



New South Wales

Police Integrity Commission Regulation 2006

under the

Police Integrity Commission Act 1996

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Police Integrity Commission Act 1996*.

CARL SCULLY, M.P.,
Minister for Police

Explanatory note

The object of this Regulation is to replace, with minor changes (including the changes required in consequence of the amendment to section 10 of the *Police Integrity Commission Act 1996 (the Act)* made by the *Public Sector Employment Legislation Amendment Act 2006*), the provisions of the *Police Integrity Commission Regulation 2001*. That Regulation is repealed on 1 September 2006 by section 10 (2) of the *Subordinate Legislation Act 1989*.

This Regulation:

- (a) prescribes certain countries for the purposes of the Act, and
- (b) ensures that staff of the Inspector of the Police Integrity Commission who are employed under section 92 (2) of the Act are entitled, as a minimum standard, to the same recreation and extended leave entitlements as those available to members of staff of the Inspector who are appointed under the *Public Sector Employment and Management Act 2002*.

This Regulation is made under the *Police Integrity Commission Act 1996*, including section 143 (the general regulation-making power).

This Regulation deals with matters of a machinery nature and matters that are not likely to impose an appreciable burden, cost or disadvantage on any sector of the public.

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1 Name of Regulation

This Regulation is the *Police Integrity Commission Regulation 2006*.

2 Commencement

This Regulation commences on 1 September 2006.

Note. This Regulation replaces the *Police Integrity Commission Regulation 2001* which is repealed on 1 September 2006 by section 10 (2) of the *Subordinate Legislation Act 1989*.

3 Definition

(1) In this Regulation:

the Act means the *Police Integrity Commission Act 1996*.

(2) Notes included in this Regulation do not form part of this Regulation.

4 Police officers of other countries: section 10

The following countries are prescribed for the purposes of the Act:

- (a) any country that is, or was, a member of the Commonwealth of Nations,
- (b) any country that is, or was, a member of the European Union,
- (c) the Special Administrative Region of the People's Republic of China known as Hong Kong,
- (d) the United States of America.

5 Leave entitlements for non-Public Service staff of PIC Inspector

(1) In this clause:

employee means a member of staff of the Inspector who is employed under section 92 (2) of the Act.

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- (2) The following entitlements apply to and in respect of an employee:
 - (a) extended leave in accordance with clauses 1, 2, 3 and 8 of Schedule 3 to the *Public Sector Employment and Management Act 2002*,
 - (b) the accrual of paid recreation leave in accordance with clause 78 (a) of the *Crown Employees (Public Service Conditions of Employment) Reviewed Award 2006*.
- (3) Nothing in subclause (2):
 - (a) prevents an employee from being provided with leave entitlements that are more favourable to the employee than those referred to in that subclause, and
 - (b) affects any entitlements to recreation or extended leave that have been accrued by an employee before the commencement of this clause.
- (4) In accordance with section 92 (6) of the Act, the provisions of section 143 (2) (a) of the Act apply to a member of staff of the Inspector who is employed under section 92 (2) of the Act as if a reference in those provisions to the staff of the Commission included a reference to a member of any such staff of the Inspector.

6 Savings provision

Any act, matter or thing that had effect under the *Police Integrity Commission Regulation 2001* immediately before the repeal of that Regulation is taken to have effect under this Regulation.

BY AUTHORITY
