



New South Wales

Administrative Arrangements (Administrative Changes—Miscellaneous Agencies) Order 2014

under the

Constitution Act 1902

MARIE BASHIR, Governor

I, Professor The Honourable Dame Marie Bashir AD CVO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of Part 7 of the *Constitution Act 1902* and provisions of the *Government Sector Employment Act 2013* authorising the making of orders under that Part, make the following Order.

Dated, this 30th day of June 2014.

By Her Excellency's Command,

MIKE BAIRD, MP
Premier

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Part 1 Preliminary

1 Name of Order

This Order is the *Administrative Arrangements (Administrative Changes—Miscellaneous Agencies) Order 2014*.

2 Commencement

- (1) This Order commences on 1 July 2014 (except as provided by this clause) and is required to be published on the NSW legislation website.
- (2) Clauses 13 and 14 are taken to have commenced on 23 February 2014.

3 Definitions

In this Order:

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

reference to a Public Service agency or Public Service employee includes a reference that (by or under any Act) is to be construed or treated as a reference to that agency or employee.

4 Amendment of Schedule 1 to Government Sector Employment Act 2013 (Public Service agencies)

(1) Part 1 Departments

Omit “Department of Police and Justice”. Insert in appropriate order:

Department of Justice

(2) Part 2 Executive agencies related to Departments

Omit “Department of Police and Justice” wherever occurring in the matter relating to the Crown Solicitor’s Office, Fire and Rescue NSW, the Office of the NSW Rural Fire Service, the Office of the NSW State Emergency Service and the Ministry for Police and Emergency Services.

Insert instead “Department of Justice”.

(3) Part 2

Insert in appropriate order:

Office of Sport

Chief Executive of the Office Department of Premier and
Cabinet

(4) **Part 2**

Omit the matter relating to the Institute of Sport Staff Agency. Insert instead:

Institute of Sport Staff Agency	Chief Executive of the Office of Sport	Department of Premier and Cabinet
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(5) **Part 2**

Omit “Department of Premier and Cabinet” from the matter relating to Service NSW.
Insert instead “The Treasury”.

(6) **Part 2**

Omit “Department of Education and Communities” from the matter relating to the
Sydney Cricket and Sports Ground Trust Staff Agency.
Insert instead “Department of Premier and Cabinet”.

(7) **Part 3 Separate agencies**

Omit the matter relating to the Board of Studies, Teaching and Educational Standards
Staff Agency.

Insert instead:

Board of Studies, Teaching and Educational Standards Staff Agency	*President of the Board of Studies, Teaching and Educational Standards
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Part 2 Justice

5 Change of name of Department of Police and Justice

- (1) The name of the Department of Police and Justice is changed to the Department of Justice.
- (2) In any document, a reference to the Department of Police and Justice is to be construed as a reference to the Department of Justice.

Part 3 Premier and Cabinet

6 Office of Sport

- (1) The Office of Sport is established as a Public Service executive agency related to the Department of Premier and Cabinet.
- (2) The Office of Sport is responsible to the Minister for Sport and Recreation.

Part 4 Treasury and Finance

7 Transfer of Office of Finance from OFS to Treasury

- (1) The Office of Finance is transferred from the Office of Finance and Services to the Treasury.
- (2) In any document, a reference to the Office of Finance and Services is to be construed as a reference to the Treasury if the reference is used in relation to the Office of Finance.

8 Ministerial responsibility for Service NSW

Service NSW is responsible to the Minister for Finance and Services.

9 Construction of certain reference in Public Works and Procurement Act 1912

A reference to the Secretary of the Department of Finance and Services in section 165 of the *Public Works and Procurement Act 1912* is to be construed as a reference to the Secretary of the Treasury.

Part 5 Education and Communities

10 Transfer of parts of DEC to Office of Sport

- (1) The following parts of the Department of Education and Communities are transferred to the Office of Sport established by this Order:
 - (a) Sport and Recreation Division,
 - (b) Sport Corporate and Administrative Support Branch,
 - (c) Venues NSW Division,
 - (d) Sydney Olympic Park Authority Division,
 - (e) Office of Penrith Lakes.
- (2) In any document, a reference to the Department of Education and Communities is, if used in relation to a part of that Department referred to in subclause (1), to be construed as a reference to the Office of Sport.

11 Transfer of parts of DEC to DPC

- (1) The following parts of the Department of Education and Communities are transferred to the Department of Premier and Cabinet:
 - (a) Office of Veteran's Affairs,
 - (b) those persons who are employed to enable the trustees of the Anzac Memorial Building to exercise their functions.
- (2) In any document, a reference to the Department of Education and Communities is, if used in relation to a part of that Department referred to in subclause (1), to be construed as a reference to the Department of Premier and Cabinet.

12 Construction of references to Chief Executive of BOSTES Staff Agency

In any document, a reference to the Chief Executive of the Board of Studies, Teaching and Educational Standards Staff Agency is to be construed as a reference to the President of the Board of Studies, Teaching and Educational Standards.

Part 6 Miscellaneous

13 Amendment of Administrative Arrangements Order 2014

Clause 9 Transfer of parts of principal Departments under former Act to new Public Service agencies

Insert “or in legislation administered by the Minister for the Environment” after “within that Department” wherever occurring in clause 9 (2).

14 Construction of certain reference in Lord Howe Island Act 1953

The reference in section 4 (3) (d) of the *Lord Howe Island Act 1953* to the Department of Environment and Conservation is to be construed as a reference to the Department of Premier and Cabinet.

15 Consequential provision

If any question arises as to the employees included in any part of a Public Service agency who are transferred by this Order to another Public Service agency, the question may be referred to and determined by the Public Service Commissioner.