



New South Wales

Administrative Arrangements (Administrative Changes—Miscellaneous) Order (No 10) 2022

under the

Constitution Act 1902

MARGARET BEAZLEY, Governor

I, the Honourable Margaret Beazley AC KC, 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 16th day of December 2022.

By Her Excellency's Command,

DOMINIC PERROTTET, MP
Premier

Administrative Arrangements (Administrative Changes—Miscellaneous) Order (No 10) 2022

under the

Constitution Act 1902

1 Name of Order

This Order is the *Administrative Arrangements (Administrative Changes—Miscellaneous) Order (No 10) 2022*.

2 Commencement

This Order commences as follows—

- (a) for clause 5 and Schedule 2[1] and [3]—on 31 December 2022,
- (b) for Schedule 2[4] and [6]—on 1 January 2023,
- (c) otherwise—on 16 December 2022.

3 Definitions

In this Order—

document means an Act or a statutory or other instrument, or a contract or agreement.

reference to a Minister, Public Service agency or Public Service employee includes a reference that, by or under an 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 affecting the interpretation and application of this Order.

4 Abolition of Resilience NSW

- (1) The persons employed in Resilience NSW are transferred to the following Public Service agencies—
 - (a) the persons employed in the State Emergency Operations Centre Support Branch—the NSW Police Force,
 - (b) the persons employed in the Strategic Emergency Management Policy and Coordination Branch—the Department of Premier and Cabinet,
 - (c) the persons employed in the Welfare Services Branch—the Department of Communities and Justice,
 - (d) the remaining persons—the NSW Reconstruction Authority Staff Agency.
- (2) Resilience NSW is abolished.
- (3) A reference in a document to the Head of Resilience NSW is to be read as a reference to the chief executive officer of the NSW Reconstruction Authority.
- (4) A reference in a document to Resilience NSW is to be read as a reference to the NSW Reconstruction Authority Staff Agency.
- (5) A reference in the *Community Welfare Act 1987*, Part 5, and other provisions of that Act relating to functions under Part 5, to the Secretary of the Department of Family

and Community Services, required by previous order to be construed as a reference to the head of Resilience NSW, is to be construed as a reference to the Secretary of the Department of Communities and Justice.

- (6) A reference in the *State Emergency and Rescue Management Act 1989* to—
- (a) the Secretary of the Department of Justice is to be construed as a reference to the chief executive officer of the NSW Reconstruction Authority, and
 - (b) the Department of Justice is to be construed as a reference to the NSW Reconstruction Authority.

5 Renaming of State Archives and Records Authority of New South Wales Staff Agency

- (1) The name of the State Archives and Records Authority of New South Wales Staff Agency is changed to the Museums of History NSW and State Records Authority NSW Staff Agency.
- (2) A reference in a document to the State Archives and Records Authority of New South Wales Staff Agency is to be read as a reference to the Museums of History NSW and State Records Authority NSW Staff Agency.

6 Repeal of Schedules 1 and 2

Schedules 1 and 2 are repealed at the end of 1 January 2023.

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

1.1 Allocation of new Acts

[1] Clause 4 Minister for Police

Insert in alphabetical order—

Dedicated Encrypted Criminal Communication Device Prohibition Orders Act 2022 No 46

[2] Clause 11 Treasurer

Insert in alphabetical order—

Port of Newcastle (Extinguishment of Liability) Act 2022 No 71

Property Tax (First Home Buyer Choice) Act 2022 No 60

[3] Clause 15A Minister for Enterprise, Investment and Trade

Insert in alphabetical order—

Museums of History NSW Act 2022 No 42, section 8, Schedule 2 and Schedule 3, section 6, jointly with the Minister for the Arts

[4] Clause 18 Minister for Health

Insert in alphabetical order—

Medicines, Poisons and Therapeutic Goods Act 2022 No 73

[5] Clause 19 Minister for Education and Early Learning

Insert in alphabetical order—

Childcare and Economic Opportunity Fund Act 2022 No 54

[6] Clause 24 Minister for Customer Service and Digital Government

Insert in alphabetical order—

Electronic Conveyancing Enforcement Act 2022 No 62

[7] Clause 25 Minister for Planning

Insert in alphabetical order—

NSW Reconstruction Authority Act 2022 No 80, Parts 5, 6 and 7, and the remainder jointly with the Minister for Emergency Services and Resilience

[8] Clause 37 Minister for Emergency Services and Resilience

Insert in alphabetical order—

NSW Reconstruction Authority Act 2022 No 80, jointly with the Minister for Planning (except Parts 5, 6 and 7, the Minister for Planning)

[9] Clause 46 Minister for the Arts

Insert in alphabetical order—

Museums of History NSW Act 2022 No 42 (except parts, jointly with the Minister for Enterprise, Investment and Trade)

1.2 Other amendments

[1] Clause 13 Minister for Finance

Omit the entry for the *First Home Owner Grant (New Homes) Act 2000*.

Insert instead—

First Home Owner Grant and Shared Equity Act 2000 No 21, jointly with the Minister for Customer Service and Digital Government

[2] Clause 24 Minister for Customer Service and Digital Government

Omit the entry for the *First Home Owner Grant (New Homes) Act 2000*.

Insert instead—

First Home Owner Grant and Shared Equity Act 2000 No 21, jointly with the Minister for Finance

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

Omit the matter relating to Resilience NSW from Part 2.

Schedule 2 Amendment of Government Sector Employment Act 2013 No 40

[1] Schedule 1 Public Service agencies

Insert in alphabetical order in Part 2—

Museums of History NSW and State Records Authority NSW Staff Agency	*Chief Executive Officer of Museums of History NSW	Department of Enterprise, Investment and Trade
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[2] Schedule 1, Part 2

Omit the matter relating to Resilience NSW.

[3] Schedule 1, Part 2

Omit the matter relating to the State Archives and Records Authority of New South Wales Staff Agency.

[4] Schedule 1, Part 2

Insert in appropriate order—

NSW Reconstruction Authority Staff Agency	Chief executive officer of the NSW Reconstruction Authority	Department of Planning and Environment. The Minister administering the <i>NSW Reconstruction Authority Act 2022</i> is to exercise the employer functions of the Government in relation to the chief executive officer.
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[5] Schedule 1, Part 3

Omit the matter relating to the NSW Reconstruction Authority. Insert instead—

NSW Reconstruction Authority Staff Agency	Chief executive officer of the NSW Reconstruction Authority
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[6] Schedule 1, Part 3

Omit the matter relating to the NSW Reconstruction Authority Staff Agency.