

South Australia

TAFE SA Variation Regulations 2015

under the *TAFE SA Act 2012*

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Part 1—Preliminary

1—Short title

These regulations may be cited as the *TAFE SA Variation Regulations 2015*.

2—Commencement

These regulations come into operation on the day on which they are made.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *TAFE SA Regulations 2012*

4—Insertion of Part 2 Division 7

After Part 2 Division 6 insert:

Division 7—Retrenchment

43—Retrenchment

- (1) If the chief executive is satisfied that—
 - (a) the volume of work for prescribed employees in a section has diminished; and

- (b) in consequence a reduction in the number of prescribed employees has become necessary in the interest of economy; and
 - (c) a prescribed employee should be retrenched for that purpose,
- the chief executive may, by written determination, retrench that employee as from a date specified in the determination.
- (2) A prescribed employee who is retrenched under this regulation is entitled to receive—
 - (a) at least 12 weeks notice in writing prior to the date of retrenchment; or
 - (b) if the notice is less than 12 weeks, a sum equal to his or her salary for the period by which the notice falls short of 12 weeks.

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

with the advice and consent of the Executive Council
on 29 October 2015

No 220 of 2015

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