



Local Government (General) Amendment (Exemptions) Regulation 2004

under the

Local Government Act 1993

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Local Government Act 1993*.

ANTHONY BERNARD KELLY, M.L.C.,
Minister for Local Government

Explanatory note

The object of this Regulation is to amend the *Local Government (General) Regulation 1999*:

- (a) to update a note that is no longer accurate, and
- (b) to ensure that certain payments for untaken long service leave or sick leave to a senior staff member of a council on termination of his or her employment do not need to be approved by the Minister under section 354A of the *Local Government Act 1993* so long as those payments do not exceed an amount to which non-senior staff members may be entitled under an Act or award.

This Regulation is made under the *Local Government Act 1993*, including sections 354A and 748 (the general regulation-making power).

2004 No 838

Clause 1 Local Government (General) Amendment (Exemptions) Regulation 2004

Local Government (General) Amendment (Exemptions) Regulation 2004

under the

Local Government Act 1993

1 Name of Regulation

This Regulation is the *Local Government (General) Amendment (Exemptions) Regulation 2004*.

2 Amendment of Local Government (General) Regulation 1999

The *Local Government (General) Regulation 1999* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 2)

[1] Clause 38 Frequency of comprehensive and supplementary reports

Omit “(in September)” from the note to clause 38 (1).

[2] Clause 38 (1), note

Omit “September” where secondly occurring.

[3] Clause 43C Exemption from Ministerial approval for certain termination payments to senior staff

Insert after clause 43C (1) (b):

- (c) a payment for untaken long service leave or untaken sick leave that does not exceed an amount to which a member of staff of a council, other than a senior staff member, would be entitled under any Act or award (within the meaning of section 27 of the *Industrial Relations Act 1996*).