

SUPPLEMENT to the Solomon Islands Gazette

Wednesday 30th August 2006

S.I. No. 30

[Legal Notice No. 75]

LABOUR ACT
(Cap. 73)**THE LABOUR ADVISORY BOARD RULES 2006**

IN exercise of the powers conferred by section 80 of the Labour Act, the Minister hereby makes the following rules -

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| 1. | These Rules may be cited as the Labour Advisory Board Rules 2005. | <i>Citation</i> |
| 2. | There shall be established a tripartite Board known as the 'National Labour Advisory Board' (herein to be referred to as "The Board") | <i>The Establishment of the National Labour Advisory Board</i> |
| 3. | The Board will Serve as forum to provide for - | <i>Objectives and Functions</i> |
| | (a) tripartite consultation and cooperation between the government and the social Partners on labour and employment related matters as a contribution to national development and | |
| | (b) to enable the Minister to seek the views and advice of the member of The Board on Labour, Employment and related development matters, including - | |
| | Labour
Employment
Industrial Relations
Wages and Income
Occupational Safety and Health
Social Security
Productivity
Labour Laws and Social Legislation | |

4. (1) The Board shall be tripartite in composition consisting of the following members - *Composition of the Board*
- Minister responsible for labour who shall be Chairman
 Permanent Secretary responsible for Labour
 Permanent Secretary, Ministry of Finance
 Commissioner of Labour
 A representative of the Attorney General
 Four Members representing the Business and Employers Interest
 Four Members representing the Workers interests, at least one of whom Shall represent the public sector industry.
- (2) The Minister may if he deems necessary, appoint additional members to the Board to represent any special interest groups.
- (3) In the absence of the Minister, the Permanent Secretary responsible for Labour may Chair the meeting of the Board.
- (4) Any member of the Board may be represented by an alternate member in the event of the members inability to attend a meeting.
5. (1) The Employers representative to the Board shall be appointed by the Minister in consultation with the most represented organizations of Employers in Solomon Islands. *Appointment of Members of the Board.*
- (2) The Workers representative to the Board shall be appointed by the Minister in Consultation with the most represented organization of Workers in Solomon Islands.
6. (1) Subject to this part, a member holds office for the period not exceeding two years as is specified in the instrument of the members appointment, but is eligible for reappointment. *Term of Office, Leave resignation and dismissal of members*
- (2) The Minister may grant leave of absence to a member on terms and Conditions the minister consider appropriate.
- (3) A member may resign office in writing signed by the member and delivered to the Minister.

- (4) The Minister may terminate the appointment of a member for inability, inefficiency misbehaviour or physical or mental incapacity.
- (5) The Minister shall terminate the appointment of a member who -
- (a) is absent, on leave granted by the Board or the Minister, from three consecutive meetings of the Board; or,
 - (b) becomes bankrupt, applies to take benefits of law for the relief of bankrupt or insolvent debtors, compounds with his or her creditors or makes an assignment of his or her remuneration for their benefit.
7. The Minister may appoint a secretary to The Board who shall be responsible to the Minister and The Board for the conduct of the affairs of the Board. *Appointment of Secretary to the Board.*
8. (1) There shall be established within the Ministry responsible for Labour a Secretariat of The Board which shall be headed by the Secretary of the Board. *The Secretariat*
- (2) The Minister shall be responsible for providing of funds, facilities and amenities to the Secretariat for its efficient functioning and operation.
9. The Board shall meet at least once a month, but the Minister may convene a special meeting to the Board at any time to consider any matter of importance as he may deemed necessary. *Meetings of the Board*
10. At a meeting of the Board - *Quorum*
- (1) The Chairman, or in his absence, the Permanent Secretary and 50% of the other members for the time being holding office, constitute a quorum; and,
 - (2) questions arising must be determined by a majority vote of the members present and voting and in the event of an equality of votes the Chairman, or his

absence, the Permanent Secretary, has a casting as well as a deliberative vote.

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| 11. | (1) Notice of normal meetings of the Board shall be given to the members at least seven (7) days in advance. | <i>Notice of Meeting</i> |
| | (2) A special meeting of the Board may be convened by the Minister at Short Notice. | |
| 12. | The Agenda of meetings shall be drawn up by the secretariat, in consultation with the Chairman. | <i>Agenda of meetings</i> |
| 13. | The Minutes of the Meetings of the Board shall be prepared and maintained by the Secretary to the Board for the consideration and adoption by the Board. | <i>Minutes of Meetings</i> |
| 14. | (1) The Board may appoint such a number of standing committees and ad hoc sectoral Committees as deemed necessary to undertake study and research on specific matters assigned to them and submit reports for the consideration of the Board. | <i>Appointment of Standing and Sectoral Committees</i> |
| | (2) The members of standing committees and sectoral committees may be drawn from persons outside the Board membership in consideration of their specialized knowledge and expertise in the relevant fields. | |
| 15. | The Board may make its own rules for the conduct of its affairs and related procedural matters. | <i>Rules of the Board</i> |

Dated at Honiara this first day of August 2006

Hon Francis Billy Hilly
Minister for Commerce, Industries and Employment