

Legislative Council—No 55A

As reported with an amendment, report adopted, Standing Orders suspended and passed remaining stages, 23 May 2005

South Australia

**Public Sector Management (Chief Executive
Accountability) Amendment Bill 2004**

A BILL FOR

An Act to amend the *Public Sector Management Act 1995*.

Contents

Part 1—Preliminary

- 1 Short title
- 2 Amendment provisions

Part 2—Amendment of *Public Sector Management Act 1995*

- 3 Amendment of section 3—Interpretation
 - 4 Amendment of section 12—Termination of Chief Executive's appointment
 - 5 Substitution of section 14
 - 14 Chief Executive's general responsibilities
 - 6 Amendment of section 15—Extent to which Chief Executive is subject to Ministerial direction
-

The Parliament of South Australia enacts as follows:

Part 1—Preliminary

1—Short title

This Act may be cited as the *Public Sector Management (Chief Executive Accountability) Amendment Act 2004*.

5 2—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 *Public Sector Management Act 1995*

3—Amendment of section 3—Interpretation

10 Section 3(1)—after the definition of *total remuneration package value* insert:

whole-of-Government objectives means objectives for Government that are approved in Cabinet from time to time and relate to the functions or operations of all or various public sector agencies.

4—Amendment of section 12—Termination of Chief Executive's appointment

15 (1) Section 12(1)(a)(v)—delete "standards specified in" and substitute:

standards set from time to time by the Premier and the Minister responsible for the administrative unit under

(2) Section 12(1)(a)(vi)—delete "standards specified in" and substitute:

standards set from time to time by the Premier and the Minister under

5—Substitution of section 14

Section 14—delete the section and substitute:

14—Chief Executive's general responsibilities

The Chief Executive of an administrative unit is responsible to the Premier and the Minister responsible for the unit for—

- (a) ensuring that the unit makes an effective contribution to the attainment of the whole-of-Government objectives that are from time to time communicated in writing to the Chief Executive of the unit by the Premier or the Minister responsible for the unit and relate to the functions or operations of the unit; and
- (b) the effective management of the unit and the general conduct of its employees; and
- (c) the attainment of the performance standards set from time to time by the Premier and the Minister responsible for the unit under the contract relating to the Chief Executive's appointment; and
- (d) ensuring the observance within the unit of the aims and standards contained in Part 2.

6—Amendment of section 15—Extent to which Chief Executive is subject to Ministerial direction

Section 15(1)—delete subsection (1) and substitute:

- (1) Subject to this section, the Chief Executive of an administrative unit is subject to direction—
 - (a) by the Premier with respect to matters concerning the attainment of whole-of-Government objectives; and
 - (b) by the Minister responsible for the unit.