



New South Wales

Public Sector Employment and Management (Miscellaneous) Order 2010

under the

Public Sector Employment and Management Act 2002

JAMES JACOB SPIGELMAN, Lieutenant-Governor

I, the Honourable James Jacob Spigelman AC, Lieutenant-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 6th day of September 2010.

By His Excellency's Command,

KRISTINA KENEALLY, MP
Premier

2010 No 515

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Public Sector Employment and Management (Miscellaneous) Order 2010

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Public Sector Employment and Management Act 2002

1 Name of Order

This Order is the *Public Sector Employment and Management (Miscellaneous) Order 2010*.

2 Commencement

This Order commences on the day on which it is published on the NSW legislation website.

3 Definition

In this Order:

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

4 Construction of references to Minister for Mineral and Forest Resources

In any document, a reference to the Minister for Mineral and Forest Resources is to be construed as a reference to the Minister for Primary Industries.

5 Construction of references to Treasurer in relation to Port SOCs

(1) A reference:

- (a) in paragraph (b) of the definition of **eligible Ministers** in section 3 (1) of the *State Owned Corporations Act 1989*, or
- (b) in section 20H of that Act,

to the Treasurer is to be construed as a reference to the Attorney General if the reference is used in relation to a Port SOC.

(2) A reference in any other document to the Treasurer is to be construed as a reference to the Attorney General if the reference is used in relation to the Treasurer's functions as a voting shareholder of a Port SOC.

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Clause 6 Public Sector Employment and Management (Miscellaneous) Order 2010

- (3) On the commencement of this clause:
- (a) each share in a Port SOC held by the Treasurer immediately before that commencement is taken to be transferred to the Attorney General, and
 - (b) the Port SOC concerned is required to register the transfer.
- (4) In this clause:
- Port SOC** means any of the following State owned corporations:
- (a) Newcastle Port Corporation,
 - (b) Port Kembla Port Corporation,
 - (c) Sydney Ports Corporation.

6 Amendment of Public Sector Employment and Management Act 2002 No 43

Part 3 of Schedule 1 (Divisions of the Government Service) to the *Public Sector Employment and Management Act 2002* is amended by omitting “Director-General of the Department of Industry and Investment” from Column 2 of that Part where appearing opposite the Game Council Division in Column 1 and by inserting instead “Chief Executive Officer of the Game Council (and the Chairperson of the Game Council in relation to the Chief Executive Officer)”.

7 Amendment of Public Sector Employment and Management (Ministerial Changes) Order 2009

The *Public Sector Employment and Management (Ministerial Changes) Order 2009* is amended by omitting clause 7 (Construction of references to Minister for Primary Industries).