



Western Australia

Industrial Training (Apprenticeship Training) Regulations 1981

Compare between:

[01 Jan 2006, 01-c0-02] and [04 Apr 2006, 01-d0-03]

Industrial Training (Apprenticeship Training) Regulations 1981

1. Citation

These regulations may be cited as the *Industrial Training (Apprenticeship Training) Regulations 1981* ¹.

2. Repeal and commencement

The *Industrial Training (Apprenticeship Training) Regulations 1978* are repealed on, and these regulations take effect on and from, 20 July 1981.

3. Construction

These regulations shall be construed in conjunction with the *Industrial Training (General Apprenticeship) Regulations 1981* as if these regulations were incorporated in and formed part of those regulations.

4. Interpretation

In these regulations unless the contrary intention appears —

“**approved**” means approved by the Council ²;

“**directed**” means under a direction of the Director of Technical Education ³ or the chief executive officer of an approved college ⁴;

“**stage**” in relation to a course of training applicable to a trade means an approved stage of that course;

“**trade**” means a trade that is an apprenticeship trade for the purposes of the Act, listed in Schedule 1.

[Regulation 4 amended in Gazette 30 Dec 1983 p. 5028; 24 Dec 1987 p. 4548.]

5. Course of training

- (1) The Council may by notice published in the *Western Australian Industrial Gazette* declare the course of training applicable in relation to any trade.
- (2) A notice referred to in subregulation (1) may by subsequent notice be varied or cancelled by the Council.
- (3) Until the Council pursuant to subregulation (1) declares the course of training applicable in relation to a trade the course of training approved by the Director in relation to that trade under the provisions of the *Industrial Arbitration Act 1912*⁵ and in force immediately before the coming into operation of the *Industrial Training Act 1975* is the prescribed course of training in relation to that trade.

6. Term of apprenticeship

- (1) The term of an apprenticeship in a trade listed in Schedule 1 is the term specified in that schedule opposite the trade unless it is provided otherwise under these regulations or the *Industrial Training (General Apprenticeship) Regulations 1981*.
- (2) Where an apprentice commences an apprenticeship for a trade during or after 1988 and the term of the apprenticeship is shown in Schedule 1 as 4 or 5 years, the term shall be only 3 years if the apprentice has successfully completed an approved pre-apprenticeship course consisting of —
 - (a) 2 or more stages of the course of training for the apprentice’s trade; or
 - (b) less than 2 stages of the course of training for the apprentice’s trade and the apprentice and his or her

employer and, if applicable, parent or guardian agree to a 3 year term.

- (3) The Director may reduce the term of an apprenticeship for a trade on the application of the apprentice in a form approved by the Director if —
- (a) the apprentice has completed 3 years of the apprenticeship;
 - (b) the apprentice has, during or after 1987, successfully completed an approved pre-apprenticeship course consisting of less than 2 stages of the course of training for the trade; and
 - (c) in the opinion of the Director, the apprentice is competent in the trade.

[Regulation 6 inserted in Gazette 24 Dec 1987 p. 4548.]

7. Attendance at classes

- (1) In this regulation unless the contrary intention appears “**column**” means a column of Schedule 2, Schedule 3 or Schedule 3A.
- (2) Subject to regulation 9, an apprentice in a trade specified in column 1 whose term of apprenticeship is for a term specified in column 2 of Schedule 1 shall attend classes conducted by the Technical Education Division of the Education Department ⁶ or an approved college as directed, at the centre applicable to his case during the first, second, third and, if applicable, fourth year of his apprenticeship for the periods respectively specified opposite and corresponding to his trade in columns 2, 3, 4 and, if applicable, 5.

[Regulation 7 amended in Gazette 28 Sep 1993 p. 5322; 2 Nov 2001 p. 5794.]

8. Correspondence and training

- (1) In this regulation unless the contrary intention appears “**column**” means a column of Schedule 4.
- (2) Subject to regulation 9, an apprentice in a trade specified in column 1 whose term of apprenticeship is for a term specified in column 2 of Schedule 1 and who is directed to undertake instruction by correspondence lessons and to attend classes of intensive training as applicable to his case, shall undertake such lessons and training during the first, second, third and fourth year of his apprenticeship at the rate and for the periods respectively specified opposite and corresponding to his trade in columns 2, 3, 4 and 5 respectively.

9. Alternative direction of Director

Notwithstanding anything in regulations 7 and 8, the Director may direct an apprentice to attend classes and undertake correspondence lessons at such rate, times and for such periods specified in the direction in lieu of the rate, times and periods prescribed by regulations 7 and 8 and effect shall be given to such a direction.

Schedule 1

[Reg. 6]

Prescribed apprenticeship trades and terms of indenture

TRADE	TERM
Jewellery	
Watch and Clock Making	5 years
Watch and Clock Repairing	
Aircraft Maintenance Engineer — Avionics	4 years
Aircraft Maintenance Engineer — Mechanical	
Aircraft Maintenance Engineer — Structures	
Art Glass	
Autobody Refinisher	
Autobody Repairer	
Automotive Electrical Fitting	
Bespoke and Surgical Bootmaking	
Binding and Finishing	
Boatbuilding	
Bricklaying	
Cabinetmaking	
Carpentry and Joinery	
Chairmaking	
Combined Hairdressing	
Cooking	
Dental Technician	
Electrical Installing	
Electrical Mechanics	
Electronic Servicing	
Engine Reconditioning	
Engineering Tradesperson (Automotive)	
Engineering Tradesperson (Electrical)	
Engineering Tradesperson (Fabrication)	
Engineering Tradesperson (Mechanical)	
Footwear Repairing	
French Polishing (Including All Wood Finishing)	
Fuel Injection Fitting	
Furniture Making	4 years
General Butchering	

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Schedule 1 Prescribed apprenticeship trades and terms of indenture

TRADE	TERM
Glass Beveling	
Glass Designing and Sandblasting	
Glazing	
Glazing — Beveling	
Graphic Pre-Press	
Hairdressing	
Horticulture (Gardening)	
Horticulture (Landscape Gardening)	
Horticulture (Nursery)	
Horticulture (Turf Management)	
Instrument Fitting	
Ladies Hairdressing	
Locksmithing	
Machine Woodworking	
Male Hairdressing	
Metal Furniture Making	
Modelling (Fibrous Plaster)	
Optical Mechanics	
Painting and Decorating	
Plastering	
Plumbing and Gasfitting	
Printing Machining	
Radio and TV Servicing	
Roof Plumbing	
Saw Doctoring	
Screen Printing Stencil Preparation	
Ship Carpentry and Joinery	
Shipwrighting	
Shipwrighting and Boatbuilding	
Signwriting	
Slaughtering	
Small Goods Making	
Soft Furnishing Making	
Sprinkler Fitting	
Stonemasonry	
Tailoring	4 years
Tilelaying	
Timber Machining	
Toolmaking and Jigmaking (Metal Furniture)	

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Prescribed apprenticeship trades and terms of indenture

Schedule 1

TRADE	TERM
Trimming	
Upholstering	
Wall and Ceiling Fixing	
Weighing Instrument Mechanics	
Wickerworking	
Wood Machining	
Wood Turning	
Baking (Combined Breadmaking and Pastrycooking)	3 years
Breadmaking	
Composites Laminating	
Floorcovering	
Footwear Manufacturing	
Pastrycooking	
Roof Tiling	

[Schedule 1 inserted in Gazette 24 Dec 1987 p. 4548-9; amended in Gazette 25 Nov 1988 p. 4760-1; 2 Mar 1990 p. 1289; 14 Jan 1992 p. 127-8 and 130; 16 Oct 1992 p. 5199; 28 Sep 1993 p. 5322; 2 Dec 1994 p. 6385; 10 Oct 1995 p. 4773 and 4774; 28 Nov 1995 p. 5493 and 5494; 17 May 1996 p. 2049; 4 Oct 1996 p. 5231; 12 Oct 2001 p. 5564; 2 Nov 2001 p. 5794; 12 Aug 2005 p. 3652; 18 Nov 2005 p. 5657-8.]

Schedule 2

Attendance at Technical Training Classes on day release

Column 1	Column 2 Technical Year 1 Days	Column 3 Technical Year 2 Days	Column 4 Technical Year 3 Days	Column 5 Technical Year 4 Days
Automotive Electrical Fitting	36	36	18	
Bespoke and Surgical Bootmaking	18	18		
Bookbinding and Guillotine Machine Operating	36	36	36	
Cabinetmaking	36	36	18	
Camera Operating, Plate Making and Etching	36	36	36	
Carpentry and Joinery	36	36	18	
Chairmaking	36	36	18	
Composing Machine Mechanism	18	36	18	
Cooking	36	36	36	
Dental Technician	36	36	36	
Electrical Installing	36	36	18	
Engineering Tradesperson (Electrical)	36	36	36	
Engineering Tradesperson (Fabrication)	36	36	36	
Engineering Tradesperson (Mechanical)	36	36	36	
Footwear Manufacturing	18	18		
Footwear Repairing	18	18		
French Polishing (including all Wood Finishing)	36	36	18	
Fuel Injection Fitting	36	36	18	
General Butchering	18	18		
Glazing	36	36	18	
Horticulture	36	36	36	
Instrument Fitting	36	36	18	
Jewellery	36	18	18	18
Ladies Hairdressing	36	18	18	
Locksmithing	36	36	18	
Male Hairdressing	36	18	18	
Modelling (Fibrous Plastering)	36	18	18	
Optical Mechanics	18	18	18	
Plastering	36	36	18	
Radio and Television Servicing	36	36	18	
Shipwrighting	36	36	18	
Ship Carpentry and Joinery	36	36	18	
Slaughtering	18	18		
Smallgoods Making	18	18		
Stereotyping	18	36	18	
Timbermachining	36	36	18	
Toolmaking and Jigmaking (Metal Furniture)	36	36	18	
Trimming	36	36	18	
Upholstering	36	36	18	

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Attendance at Technical Training Classes on day release **Schedule 2**

Column 1	Column 2 Technical Year 1 Days	Column 3 Technical Year 2 Days	Column 4 Technical Year 3 Days	Column 5 Technical Year 4 Days
Weighing Instrument Mechanics	36	36	36	

For the purpose of this Schedule each day of attendance shall comprise 8 hours.

[Schedule 2 amended in Gazette 1 Nov 1985 p. 4229; 20 Dec 1985 p. 4882; 14 Jan 1992 p. 128 and 130; 28 Sep 1993 p. 5322; 10 Oct 1995 p. 4775; 4 Oct 1996 p. 5231; 18 Nov 2005 p. 5658.]

Schedule 3

Attendance at Technical Training Classes on block release

Column 1 Trade	Column 2 Technical Year 1	Column 3 Technical Year 2	Column 4 Technical Year 3	Column 5 Technical Year 4
Aircraft Maintenance Engineer — Avionics	4 blocks of 2 weeks for 40 hours per week	4 blocks of 2 weeks for 40 hours per week	4 blocks of 2 weeks of 40 hours per week	2 blocks of 2 weeks of 40 hours per week
Aircraft Maintenance Engineer — Mechanical	4 blocks of 2 weeks for 40 hours per week	4 blocks of 2 weeks for 40 hours per week	4 blocks of 2 weeks of 40 hours per week	4 blocks of 2 weeks of 40 hours per week
Aircraft Maintenance Engineer — Structures	4 blocks of 2 weeks for 40 hours per week	4 blocks of 2 weeks for 40 hours per week	4 blocks of 2 weeks of 2 40 hours per week	2 blocks of 2 weeks for 40 hours per week 1 block of 2 weeks for 30 hours per week
Saw Doctoring	6 weeks for 40 hours per week during the periods directed	6 weeks for 40 hours per week during the periods directed	6 weeks for 40 hours per week during the periods directed	
Bricklaying Carpentry and Joinery Instrument Fitting Painting and Decorating Signwriting	7 weeks for 40 hours per week during the periods directed	7 weeks for 40 hours per week during the periods directed	4 weeks for 40 hours per week during the periods directed	

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Attendance at Technical Training Classes on block release

Schedule 3

Column 1 Trade	Column 2 Technical Year 1	Column 3 Technical Year 2	Column 4 Technical Year 3	Column 5 Technical Year 4
Composing Printing Machine (Letterpress and/or Lithographic)	8 weeks for 40 hours per week during the periods directed	8 weeks for 40 hours per week during the periods directed	8 weeks for 40 hours per week during the periods directed	
Engineering Tradesperson (Electrical)	7 weeks and one day at 40 hours per week during the period directed	7 weeks and one day at 40 hours per week during the period directed	7 weeks and one day at 40 hours per week during the period directed	
Engineering Tradesperson (Fabrication) Engineering Tradesperson (Mechanical)	7 weeks and one day at 40 hours per week during the period directed	7 weeks and one day at 40 hours per week during the period directed	7 weeks and one day at 40 hours per week during the period directed	
Plumbing and Gasfitting	8 weeks for 40 hours per week during the periods directed	6 weeks for 40 hours per week during the periods directed	6 weeks for 40 hours per week during the periods directed	
Sprinkler Fitting	10 weeks for 40 hours per week during the periods directed	8 weeks for 40 hours per week during the periods directed	8 weeks for 40 hours per week during the periods directed	8 weeks for 40 hours per week during the periods directed

[Schedule 3 amended in Gazette 30 Dec 1983 p. 5028; 1 Nov 1985 p. 4229; 14 Jan 1992 p. 128-9 and 130-1; 16 Oct 1992 p. 5199; 28 Sep 1993 p. 5322; 2 Dec 1994 p. 6385; 10 Oct 1995 p. 4775; 4 Oct 1996 p. 5232.]

Schedule 3A Attendance at Technical Training Classes (irrespective of release type)

**Schedule 3A — Attendance at Technical Training Classes
(irrespective of release type)**

[r. 7(1)]

Column 1	Column 2	Column 3	Column 4	Column 5
Trade	Technical Year 1	Technical Year 2	Technical Year 3	Technical Year 4
Baking (Combined Breadmaking and Pastrycooking)	310 hours	310 hours	170 hours	
Breadmaking	295 hours	295 hours		
Composites Laminating	267 hours	218 hours	234 hours	
Furniture Making	320 hours	320 hours	160 hours	
Pastrycooking	310 hours	310 hours		

[Schedule 3A inserted in Gazette 2 Nov 2001 p. 5795; amended in Gazette 12 Aug 2005 p. 3652; 18 Nov 2005 p. 5658.]

Schedule 4

Technical training comprising correspondence lessons and/or courses of intensive training

Column 1 Trade	Column 2 Technical Year 1		Column 3 Technical Year 2		Column 4 Technical Year 3		Column 5 Technical Year 4	
	Number of Lessons	Days of Intensive Training*	Number of Lessons	Days of Intensive Training	Number of Lessons	Days of Intensive Training	Number of Lessons	Days of Intensive Training
Automotive Electrical Fitting	18	10	14	10	10	10	10	10
Bricklaying	10	10	10	10	10	10	5	10
Cabinetmaking .....	...	10	...	10	...	10	...	10
Carpentry and Joinery	15	10	20	10	10	10	...	...
Cooking	19	10	18	10	18	10	...	...
Electrical Installing	18	10	18	10	18	10	15	10
General Butchering	24	10	24	10	...	...	...	...
Ladies Hairdressing	12	...	12	...	12	...	...	...
Painting and Decorating	22	10	20	10	...	10	...	...
Plastering .....	...	10	...	10	...	10	...	...
Plumbing and Gasfitting	31	10	13	10	13	10	12	10
Radio and Television Servicing .	25	10	20	10	...	10	...	10
Ship Carpentry and Joinery .....	...	10	...	10	...	10	...	10
Shipwrighting .....	...	10	...	10	...	10	...	10
Signwriting	22	10	20	10	9	10	...	...
Slaughtering	24	10	24	10	...	...	...	...
Smallgoods Making	24	10	24	10	...	...	...	...
Timber Machining .....	...	10	...	10	...	10	...	10
Trimming .....	...	10	...	10	...	10	...	10
Upholstery .....	...	10	...	10	...	10	...	...
Wall and Ceiling Fixing .....	...	10	...	10	...	10	...	...
Wood Machining .....	...	10	...	10	...	10	...	...

*For the purpose of this Schedule in each year the attendance of 10 days shall comprise a period of continuous release and each day of attendance shall comprise 8 hours.

[Schedule 4 amended in Gazette 30 Dec 1983 p. 5028; 1 Nov 1985 p. 4229; 14 Jan 1992 p. 129; 28 Sep 1993 p. 5322; 10 Oct 1995 p. 4775; 4 Oct 1996 p. 5232; 18 Nov 2005 p. 5658.]

Notes

- ¹ This is a compilation of the *Industrial Training (Apprenticeship Training) Regulations 1981* and includes the amendments made by the other written laws referred to in the following table [1a.7](#). The table also contains information about any reprint.

Compilation table

Citation	Gazettal	Commencement
<i>Industrial Training (Apprenticeship Training) Regulations 1981</i>	17 Jul 1981 p. 2935-40	20 Jul 1981 (see r. 2)
<i>Industrial Training (Apprenticeship Training) Amendment Regulations 1983</i>	30 Dec 1983 p. 5027-8	1 Jan 1984 (see r. 2)
<i>Industrial Training (Apprenticeship Training) Amendment Regulations (No. 2) 1984</i> ¹⁵	25 Jan 1985 p. 350	25 Jan 1985
<i>Industrial Training (Apprenticeship Training) Amendment Regulations (No. 3) 1984</i> ¹⁵	1 Feb 1985 p. 450 (Cancelled 25 Jan 1985 p. 350 ¹⁵)	1 Feb 1985
<i>Industrial Training (Apprenticeship Training) Amendment Regulations 1985</i>	8 Feb 1985 p. 542	8 Feb 1985
<i>Industrial Training (Apprenticeship Training) Amendment Regulations (No. 2) 1985</i>	1 Nov 1985 p. 4229	1 Nov 1985
<i>Industrial Training (Apprenticeship Training) Amendment Regulations (No. 3) 1985</i>	8 Nov 1985 p. 4296	8 Nov 1985
<i>Industrial Training (Apprenticeship Training) Amendment Regulations (No. 4) 1985</i>	20 Dec 1985 p. 4882	20 Dec 1985
<i>Industrial Training (Apprenticeship Training) Amendment Regulations 1987</i>	24 Dec 1987 p. 4548-9	1 Jan 1988 (see r. 2)

Industrial Training (Apprenticeship Training) Regulations 1981

Citation	Gazettal	Commencement
<i>Industrial Training (Apprenticeship Training) Amendment Regulations 1988</i>	25 Nov 1988 p. 4760-1	25 Nov 1988
<i>Industrial Training (Apprenticeship Training) Amendment Regulations 1989</i>	2 Mar 1990 p. 1289	2 Mar 1990
<i>Industrial Training (Apprenticeship Training) Amendment Regulations 1991</i> ⁸	14 Jan 1992 p. 127-9	14 Jan 1992
<i>Industrial Training (Apprenticeship Training) Amendment Regulations (No. 2) 1991</i> ⁹	14 Jan 1992 p. 130-1	14 Jan 1992
<i>Industrial Training (Apprenticeship Training) Amendment Regulations 1992</i>	16 Oct 1992 p. 5199	16 Oct 1992
<i>Industrial Training (Apprenticeship Training) Amendment Regulations 1993</i>	28 Sep 1993 p. 5321-2	28 Sep 1993
<i>Industrial Training (Apprenticeship Training) Amendment Regulations 1994</i>	2 Dec 1994 p. 6384-5	2 Dec 1994
<i>Industrial Training (Apprenticeship Training) Amendment Regulations 1995</i> ¹⁰	10 Oct 1995 p. 4773-4	10 Oct 1995
<i>Industrial Training (Apprenticeship Training) Amendment Regulations (No. 2) 1995</i> ¹¹	10 Oct 1995 p. 4774-5	10 Oct 1995
<i>Industrial Training (Apprenticeship Training) Amendment Regulations (No. 3) 1995</i>	28 Nov 1995 p. 5493	28 Nov 1995
<i>Industrial Training (Apprenticeship Training) Amendment Regulations (No. 4) 1995</i>	28 Nov 1995 p. 5494	28 Nov 1995
<i>Industrial Training (Apprenticeship Training) Amendment Regulations (No. 1) 1996</i> ¹²	17 May 1996 p. 2049-50	17 May 1996

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Citation	Gazettal	Commencement
<i>Industrial Training (Apprenticeship Training) Amendment Regulations (No. 2) 1996</i> ¹³	4 Oct 1996 p. 5231-2	4 Oct 1996
<i>Industrial Training (Apprenticeship Training) Amendment Regulations 2001</i> ¹⁴	12 Oct 2001 p. 5564-5	12 Oct 2001
<i>Industrial Training (Apprenticeship Training) Amendment Regulations (No. 2) 2001</i>	2 Nov 2001 p. 5794-5	2 Nov 2001
Reprint of the Industrial Training (Apprenticeship Training) Regulations 1981 as at 2 Aug 2002 (includes amendments listed above)		
<i>Industrial Training (Apprenticeship Training) Amendment Regulations 2005</i>	12 Aug 2005 p. 3651-2	12 Aug 2005
<i>Industrial Training (Apprenticeship Training) Amendment Regulations (No. 2) 2005</i> ¹⁶	18 Nov 2005 p. 5657-9	1 Jan 2006 (see r. 2)

^{1a} [On the date as at which this compilation was prepared, provisions referred to in the following table had not come into operation and were therefore not included in this compilation. For the text of the provisions see the endnotes referred to in the table.](#)

Provisions that have not come into operation

Citation	Gazettal	Commencement
Industrial Training (Apprenticeship Training) Amendment Regulations 2006 r. 4-9 ¹⁷	4 Apr 2006 p. 1401-5	1 May 2006 (see r. 2)

- ² The definition of “Council” was deleted from s. 4 of the Act by the *State Employment and Skills Development Authority Act 1990* s. 45(a)(ii). The definition of “Authority” inserted by s. 45(a)(i) of that Act was deleted by the *Vocational Education and Training Act 1996* Sch. 3 cl. 12.
- ³ The *Education Regulations 1960* r. 4 referred to the Director of technical education. Those regulations were repealed by the *School Education Act 1999* s. 246(2).
- ⁴ “Approved College” is defined in r. 4 of the *Industrial Training (General Apprenticeship) Regulations 1981*: see r. 3 of these regulations. The *Colleges Act 1978* was repealed by the *Vocational Education and Training Act 1996* s. 70(1).

⁵ Repealed by the *Industrial Arbitration Act 1979* s. 4, the short title of which was changed to the *Industrial Relations Act 1979* by the *Acts Amendment and Repeal (Industrial Relations) Act (No. 2) 1984*.

⁶ Under the *Alteration of Statutory Designations Order (No. 3) 2001* the former Education Department is now called the Department of Education.

⁷ The *Industrial Training (Apprenticeship Training) Amendment Regulations (No. 3) 1984* published in *Gazette* 18 Jan 1985 p. 264 were cancelled by corrigendum in *Gazette* 25 Jan 1985 p. 350.

⁸ The *Industrial Training (Apprenticeship Training) Amendment Regulations 1991* r. 7 reads as follows:

“

7. Savings

- (1) In this regulation “**former trade**” means a trade deleted by regulation 3 of these regulations from the trades listed in Schedule 1 to the principal regulations.
- (2) Notwithstanding anything in these regulations an apprenticeship agreement relating to a former trade continues in force subject to the *Industrial Training Act 1975*, the principal regulations and the *Industrial Training (General Apprenticeship) Regulations 1981* as though the former trade continued to be a trade under the Act after the commencement of these regulations.
- (3) Any record, certificate or order made or given in relation to an apprenticeship in a former trade continues to have effect notwithstanding anything in these regulations.
- (4) Any person who completes the course of training prescribed in relation to a former trade under the principal regulations as in force before the commencement of these regulations is entitled to be issued with a certificate to that effect as though the former trade continued to be a trade under the Act at the time of such completion.

”.

⁹ The *Industrial Training (Apprenticeship Training) Amendment Regulations (No. 2) 1991* r. 7 reads as follows:

“

7. Savings

- (1) In this regulation “**former trade**” means a trade deleted by regulation 3 of these regulations from the trades listed in Schedule 1 to the principal regulations.

- (2) Notwithstanding anything in these regulations an apprenticeship agreement relating to a former trade continues in force subject to the *Industrial Training Act 1975*, the principal regulations and the *Industrial Training (General Apprenticeship) Regulations 1981* as though the former trade continued to be a trade under the Act after the commencement of these regulations.
- (3) Any record, certificate or order made or given in relation to an apprenticeship in a former trade continues to have effect notwithstanding anything in these regulations.
- (4) Any person who completes the course of training prescribed in relation to a former trade under the principal regulations as in force before the commencement of these regulations is entitled to be issued with a certificate to that effect as though the former trade continued to be a trade under the Act at the time of such completion.

”.

¹⁰ The *Industrial Training (Apprenticeship Training) Amendment Regulations 1995* r. 4 reads as follows:

“

4. Savings

- (1) In this regulation “**former trade**” means the trade deleted by regulation 3 of these regulations from the trades listed in Schedule 1 to the principal regulations.
- (2) Notwithstanding anything in these regulations an apprenticeship agreement relating to the former trade continues in force subject to the *Industrial Training Act 1975*, the principal regulations and the *Industrial Training (General Apprenticeship) Regulations 1981* as though the former trade continued to be a trade under the Act after the commencement of these regulations.
- (3) Any record, certificate or order made or given in relation to an apprenticeship in the former trade continues to have effect notwithstanding anything in these regulations.
- (4) Any person who completes the course of training prescribed in relation to the former trade under the principal regulations as in force before the commencement of these regulations is entitled to be issued with a certificate to that effect as though the former trade continued to be a trade under the Act at the time of such completion.

”.

¹¹ The *Industrial Training (Apprenticeship Training) Amendment Regulations (No. 2) 1995* r. 7 reads as follows:

“

7. Savings

- (1) In this regulation “**former trade**” means a trade deleted by regulation 3 of these regulations from the trades listed in Schedule 1 to the principal regulations.
- (2) Notwithstanding anything in these regulations an apprenticeship agreement relating to a former trade continues in force subject to the *Industrial Training Act 1975*, the principal regulations and the *Industrial Training (General Apprenticeship) Regulations 1981* as though the former trade continued to be a trade under the Act after the commencement of these regulations.
- (3) Any record, certificate or order made or given in relation to an apprenticeship in a former trade continues to have effect notwithstanding anything in these regulations.
- (4) Any person who completes the course of training prescribed in relation to a former trade under the principal regulations as in force before the commencement of these regulations is entitled to be issued with a certificate to that effect as though the former trade continued to be a trade under the Act at the time of such completion.

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¹² The *Industrial Training (Apprenticeship Training) Amendment Regulations (No. 1) 1996* r. 4 reads as follows:

“

4. Savings

- (1) In this regulation “**former trade**” means the trade deleted by regulation 3 of these regulations from the trades listed in Schedule 1 to the principal regulations.
- (2) Notwithstanding anything in these regulations an apprenticeship agreement relating to the former trade continues in force subject to the *Industrial Training Act 1975*, the principal regulations and the *Industrial Training (General Apprenticeship) Regulations 1981* as though the former trade continued to be a trade listed in Schedule 1 to the principal regulations after the commencement of these regulations.
- (3) Any record, certificate or order made or given in relation to an apprenticeship in the former trade continues to have effect notwithstanding anything in these regulations.

- (4) Any person who completes the course of training prescribed in relation to the former trade under the principal regulations as in force before the commencement of these regulations is entitled to be issued with a certificate to that effect as though the former trade continued to be a trade listed in Schedule 1 to the principal regulations at the time of completion.

”.

¹³ The *Industrial Training (Apprenticeship Training) Amendment Regulations (No. 2) 1996* r. 7 reads as follows:

“

7. Savings

- (1) In this regulation “**former trade**” means a trade deleted by regulation 3 (a) of these regulations from the trades listed in Schedule 1 to the principal regulations.
- (2) Notwithstanding anything in these regulations an apprenticeship agreement relating to a former trade continues in force subject to the *Industrial Training Act 1975*, the principal regulations and the *Industrial Training (General Apprenticeship) Regulations 1981* as though the former trade continued to be a trade listed in Schedule 1 to the principal regulations after the commencement of these regulations.
- (3) Any record, certificate or order made or given in relation to an apprenticeship in a former trade continues to have effect notwithstanding anything in these regulations.
- (4) Any person who completes the course of training prescribed in relation to a former trade under the principal regulations as in force before the commencement of these regulations is entitled to be issued with a certificate to that effect as though that former trade continued to be a trade listed in Schedule 1 to the principal regulations at the time of completion.

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¹⁴ The *Industrial Training (Apprenticeship Training) Regulations 2001* r. 3 reads as follows:

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3. Transitional

- (1) Despite regulation 2, an apprenticeship agreement that would have related to either “Composition” or “Graphic Reproduction” (a “**former trade**”) continues in force, subject to the *Industrial Training Act 1975*, the *Industrial Training (Apprenticeship Training) Regulations 1981* and the *Industrial Training (General Apprenticeship) Regulations 1981* as though the former trade were the trade of “Graphic Pre-Press” listed in Schedule 1 to the *Industrial*

Training (Apprenticeship Training) Regulations 1981 after the commencement of these regulations.

- (2) Any record, certificate or order already made or given in relation to an apprenticeship in a former trade continues to have effect notwithstanding anything in these regulations.
- (3) Any person who completes the course of training prescribed in relation to a former trade under the *Industrial Training (Apprenticeship Training) Regulations 1981* as in force before the commencement of these regulations is entitled to be issued with a certificate for the trade of “Graphic Pre-Press”, listed in Schedule 1 to the *Industrial Training (Apprenticeship Training) Regulations 1981* as a consequence of these regulations.

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¹⁵ The *Miscellaneous Regulations (Validation) Act 1985* applied to these regulations. It deems the regulations not to have ceased to have effect as a result of the failure to comply with section 42(1) of the *Interpretation Act 1984*, subject to their being laid before the Legislative Assembly. The *Interpretation Act 1984* s. 42(2) then applied as if the words “or if any regulations are not laid before both Houses of Parliament in accordance with subsection (1)” had been omitted.

¹⁶ The *Industrial Training (Apprenticeship Training) Amendment Regulations (No. 2) 2005* r. 8 reads as follows:

“

8. Transitional

The *Industrial Training (Apprenticeship Training) Regulations 1981* as in force immediately before 1 January 2006 continue to apply to and in relation to an apprentice who commenced service under an apprenticeship agreement (but not including any period of employment as a probationer) before 1 January 2006 in one of the following trades —

- (a) Baking (Combined Breadmaking and Pastrycooking);
- (b) Breadmaking; or
- (c) Pastrycooking.

”

¹⁷ [On the date as at which this compilation was prepared, the *Industrial Training \(Apprenticeship Training\) Amendment Regulations 2006* r. 4-9 had not come into operation. They read as follows:](#)

“

4. Schedule 1 amended

[Schedule 1 is amended as follows:](#)

- (a) by deleting the items for —
- (i) Bricklaying;
 - (ii) Carpentry and Joinery;
 - (iii) Plastering;
 - (iv) Tilelaying;
 - (v) Wall and Ceiling Fixing;
- (b) after the item for “Baking (Combined Breadmaking and Pastrycooking)” by inserting the following items in the appropriate alphabetical positions —

“

—

Bricklaying
Carpentry and Joinery
Plastering
Tilelaying
Wall and Ceiling Fixing

”.

- (c) after the item for “Wall and Ceiling Fixing” (as inserted by paragraph (b)) by inserting the following items —

“

—

<u>Bricklaying (Housing)</u>	<u>2 Years</u>
<u>Carpentry (Housing)</u>	
<u>Joinery (Housing)</u>	
<u>Plastering (Housing)</u>	
<u>Wall and Ceiling Fixing (Housing)</u>	
<u>Wall and Floor Tiling (Housing)</u>	

”.

5. Schedule 2 amended

Schedule 2 is amended by deleting the items for —

- (a) Carpentry and Joinery;
- (b) Plastering.

6. Schedule 3 amended

Schedule 3 is amended in Column 1 by deleting “Bricklaying” and “Carpentry and Joinery”.

7. Schedule 3A amended

Schedule 3A is amended by inserting the following items in the appropriate alphabetical positions —

“

Bricklaying	320 hours	320 hours	120 hours	
Carpentry and Joinery	320 hours	320 hours	120 hours	
Plastering	320 hours	320 hours	120 hours	
Bricklaying (Housing)	320 hours	270 hours		
Carpentry (Housing)	320 hours	256 hours		
Joinery (Housing)	320 hours	236 hours		
Plastering (Housing)	320 hours	272 hours		
Wall and Ceiling Fixing (Housing)	320 hours	240 hours		
Wall and Floor Tiling (Housing)	320 hours	322 hours		
Tilelaying	320 hours	320 hours	120 hours	
Wall and Ceiling Fixing	320 hours	320 hours	120 hours	

”

8. Schedule 4 amended

Schedule 4 is amended by deleting the items for —

- (a) Bricklaying;
- (b) Carpentry and Joinery;
- (c) Plastering; and
- (d) Wall and Ceiling Fixing.

9. Transitional

(1) Subject to this regulation the *Industrial Training (Apprenticeship Training) Regulations 1981* as in force immediately before 1 May 2006 continue to apply to and in relation to —

- (a) an apprentice who commenced service in a building trade under an apprenticeship agreement before 1 May 2006 (an “existing apprentice”); or
- (b) a person who —
 - (i) commenced employment as a probationer in a building trade before 1 May 2006;
 - (ii) completes that probationary employment after 1 May 2006; and

- (iii) on completing that probationary employment commences service under an apprenticeship agreement,
(an “existing probationer”).
- (2) The parties to the apprenticeship agreement of an existing probationer may, with the approval of the Director, agree in the apprenticeship agreement —
- (a) that the term of the apprenticeship is to be 3 years; or
(b) that —
- (i) the apprentice is to be employed in a housing building trade (instead of the building trade in which he or she was employed as a probationer); and
(ii) the term of the apprenticeship is to be 2 years.
- (3) If the parties to an apprenticeship agreement agree in the manner described in subregulation (2)(a) or (b), subsection (1) ceases to apply to and in relation to the apprentice when he or she commences service under the apprenticeship agreement.
- (4) The parties to the apprenticeship agreement of an existing apprentice may, with the approval of the Director, vary the apprenticeship agreement to —
- (a) change the term of the apprenticeship to 3 years (plus any extension made by the Director under subregulation (6)); or
(b) change —
- (i) the trade in which the apprentice is employed to a housing building trade; and
(ii) the term of the apprenticeship to 2 years (plus any extension made by the Director under subregulation (6)).
- (5) An application for approval under subregulation (4) must be made —
- (a) in a form and manner approved by the Director; and
(b) within 3 months of the date on which these regulations come into operation.
- (6) If, when an application is made for approval under subregulation (4) —
- (a) the apprentice has not —
- (i) attended all the classes;
(ii) obtained all the instruction; and

(iii) undertaken all the courses and skills training programmes;

that the apprentice is required by section 33(1) of the Act to attend, obtain or undertake in relation to the trade in which he or she is to be employed under the varied agreement; and

(b) the Director is satisfied that the apprentice will not reasonably be able to complete those requirements during the term of the apprenticeship (as varied),

the Director may, before approving the variation, extend the term of the apprenticeship (as specified in the variation) by such period as the Director considers is reasonably necessary for the apprentice to complete those requirements.

(7) A variation of an apprenticeship agreement under subregulation (4) takes effect on the date on which it is approved by the Director.

(8) If an apprenticeship agreement is varied under subregulation (4), subsection (1) ceases to apply to and in relation to the apprentice on the date the variation takes effect.

(9) In this regulation —

“**building trade**” means —

(a) bricklaying;

(b) carpentry and joinery;

(c) plastering;

(d) tilelaying; or

(e) wall and ceiling fixing;

“**housing building trade**” means —

(a) bricklaying (housing);

(b) carpentry (housing);

(c) joinery (housing);

(d) plastering (housing);

(e) wall and ceiling fixing (housing); or

(f) wall and floor tiling (housing).

”