



New South Wales

Government Sector Employment Amendment (UrbanGrowth Transferred Staff) Regulation 2017

under the

Government Sector Employment Act 2013

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following Regulation under the *Government Sector Employment Act 2013*.

GLADYS BEREJIKLIAN, MP
Premier

Explanatory note

The object of this Regulation is to provide for the continuation, on a transitional basis, of contracts of employment of Landcom staff who are transferred to the UrbanGrowth NSW Development Corporation Staff Agency.

This Regulation is made under the *Government Sector Employment Act 2013*, including clause 2 of Schedule 4.

Government Sector Employment Amendment (UrbanGrowth Transferred Staff) Regulation 2017

under the

Government Sector Employment Act 2013

1 Name of Regulation

This Regulation is the *Government Sector Employment Amendment (UrbanGrowth Transferred Staff) Regulation 2017*.

2 Commencement

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

Schedule 1 Amendment of Government Sector Employment Regulation 2014

Schedule 4 Additional savings, transitional and other provisions

Insert after clause 13:

14 Preservation of contracts of employment of Landcom staff transferred to UrbanGrowth NSW Development Corporation Staff Agency

- (1) This clause applies in relation to a person (a *transferred employee*) who:
 - (a) is transferred to the UrbanGrowth NSW Development Corporation Staff Agency pursuant to an order under clause 22 of Schedule 6 to the *Growth Centres (Development Corporations) Act 1974*, and
 - (b) was, immediately before that transfer, employed by Landcom under a contract of employment (the *existing contract*).
- (2) During the transition period (as referred to in clause 23 of Schedule 6 to the *Growth Centres (Development Corporations) Act 1974*) for the transferred employee, the employee's existing contract (including any variation made to it during the transition period):
 - (a) continues to apply to the employee's employment in the UrbanGrowth NSW Development Corporation Staff Agency, and
 - (b) has effect despite anything to the contrary in the Act, this Regulation or the rules made under the Act.
- (3) If the term of the transferred employee's existing contract expires before the end of the transition period for the employee, the Chief Executive of the UrbanGrowth NSW Development Corporation may extend the term of the contract for a period that concludes on or before the end of the transition period.
- (4) This clause ceases to apply in relation to a transferred employee if the employee is employed as a Public Service senior executive during the transition period for the employee.