

1992—No. 213

**ANNUAL REPORTS (DEPARTMENTS) ACT 1985—
REGULATION**

(Relating to chief and senior executive officers)

NEW SOUTH WALES



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HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Annual Reports (Departments) Act 1985, has been pleased to make the Regulation set forth hereunder.

N. F. GREINER
Premier and Treasurer.

The Annual Reports (Departments) Regulation 1986 is amended by inserting after clause 3 the following clause:

Chief and senior executive officers

3A. (1) The report under section 10 of the Act of the operations of a Department is to include the following particulars about the staff of the Department:

- (a) the number of executive positions at each level at the end of the reporting year, compared with the number at the end of the previous reporting year;
- (b) the number of female executive officers at the end of the reporting year, compared with the number at the end of the previous reporting year;
- (c) the name of, position held by and level of each executive officer of or above level 5 holding office at the end of the reporting year.

(2) The matters comprised in an annual report of a Department under section 9 of the Act are to include a statement on the performance of each executive officer of the Department of or above level 5 holding office at the end of the reporting year. The statement:

- (a) is to be made by the person responsible by law for reviewing the officer's performance; and
- (b) is to indicate the officer's performance having regard to the officer's agreed performance criteria; and
- (c) is to be prepared in accordance with guidelines issued to Departments by the Treasurer from time to time.

(3) This clause also applies to any statutory officer who is the chief executive officer of a Department but does not hold an executive position. In any such case this clause applies as provided in guidelines issued to Departments by the Treasurer from time to time.

(4) In this clause:

“executive officer” means a person who holds an executive position, and includes a person acting in such a position for 6 months or more;

“executive position” means:

- (a) a position in the Chief Executive Service under the Public Sector Management Act 1988; or
- (b) a position in the Senior Executive Service under the Public Sector Management Act 1988 or in the Police Service Senior Executive Service;

“level” means the level by which the remuneration of an executive officer is determined, being level 1, 2, 3, 4, 5, 6, 7 or 8.

EXPLANATORY NOTE

The object of this Regulation is to amend the Annual Reports (Departments) Regulation 1986 to require a Department to include in its annual report particulars about chief and senior executive officers of the Department and a statement about the performance of any such officers of or above level 5.
