

House of Assembly

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South Australia

Parliament (Joint Services) (Staffing) Amendment Bill 2017

A BILL FOR

An Act to amend the *Parliament (Joint Services) Act 1985*.

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The Parliament of South Australia enacts as follows:

Part 1—Preliminary

1—Short title

This Act may be cited as the *Parliament (Joint Services) (Staffing) Amendment Act 2017*.

2—Commencement

This Act will come into operation on a day to be fixed by proclamation.

3—Amendment provisions

In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

Part 2—Amendment of *Parliament (Joint Services) Act 1985*

4—Amendment of section 10—Creation and abolition of offices

- (1) Section 10(1)—delete "Governor may, on the recommendation of the Committee" and substitute:

Committee may

- (2) Section 10(2)—delete "recommend the abolition of" and substitute:

abolish

5—Amendment of section 11—Classification of offices

- (1) Section 11(1)—delete "Governor on the recommendation of the"

- (2) Section 11(6)—delete "recommend reclassification of the office to the Governor and the Governor may reclassify the office accordingly" and substitute:

reclassify the office

6—Amendment of section 21—Special leave

- (1) Section 21(2)—delete "subsections (3) and" and substitute:

subsection

- (2) Section 21(3)—delete subsection (3)

7—Amendment of section 24—Application of certain Acts

- (1) Section 24(1)—delete subsection (1)

- (2) Section 24(3), (4)(b) and (7)—delete "*Industrial Conciliation and Arbitration Act 1972*" wherever occurring and substitute in each case:

Fair Work Act 1994

- (3) Section 24(3), (4)(b) and (7)—delete "*Workers Compensation Act 1971*" wherever occurring and substitute in each case:

Return to Work Act 2014

- (4) Section 24(4)(a)(i)—delete "by the Court, the Commission or a person authorised by the Court or the Commission, as a part of proceedings under the *Industrial Conciliation and Arbitration Act 1972*, or an inspection by the Court as part of proceedings under the *Workers Compensation Act 1971*" and substitute:

or investigation pursuant to, or as part of any proceedings under, the *Fair Work Act 1994* or the *Return to Work Act 2014*

- (5) Section 24(4)(a)(ii)—delete subparagraph (ii)

- (6) Section 24(5)—delete "Court or of the Commission (as the case may be) has certified that an inspection at Parliament House under subsection (4)(a)(i) is necessary to ensure the just and proper determination of proceedings before the Court or the Commission" and substitute:

South Australian Employment Tribunal has certified that an inspection at Parliament House under subsection (4)(a)(i) is necessary to ensure the just and proper determination of proceedings before the Tribunal

- (7) Section 24(8)—delete subsection (8)