

House of Representatives
Supplementary Order Paper

Tuesday, 22 October 2013

**Health and Safety (Pike River Implementation)
Bill**

Proposed amendment

Brendan Horan, in Committee, to move the following amendment:

Clause 12

In *clause 12(b)*, replace “Employment Relations Act 2000.” (line 37 on page 11) with “Employment Relations Act 2000; or”, and insert:

- (c) constitute new employment for the purposes of the Parental Leave and Employment Protection Act 1987.
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Explanatory note

This Supplementary Order Paper protects the entitlement to parental leave of those employees being transferred to the new WorkSafe New Zealand Crown entity. This is in addition to protections in *clause 12* regarding KiwiSaver and the Employment Relations Act 2000. This amendment is necessary given the recent precedent in the broader public sector of an employee who lost entitlement to parental leave due to a technical change of employer, despite continuing to do the same job at the same place.
