



New South Wales

Administrative Arrangements (Administrative Changes—Miscellaneous) Order 2021

under the

Constitution Act 1902

MARGARET BEAZLEY, Governor

I, the Honourable Margaret Beazley AC QC, Governor of New South Wales, with the advice of the Executive Council, and under 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 26th day of March 2021.

By Her Excellency's Command,

GLADYS BEREJIKLIAN, MP
Premier

Administrative Arrangements (Administrative Changes—Miscellaneous) Order 2021

under the

Constitution Act 1902

1 Name of Order

This Order is the *Administrative Arrangements (Administrative Changes—Miscellaneous) Order 2021*.

2 Commencement

This Order commences on 29 March 2021 and is required to be published on the NSW legislation website.

3 Definition

In this Order—

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

4 Allocation of the administration of Acts

- (1) The administration of the Acts listed in Schedule 1 are allocated to the Ministers indicated in that Schedule.

Note. See section 15 of the *Interpretation Act 1987* for the interpretation of references to “the Minister” in an Act.

- (2) The administration of Acts or parts of Acts that directly amend other Acts are allocated to the Ministers administering the Act amended.
- (3) The allocations made by this Order replace any previous allocations relating to the Acts concerned that are inconsistent with the allocations made by this Order.
- (4) This clause and Schedules 1 and 2 are repealed on the day following the day on which this clause commences.

5 Establishment of Investment NSW

Investment NSW is established as a Public Service executive agency related to the Department of Premier and Cabinet.

6 Amendment of Schedule 1 to Government Sector Employment Act 2013

- (1) **Part 2 Executive agencies related to Departments**

Omit the matter relating to the Destination NSW Staff Agency.

Insert instead in appropriate order—

Investment NSW	Chief Executive Officer of Investment NSW	Department of Premier and Cabinet
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(2) **Part 2**

Omit “Treasury” from the matter relating to the Western Parkland City Authority Staff Agency.

Insert instead “Department of Premier and Cabinet”.

7 Amendment of Administrative Arrangements (Administrative Changes—Public Service Agencies) Order 2019

(1) **Clause 5 Ministers to whom Public Service agencies responsible**

Omit “Deputy Premier, Minister for Regional New South Wales, Industry and Trade” and “Minister for Jobs, Investment, Tourism and Western Sydney” from the matter relating to the Treasury in clause 5(1).

(2) **Clause 5(2)**

Insert in appropriate order—

Investment NSW

Premier

Deputy Premier, Minister for Regional New South Wales, Industry and Trade

Minister for Jobs, Investment, Tourism and Western Sydney

8 Transfer of part of DPC to Investment NSW

- (1) The persons employed in the Commercial Delivery and Economics branches of the Department of Premier and Cabinet are transferred to Investment NSW.
- (2) A reference in a document to the Department of Premier and Cabinet is, if used in relation to the part of the Department referred to in subclause (1), to be read as a reference to Investment NSW.
- (3) A reference in a document to the Secretary of the Department of Premier and Cabinet is, if used in relation to the part of the Department referred to in subclause (1), to be read as a reference to the Chief Executive Officer of Investment NSW.

9 Transfer of parts of Treasury to Investment NSW

- (1) The following persons employed in the Treasury are transferred to Investment NSW—
 - (a) the Executive Director of the Precincts and Innovation Ecosystem branch of the Jobs, Investment and Tourism group,
 - (b) persons employed in the Precincts and Innovation Ecosystem branch of the Jobs, Investment and Tourism group, other than the persons employed in the Precincts team,
 - (c) persons employed in the Trade group,
 - (d) persons who are principally involved in the administration of legislation allocated to the Minister for Jobs, Investment, Tourism and Western Sydney, including the provision of support for the portfolio responsibilities of that Minister,
 - (e) persons who are principally involved in the administration of legislation allocated to the Deputy Premier, Minister for Regional New South Wales, Industry and Trade, including the provision of support for the portfolio responsibilities of that Minister.

- (2) A reference in a document to the Treasury is, if used in relation to a part of the Treasury referred to in subclause (1), to be read as a reference to Investment NSW.
- (3) A reference in a document to the Secretary of the Treasury is, if used in relation to a part of the Treasury referred to in subclause (1), to be read as a reference to the Chief Executive Officer of Investment NSW.

10 Transfer of Office of Chief Scientist and Engineer to Investment NSW

- (1) The Office of the Chief Scientist and Engineer in the Department of Planning, Industry and Environment is transferred to Investment NSW.
- (2) A reference in a document to the Department of Planning, Industry and Environment is, if used in relation to the part of the Department referred to in subclause (1), to be read as a reference to Investment NSW.
- (3) A reference in a document to the Secretary of the Department of Planning, Industry and Environment is, if used in relation to the part of the Department referred to in subclause (1), to be read as a reference to the Chief Executive Officer of Investment NSW.

11 Transfer of Waratah Research Network to Investment NSW

- (1) The persons employed in the Department of Education who are principally involved in the administration of the Waratah Research Network are transferred to Investment NSW.
- (2) A reference in a document to the Department of Education is, if used in relation to the part of the Department referred to in subclause (1), to be read as a reference to Investment NSW.
- (3) A reference in a document to the Secretary of the Department of Education is, if used in relation to the part of the Department referred to in subclause (1), to be read as a reference to the Chief Executive Officer of Investment NSW.

12 Transfer of part of Treasury to Greater Sydney Commission

- (1) The persons employed in the Precincts team of the Precincts and Innovation Ecosystem branch of the Jobs, Investment and Tourism group in the Treasury are transferred to the Greater Sydney Commission Staff Agency.
- (2) A reference in a document to the Treasury is, if used in relation to the part of Treasury referred to in subclause (1), to be read as a reference to the Greater Sydney Commission Staff Agency.
- (3) A reference in a document to the Secretary of the Treasury is, if used in relation to the part of the Treasury referred to in subclause (1), to be read as a reference to the Chief Executive Officer of the Greater Sydney Commission.

13 Abolition of Destination NSW Staff agency

- (1) The persons employed in the Destination NSW Staff Agency are transferred to Investment NSW.
- (2) The Destination NSW Staff Agency is abolished.
- (3) A reference in a document to the Destination NSW Staff Agency is to be read as a reference to Investment NSW.

14 Construction of references

- (1) A reference to the Secretary of the Department of Industry in section 7(2)(d) of the *Destination NSW Act 2011* is to be read as a reference to the Chief Executive Officer of Investment NSW.
- (2) A reference to the Treasury in the definition of **Department** in section 4(1) of the *Jobs for NSW Act 2015* is to be read as a reference to Investment NSW.
- (3) A reference to the Secretary of the Department in the definition of **Secretary** in section 4(1) of the *Jobs for NSW Act 2015* is to be read as a reference to the Chief Executive Officer of Investment NSW.
- (4) A reference to the Department of the Arts, Sport and Recreation in sections 8B (paragraph (b) of the definition of **authorised person**) and 10(4)(c) of the *Mount Panorama Motor Racing Act 1989* is to be read as a reference to Investment NSW.
- (5) A reference to the Director-General of the Department of the Arts, Sport and Recreation in sections 8B (paragraph (b) of the definition of **authorised person**) and 12A(a) of the *Mount Panorama Motor Racing Act 1989* is to be read as a reference to the Chief Executive Officer of Investment NSW.
- (6) A reference to the General Manager, Sport and Recreation, Department of the Arts, Sport and Recreation in section 12A(b) of the *Mount Panorama Motor Racing Act 1989* is to be read as a reference to the Chief Executive Officer of Investment NSW.
- (7) A reference to the Department of Industry, Skills and Regional Development in the definition of **Department** in section 3 of the *Innovation and Productivity Council Act 1996* is to be read as a reference to Investment NSW.

Schedule 1 Allocation of the administration of Acts

SPECIAL MINISTER OF STATE, MINISTER FOR THE PUBLIC SERVICE AND EMPLOYEE RELATIONS, ABORIGINAL AFFAIRS, AND THE ARTS

Industrial Relations Act 1996 No 17 (except section 148 and Schedule 2, jointly with the Attorney General, and Minister for the Prevention of Domestic Violence, and parts, the Attorney General, and Minister for the Prevention of Domestic Violence)

ATTORNEY GENERAL, AND MINISTER FOR THE PREVENTION OF DOMESTIC VIOLENCE

Industrial Relations Act 1996 No 17, sections 180, 185(2)(d)–(e), 197, 197B, 207 and 208, Part 3 of Chapter 7, section 407 (in relation to provisions administered by the Attorney General, and Minister for the Prevention of Domestic Violence) and Schedule 4 (in relation to provisions administered by the Attorney General, and Minister for the Prevention of Domestic Violence), and section 148 and Schedule 2 jointly with the Special Minister of State, Minister for the Public Service and Employee Relations, Aboriginal Affairs, and the Arts

MINISTER FOR JOBS, INVESTMENT, TOURISM AND WESTERN SYDNEY

Destination NSW Act 2011 No 21
Jobs for NSW Act 2015 No 25

Schedule 2 Repealed Acts

The following Acts have been repealed and are no longer allocated—

Building Professionals Act 2005 No 115

Emergency Services Levy Insurance Monitor Act 2016 No 23

Landlord and Tenant Act 1899 No 18

Lotteries and Art Unions Act 1901 No 34

Sydney Cricket and Sports Ground Act 1978 No 72