

No. , 1914.

A BILL

To amend the law with respect to the objects and powers of Trade Unions; to amend the Trade Union Act, 1881, and the Friendly Societies Act, 1912; and for other purposes.

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Trade Union Short title.
(Amendment) Act, 1914."

2. For the purposes of this Act, the expression Statutory
"statutory objects" means the objects mentioned in objects.
section thirty-one of the Trade Union Act, 1881, 2 & 3 Geo. V,
c. 30, s. 1 (2).
namely,

namely, the regulation of the relations between workmen and employers, or between workmen and workmen, or between employers and employers, or the imposing of restrictive conditions on the conduct of any trade or business, and includes the provision of benefits to members.

3. The expression "trade union" includes for the purpose of the Trade Union Act of 1881, and this Act any combination, whether temporary or permanent, the principal objects of which are under its constitution statutory objects: Trade union for statutory objects. Ibid. s. 2 (1).

Provided that any combination which is for the time being registered as a trade union shall be deemed to be a trade union, as defined by this Act, so long as it continues to be so registered.

4. The fact that a combination has under its constitution objects (including political objects) or powers other than statutory objects within the meaning of this Act shall not prevent the combination being a trade union for the purposes of the Trade Union Act, 1881, so long as the combination is a trade union as defined by this Act, and any such trade union shall have power to apply the funds of the union for any lawful objects or purposes for the time being authorised under its constitution. Trade union for other objects. See ibid. s. 1 (1).

5. The Registrar of Friendly Societies shall not register any combination as a trade union unless in his opinion, having regard to the constitution of the combination, the principal objects of the combination are statutory objects, and may withdraw the certificate of registration of any such registered trade union if satisfied, after giving the union an opportunity of being heard, that the constitution of the union has been altered in such a manner as to make the statutory objects no longer the principal objects of the union, or that the principal objects for which the union is actually carried on are not statutory objects. Registration. See ibid. s. 2 (2).

6. Any unregistered trade union may, if they think fit, at any time, without registering the union, apply to the Registrar of Friendly Societies for a certificate that the union is a trade union within the meaning of this Act; Unregistered trade union. Ibid. s. 2 (3).

Act; and the Registrar, if satisfied, having regard to the constitution of the union and the mode in which the union is being carried on, that the principal objects of the union are statutory objects, and that the union is actually carried on for those objects, shall grant such a certificate; but the registrar may, on an application made by any person to him for the purpose, withdraw any such certificate if satisfied, after giving the union an opportunity of being heard, that the certificate is no longer justified. Such certificate, while in force, shall be conclusive that the trade union is a trade union within the meaning of this Act.

7. Any person aggrieved by any refusal of the registrar to register a combination as a trade union, or to give a certificate that an unregistered trade union is a trade union within the meaning of this Act, or by the withdrawal under this Act of a certificate of registration, or of a certificate that an unregistered union is a trade union, within the meaning of this Act, may appeal to the Court of Industrial Arbitration within the time and in the manner and on the conditions directed by rules of that court.

8. Sections five and twenty-six of the Trade Union Act, 1881, are respectively amended by omitting the words "Friendly Societies Act of 1873" and substituting in lieu thereof the words "Friendly Societies Act, 1912."

Appeal.
See *ibid.* s. 2 (4).
Amendment of ss. 5 and 26 of Trade Union Act, 1881.