



New South Wales

Administrative Arrangements (Administrative Changes—Ministers) Order 2017

under the

Constitution Act 1902

DAVID HURLEY, Governor

I, General The Honourable David Hurley AC DSC (Ret'd), Governor of New South Wales, with the advice of the Executive Council, and in pursuance of Part 7 of the *Constitution Act 1902*, make the following Order.

Dated, this 30th day of January 2017.

By His Excellency's Command,

GLADYS BEREJIKLIAN, MP
Premier

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Administrative Arrangements (Administrative Changes—Ministers) Order 2017

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Constitution Act 1902

1 Name of Order

This Order is the *Administrative Arrangements (Administrative Changes—Ministers) Order 2017*.

2 Commencement

This Order commences at 2.30 pm on 30 January 2017 and is required to be published on the NSW legislation website.

3 Definitions

In this Order:

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

reference to a Minister includes a reference that (by or under any Act) is to be construed or treated as a reference to that Minister.

Note. Part 7 of the *Constitution Act 1902* and the *Interpretation Act 1987* contain definitions and other provisions that affect the interpretation and application of this Order.

4 Construction of references to Minister for Industry, Resources and Energy

In any document, a reference to the Minister for Industry, Resources and Energy is to be construed:

- (a) as a reference to the Minister for Skills if used in or in relation to legislation administered by that Minister, or
- (b) as a reference to the Minister for Trade and Industry if used in or in relation to legislation administered by that Minister, or
- (c) as a reference to the Minister for Energy and Utilities if used in or in relation to legislation administered by that Minister, or
- (d) in any other case, as a reference to the Minister for Resources.

5 Construction of references to Minister for Justice and Police

In any document, a reference to the Minister for Justice and Police is to be construed as a reference to the Minister for Police.

6 Construction of references to Minister for Lands and Water

In any document, a reference to the Minister for Lands and Water is to be construed:

- (a) as a reference to the Minister for Regional Water if used in or in relation to legislation administered by that Minister, or
- (b) as a reference to the Minister for Energy and Utilities if used in or in relation to legislation administered by that Minister, or

- (c) in any other case but except as provided by clause 10, as a reference to the Minister for Lands and Forestry.

7 Construction of certain references to Minister for Primary Industries

In any document, a reference to the Minister for Primary Industries is to be construed as a reference to the Minister for Lands and Forestry if used in or in relation to legislation administered by that Minister.

8 Construction of references to Minister for Regional Development

In any document, a reference to the Minister for Regional Development is to be construed as a reference to the Minister for Regional New South Wales.

9 Construction of references to Minister for Trade, Tourism and Major Events

In any document, a reference to the Minister for Trade, Tourism and Major Events is to be construed:

- (a) as a reference to the Minister for Tourism and Major Events if used in or in relation to legislation administered by that Minister, or
- (b) in any other case, as a reference to the Minister for Trade and Industry.

10 Construction of certain references in legislation relating to local water utilities

- (1) A reference in sections 57–66 of the *Local Government Act 1993* (and in any instrument of any kind, or in any contract or agreement, made pursuant to any such provision) to the Minister for Primary Industries (required by previous orders to be construed as a reference to the Minister for Lands and Water) is to be construed as a reference to the Minister for Regional Water.
- (2) A reference in clause 21, 138 or 147 of the *Local Government (General) Regulation 2005* (and in any instrument of any kind, or in any contract or agreement, made pursuant to any such provision) to the Minister for Utilities (required by previous orders to be construed as a reference to the Minister for Lands and Water) is to be construed as a reference to the Minister for Regional Water.

11 Repeal of Administrative Arrangements (Interim Ministerial Changes) Order 2017

- (1) The *Administrative Arrangements (Interim Ministerial Changes) Order 2017* is repealed.
- (2) The repealed Order is taken to have had effect only in relation to anything done by a Minister after 2.30 pm on 23 January 2017 and before its repeal by this clause.