



# Public Sector Employment and Management (Environment and Conservation) Order 2003

under the

Public Sector Employment and Management Act 2002

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of Chapter 4 of the *Public Sector Employment and Management Act 2002*, make the following Order.

Dated, this 24th day of September 2003.

By Her Excellency's Command,

BOB CARR, M.P.,

Premier

## Public Sector Employment and Management (Environment and Conservation) Order 2003

under the

Public Sector Employment and Management Act 2002

### 1 Name of Order

This Order is the *Public Sector Employment and Management (Environment and Conservation) Order 2003*.

### 2 Commencement

This Order commences on 24 September 2003.

### 3 Definition

In this Order:

*document* means any Act or statutory instrument, or any other instrument, or any contract or agreement.

### 4 Establishment of Department of Environment and Conservation

The Department of Environment and Conservation is established as a Department of the Public Service responsible to the Minister for the Environment.

### 5 Abolition of Environment Protection Authority (as a Department) and transfer of branches

- (1) All branches are removed from the Environment Protection Authority and added to the Department of Environment and Conservation.
- (2) The group of staff attached to the Environment Protection Authority are abolished as a Department of the Public Service.
- (3) A reference in any document to the Director-General of the Environment Protection Authority, including in the definition of *Director-General* in section 3 (1) of the *Protection of the Environment Administration Act 1991*, is to be construed as a reference to the Director-General of the Department of Environment and Conservation.

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**6 Abolition of National Parks and Wildlife Service and transfer of branches**

- (1) All branches are removed from the National Parks and Wildlife Service and added to the Department of Environment and Conservation.
- (2) The National Parks and Wildlife Service is abolished as a Department of the Public Service.
- (3) A reference in any document to the National Parks and Wildlife Service, including in section 6 of the *National Parks and Wildlife Act 1974*, is to be construed as a reference to the Department of Environment and Conservation.
- (4) Subclause (3) does not operate so as to constitute the Department of Environment and Conservation under section 6 of the *National Parks and Wildlife Act 1974*.
- (5) A reference in any document to the Director-General of National Parks and Wildlife, including in the definition of **Director-General** in section 5 (1) of the *National Parks and Wildlife Act 1974*, is to be construed as a reference to the Director-General of the Department of Environment and Conservation.

**7 Abolition of Resource NSW (as a Department) and transfer of branches**

- (1) All branches are removed from Resource NSW and added to the Department of Environment and Conservation.
- (2) The group of staff attached to Resource NSW are abolished as a Department of the Public Service.
- (3) A reference in any document to the Chief Executive of Resource NSW, including in the definition of **Chief Executive of Resource NSW** in section 4 (1) of the *Waste Avoidance and Resource Recovery Act 2001*, is to be construed as a reference to the Director-General of the Department of Environment and Conservation.

**8 Abolition of Royal Botanic Gardens and Domain Trust (as a Department) and transfer of branches**

- (1) All branches are removed from the Royal Botanic Gardens and Domain Trust and added to the Department of Environment and Conservation.
- (2) The group of staff attached to the Royal Botanic Gardens and Domain Trust are abolished as a Department of the Public Service.

**2003 No 693**

Clause 9      Public Sector Employment and Management (Environment and Conservation) Order 2003

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**9    Amendment of Public Sector Employment and Management Act 2002**

The *Public Sector Employment and Management Act 2002* is amended as set out in Schedule 1.

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## **Schedule 1 Amendments**

(Clause 9)

### **[1] Schedule 1 Departments**

Omit the matter relating to the following:

Environment Protection Authority  
National Parks and Wildlife Service  
Resource NSW  
Royal Botanic Gardens and Domain Trust

### **[2] Schedule 1**

Insert in alphabetical order of Departments:

Department of Environment    Director-General of the Department  
and Conservation