



New South Wales

# **Administrative Arrangements (Administrative Changes—Miscellaneous) Order (No 4) 2023**

under the

Constitution Act 1902 No 32

ANDREW SCOTT BELL, Lieutenant-Governor

I, the Honourable Andrew Scott Bell, Lieutenant-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 21st day of June 2023.

By His Excellency's Command,

CHRIS MINNS, MP  
Premier

## **Administrative Arrangements (Administrative Changes—Miscellaneous) Order (No 4) 2023**

under the

Constitution Act 1902 No 32

### **1 Name of order**

This order is the *Administrative Arrangements (Administrative Changes—Miscellaneous) Order (No 4) 2023*.

### **2 Commencement**

This order commences on 1 July 2023.

## Schedule 1      **Amendment of Administrative Arrangements (58th Parliament) Order 2023**

### [1] Part 4

Insert after Part 3—

### **Part 4      Provisions consequent on making of Administrative Arrangements (Administrative Changes—Miscellaneous) Order (No 4) 2023**

#### **9      Definition**

In this part—  
*transferred part*—see section 11.

#### **10      Renaming of Department of Premier and Cabinet**

The name of the Department of Premier and Cabinet is changed to the Premier's Department.

#### **11      Transfer of parts of Department of Premier and Cabinet to the Cabinet Office**

(1) The following parts of the Department of Premier and Cabinet (a *transferred part*) are transferred to the Cabinet Office—

- (a) Office of General Counsel,
- (b) Policy Group, other than the following parts—
  - (i) WestInvest,
  - (ii) Emergency Management branch,
  - (iii) Women NSW,
  - (iv) Flood Inquiry Project Management Office,
- (c) the Shaping Futures branch of the Community Engagement Group.

(2) In this section—

*Department of Premier and Cabinet* means the Department of that name immediately before the commencement of this order.

#### **12      Construction of references to Department of Premier and Cabinet and Secretary of Department of Premier and Cabinet**

(1) A reference in a document to the Department of Premier and Cabinet is to be read as—

- (a) if used in relation to a transferred part—the Cabinet Office, or
- (b) otherwise—the Premier's Department.

(2) A reference in a document to the Secretary of the Department of Premier and Cabinet is to be read as—

- (a) if used in relation to a transferred part—the Secretary of the Cabinet Office, or
- (b) otherwise—the Secretary of the Premier's Department.

(3) An existing reference in a document if used in, or in relation to, a provision of an Act or instrument specified in the table to this section is to be read as a reference to the corresponding new reference set out in the table.

- (4) Subsection (3) prevails to the extent of an inconsistency with subsections (1) and (2).

**Table**

<b>Provision of Act or instrument</b>	<b>Existing reference</b>	<b>New reference</b>
<i>Anzac Memorial (Building) Act 1923</i> , section 9A	the Department of Premier and Cabinet	the Department of Communities and Justice
<i>Children’s Guardian Act 2019</i> , section 51(2)(c)	Secretary of the Department of Premier and Cabinet	Secretary of the Premier’s Department
<i>Coroners Act 2009</i> , section 101E(3)(a)	the Department of Premier and Cabinet	the Premier’s Department
<i>Electoral Act 2017</i> , section 111	Secretary of the Department of Premier and Cabinet	Secretary of the Cabinet Office
<i>Electricity Network Assets (Authorised Transactions) Act 2015</i> , section 8(3) and (6), definition of <b>Price Commissioner</b>	Secretary of the Department of Premier and Cabinet	Secretary of the Cabinet Office
<i>Environmental Planning and Assessment Act 1979</i> , section 9.2	Secretary of the Department of Premier and Cabinet	Secretary of the Premier’s Department
<i>Government Information (Information Commissioner) Act 2009</i> , section 24(1)(c)	Secretary of the Department of Premier and Cabinet	Secretary of the Premier’s Department
<i>Government Information (Public Access) Regulation 2018</i> , Schedule 3	Department of Premier and Cabinet	Department of Enterprise, Investment and Trade
<i>Government Sector Employment Act 2013</i> , sections 18, 49, definition of <b>Industrial Relations Secretary</b> and note and 83(1), definition of <b>DPC Secretary</b>	Secretary of the Department of Premier and Cabinet	Secretary of the Premier’s Department
<i>Government Sector Employment (General) Rules 2014</i> , rule 52(5), definition of <b>DPC Secretary</b>	Secretary of the Department of Premier and Cabinet	Secretary of the Premier’s Department
<i>Greater Cities Commission Act 2022</i> , sections 6(1)(d)(i) and 12(4), definition of <b>authorised person or body</b> , paragraph (f)	the Department of Premier and Cabinet	the Cabinet Office
<i>Independent Commission Against Corruption Regulation 2017</i> , Schedule to the NSW Ministerial Code of Conduct	Secretary of the Department of Premier and Cabinet	Secretary of the Cabinet Office
<i>Infrastructure NSW Act 2011</i> , section 8(2)(d)	Secretary of the Department of Premier and Cabinet	Secretary of the Cabinet Office
<i>Jobs for NSW Act 2015</i> , section 5(2)(d)	Secretary of the Department of Premier and Cabinet	Secretary of the Premier’s Department

Provision of Act or instrument	Existing reference	New reference
<i>Local Government Act 1993</i> , section 400J(2)(c) and 400T(2)(a)	Secretary of the Department of Premier and Cabinet	Secretary of the Premier's Department
<i>Local Government (General) Regulation 2021</i> , section 112(2)(a)(iv)	Secretary of the Department of Premier and Cabinet	Secretary of the Premier's Department
<i>Members of Parliament Staff Act 2013</i> , section 10 and Schedule 2, clause 8(2)	Secretary of the Department of Premier and Cabinet	Secretary of the Premier's Department
<i>Members of Parliament Staff Act 2013</i> , Schedule 2, clauses 7(1) and 8(1)	the Department of Premier and Cabinet	the Premier's Department
<i>Music Festivals Act 2019</i> , section 15(a)(i)	the Department of Premier and Cabinet	the Cabinet Office
<i>Parliamentary Budget Officer Act 2010</i> , section 16	the Department of Premier and Cabinet	the Cabinet Office
<i>Payroll Tax Act 2007</i> , section 66F(12), definition of <b>Jobs Plus administrator</b> , paragraph (c)	the Department of Premier and Cabinet	the Premier's Department
<i>Public Health Regulation 2022</i> , section 92(1)(d)(ii)	Secretary of the Department of Premier and Cabinet	Secretary of the Department of Planning and Environment
<i>Road Transport (General) Regulation 2021</i> , Schedule 4, definition of <b>Class 6 officer</b> , paragraph (b)	the Department of Premier and Cabinet	the Department of Planning and Environment
<i>State Environmental Planning Policy (Transport and Infrastructure) 2021</i> , section 3.21(10)(b)	Secretary of the Department of Premier and Cabinet	Secretary of the Department of Planning and Environment
<i>State Records Act 1998</i> , section 7(4A)	the Department of Premier and Cabinet	the Cabinet Office
<i>State Records Act 1998</i> , section 16(1)	Secretary of the Department of Premier and Cabinet	Secretary of the Cabinet Office
<i>Statutory and Other Offices Remuneration Act 1975</i> , section 7(1)(a)	Secretary of the Department of Premier and Cabinet	Secretary of the Premier's Department
<i>Victims Rights and Support Act 2013</i> , section 112A(3), definition of <b>victims rights agency</b> , paragraph (c)	the Department of Premier and Cabinet	the Cabinet Office

**13 Transfer of Hawkesbury-Nepean Valley Flood Risk Management Directorate and Northern Rivers Reconstruction Corp Division to NSW Reconstruction Authority Staff Agency**

- (1) The Hawkesbury-Nepean Valley Flood Risk Management Directorate in the Infrastructure NSW Staff Agency is transferred to the NSW Reconstruction Authority Staff Agency.
- (2) The Northern Rivers Reconstruction Corp Division of the Department of Regional NSW is transferred to the NSW Reconstruction Authority Staff Agency.

**14 Construction of references following transfer of Hawkesbury-Nepean Valley Flood Risk Management Directorate and Northern Rivers Reconstruction Corp Division to NSW Reconstruction Authority Staff Agency**

- (1) A reference in a document to the Infrastructure NSW Staff Agency, if used in relation to the Hawkesbury-Nepean Valley Flood Risk Management Directorate, is to be read as a reference to the NSW Reconstruction Authority Staff Agency.
- (2) A reference in a document to the Department of Regional NSW, if used in relation to the Northern Rivers Reconstruction Corp Division, is to be read as a reference to the NSW Reconstruction Authority Staff Agency.

## **Schedule 2      Amendment of Administrative Arrangements (Minns Ministry—Administration of Acts) Order 2023**

**[1]      Schedule 1 Allocation of the administration of Acts**

Omit “jointly with the Special Minister of State” from the matter relating to the *Senators’ Elections Act 1903* No 9 under the heading Premier.

**[2]      Schedule 1, Special Minister of State**

Omit the matter relating to the *Senators’ Elections Act 1903* No 9.

**[3]      Schedule 1, Minister for Industrial Relations**

Insert in alphabetical order—

*Building and Construction  
Industry Long Service Payments  
Act 1986* No 19

*Contract Cleaning Industry  
(Portable Long Service Leave  
Scheme) Act 2010* No 122

*Long Service Corporation Act  
2010* No 123

*Retail Trading Act 2008* No 49

**[4]      Schedule 1, Minister for Families and Communities**

Omit the matter relating to the *Carers (Recognition) Act 2010* No 20.

**[5]      Schedule 1, Minister for Better Regulation and Fair Trading**

Omit the matter relating to the following Acts—

*Architects Act 2003* No 89

*Building and Construction Industry Long Service Payments Act 1986* No 19

*Contract Cleaning Industry (Portable Long Service Leave Scheme) Act 2010*  
No 122

*Gas and Electricity (Consumer Safety) Act 2017* No 15

*Long Service Corporation Act 2010* No 123

*Plumbing and Drainage Act 2011* No 59

*Retail Trading Act 2008* No 49

Insert in alphabetical order—

*Architects Act 2003* No 89      jointly with the Minister for  
Building

*Gas and Electricity (Consumer  
Safety) Act 2017* No 15      jointly with the Minister for  
Building

*Plumbing and Drainage Act  
2011* No 59      jointly with the Minister for  
Building

**[6] Schedule 1, Minister for Building**

Insert in alphabetical order—

<i>Architects Act 2003</i> No 89	jointly with the Minister for Better Regulation and Fair Trading
<i>Gas and Electricity (Consumer Safety) Act 2017</i> No 15	jointly with the Minister for Better Regulation and Fair Trading
<i>Plumbing and Drainage Act 2011</i> No 59	jointly with the Minister for Better Regulation and Fair Trading

**[7] Schedule 1, Minister for Seniors**

Insert in alphabetical order—

*Carers (Recognition) Act 2010*  
No 20



### **Schedule 3      Amendment of Administrative Arrangements (Public Service agencies and Ministers) Order 2023**

#### **Schedule 1 Ministers to whom Public Service agencies responsible**

Omit the matter relating to the Department of Premier and Cabinet from section 1.

Insert instead in appropriate order—

Premier's Department

Premier  
Special Minister of State  
Minister for Industrial Relations  
Minister for Aboriginal Affairs and Treaty  
Minister for Women  
Minister for Emergency Services

The Cabinet Office

Premier  
Special Minister of State

## **Schedule 4      Amendment of Government Sector Employment Act 2013 No 40**

### **[1]    Schedule 1 Public Service agencies**

Omit “Department of Premier and Cabinet” from Part 1.

Insert instead—

    Premier’s Department

    The Cabinet Office

### **[2]    Schedule 1, Part 2**

Omit the matter relating to the following agencies—

    Natural Resources Commission Staff Agency

    Parliamentary Counsel’s Office

Insert instead—

    Natural Resources  
    Commission Staff Agency

    \*Commissioner for the  
    Commission

    Premier’s Department

    Parliamentary Counsel’s  
    Office

    Parliamentary Counsel

    The Cabinet Office