



New South Wales

Administrative Arrangements (Administrative Changes—Miscellaneous) Order (No 3) 2022

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, make the following Order under the *Constitution Act 1902*, Part 7.

Dated, this 30th day of March 2022.

By Her Excellency's Command,

PAUL TOOLE, MP
Acting Premier

Administrative Arrangements (Administrative Changes—Miscellaneous) Order (No 3) 2022

under the

Constitution Act 1902

1 Name of Order

This Order is the *Administrative Arrangements (Administrative Changes—Miscellaneous) Order (No 3) 2022*.

2 Commencement

This Order commences on the day on which it is published on the NSW legislation website, except as follows—

- (a) clauses 5 and 6 commence at the beginning of 1 April 2022,
- (b) clause 7 is taken to have commenced at the beginning of 21 December 2021.

3 Repeal of Schedule 1

Schedule 1 is repealed at the end of the day after the day on which the Schedule commences.

4 Definitions

In this Order—

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

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

5 Construction of certain references in Appropriation Act 2021

- (1) The following references in the *Appropriation Act 2021* are to be read as a reference to the Minister for Enterprise, Investment and Trade—
 - (a) a reference in section 4 to the Minister for Customer Service,
 - (b) a reference in section 10 to the Premier,
 - (c) a reference in section 12 to the Attorney General, and Minister for Prevention of Domestic and Sexual Violence.
- (2) The following references in the *Appropriation Act 2021* are to be read as a reference to the Department of Enterprise, Investment and Trade—
 - (a) a reference in section 4 to the Department of Customer Service,
 - (b) a reference in section 10 to the Department of Premier and Cabinet,
 - (c) a reference in section 12 to the Department of Communities and Justice.
- (3) Subclauses (1) and (2) apply only in relation to amounts that may be applied for or towards a service, function or program transferred from a Department specified in subclause (2)(a)–(c) to the Department of Enterprise, Investment and Trade, or a

Public Service executive agency related to that Department, in accordance with a determination made by the Treasurer under the *Government Sector Finance Act 2018*, section 4.9.

6 Construction of certain references to Department of Customer Service

- (1) A reference in a document to the Department of Customer Service is to be read as a reference to the Department of Enterprise, Investment and Trade if the reference is used in or in relation to legislation administered by the Minister for Hospitality and Racing.
- (2) In this clause—
document means an Act or statutory or other instrument, or a contract or agreement.

7 Ministers to whom Public Services agencies responsible

- (1) This clause applies only—
 - (a) during the period commencing at the beginning of 21 December 2021 and ending at the end of 31 March 2022, and
 - (b) for the purposes of the delegation of functions relating to the expenditure of money under the *Government Sector Finance Act 2018*, section 9.9(2).
- (2) The following Public Service agencies are responsible to the Premier—
 - (a) Department of Enterprise, Investment and Trade,
 - (b) Art Gallery of New South Wales Trust Staff Agency,
 - (c) Australian Museum Trust Staff Agency,
 - (d) Greater Sydney Commission Staff Agency,
 - (e) Infrastructure NSW Staff Agency,
 - (f) Investment NSW,
 - (g) Library Council of New South Wales Staff Agency,
 - (h) Resilience NSW,
 - (i) Sydney Opera House Trust Staff Agency,
 - (j) Trustees of the Museum of Applied Arts and Sciences Staff Agency,
 - (k) Western Parkland City Authority Staff Agency.
- (3) The following Public Service agencies are responsible to the Attorney General—
 - (a) Institute of Sport Staff Agency,
 - (b) Office of Sport,
 - (c) Venues NSW Staff Agency.
- (4) A Public Service agency referred to in this clause also continues to be responsible to other Ministers in accordance with a provision of any other order that specifies a Minister to whom the Public Service agency is responsible.

Schedule 1 Amendment of Administrative Arrangements (Second Perrottet Ministry—Allocation of Acts and Agencies) Order 2021

[1] Schedule 2 Ministers to whom Public Service agencies responsible

Insert “Minister for Energy” under “Treasurer” in the matter relating to the Treasury in clause 1.

[2] Schedule 2, clause 1

Omit “Minister for Energy” from the matter relating to the Department of Planning and Environment.