

PUBLIC SERVICE (AMENDMENT) ACT, 1977

New South Wales



ANNO VICESIMO SEXTO

ELIZABETHÆ II REGINÆ

Act No. 76, 1977.

An Act to amend the Public Service Act, 1902, with respect to the power of the Public Service Board to enter into agreements with associations or organisations of officers or employees and with respect to qualifications for admission to the Public Service. [Assented to, 10th October, 1977.]

BE

Public Service (Amendment).

BE it enacted by the Queen'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:—

Short
title.

1. This Act may be cited as the "Public Service (Amendment) Act, 1977".

Amend-
ment of
Act No.
31, 1902.
Sec. 14B.
(Agree-
ments with
associa-
tions,
etc.)

2. The Public Service Act, 1902, is amended—

(a) (i) by omitting from section 14B the words "salaries, fees, allowances, and grades, and may by regulations prescribe the salaries, fees, allowances, and grades so agreed upon" and by inserting instead the words "any industrial matters";

(ii) by inserting at the end of section 14B the following subsection:—

(2) For the purposes of subsection (1), "industrial matters" has the meaning ascribed to that expression in section 5 (1) of the Industrial Arbitration Act, 1940, subject to the following modifications:—

- (a) the references to "employers" and "their employer" shall be construed as references to the Crown;
- (b) the references to "employees" shall be construed as references to officers and employees;
- (c) the references to "any industry" and "an industry" shall be construed as references to the Public Service; and

(d)

Public Service (Amendment).

(d) the references to "industrial unions" and "trade union" shall be construed as references to any association or organisation representing any group or class of officers or employees.

(b) by omitting section 28 (1) and (2) and by inserting **Sec. 28.** instead the following subsections : —

(Qualifica-
tion for
appoint-
ment.)

(1) Except as provided in subsection (3) and in sections 35 and 36, a person shall not be admitted to the Public Service as an officer unless he has successfully passed the prescribed examination.

(2) Where a person admitted to the Public Service as an officer does not have the status of a British subject, that person shall cease to be eligible for employment as an officer in that Service on the expiration of 6 months after the date on which he becomes eligible to be granted a certificate of Australian citizenship, unless he has previously been granted such a certificate or has otherwise obtained the status of a British subject.
