note—

The *Long Service Leave (Metalliferous Mining Industry) Act 1963* provides that bonuses paid to workers are to form part of the ordinary pay of a worker for the purposes of payment for long service leave. Section 3 (2C) of that Act provides that bonuses received by a worker are not to be taken into account if the ordinary annual pay of the worker (excluding bonuses) exceeds the amount prescribed by the regulations. This clause prescribes that amount.

5 Saving

The *Long Service Leave (Metalliferous Mining Industry) Regulation 2000*, as in force immediately before its repeal, continues to have effect in respect of any entitlement to long service leave that arose before the repeal of the regulation.