



New South Wales

# **Administrative Arrangements (Administrative Changes—Miscellaneous) Order 2023**

under the

Constitution Act 1902 No 32

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 22nd day of February 2023.

By Her Excellency's Command,

DOMINIC PERROTTET, MP  
Premier

## Administrative Arrangements (Administrative Changes—Miscellaneous) Order 2023

under the

Constitution Act 1902 No 32

### 1 Name of Order

This Order is the *Administrative Arrangements (Administrative Changes—Miscellaneous) Order 2023*.

### 2 Commencement

This Order commences or is taken to have commenced as follows—

- (a) for clauses 5 and 6 and Schedule 3[2]—on 27 February 2023,
- (b) for Schedule 1—on 16 December 2022,
- (c) otherwise—on the day on which it is published on the NSW legislation website.

### 3 Definitions

In this Order—

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

**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.

### 4 Repeal of Schedules 1–3

Schedules 1, 2 and 3 are repealed at the end of 2 March 2023.

### 5 Transfer of Office of ILGA in DEIT to ILGA Staff Agency

- (1) The persons employed in the Office of the Independent Liquor and Gaming Authority in the Department of Enterprise, Investment and Trade are transferred to the Independent Liquor and Gaming Authority Staff Agency.
- (2) A reference in a document to the Department of Enterprise, Investment and Trade is, if used in relation to the part of the Department referred to in subclause (1), to be read as a reference to the Independent Liquor and Gaming Authority Staff Agency.

### 6 Transfer of Office of NICC in DEIT to NICC Staff Agency

- (1) The persons employed in the Office of the NSW Independent Casino Commission in the Department of Enterprise, Investment and Trade are transferred to the NSW Independent Casino Commission Staff Agency.

- (2) A reference in a document to the Department of Enterprise, Investment and Trade is, if used in relation to the part of the Department referred to in subclause (1), to be read as a reference to the NSW Independent Casino Commission Staff Agency.

## **Schedule 1      Amendment of Administrative Arrangements (Administrative Changes—Miscellaneous) Order (No 10) 2022**

### **[1]      Clause 4 Abolition of Resilience NSW**

Omit clause 4(3) and (4). Insert instead—

- (3) A reference in a document to the Head of Resilience NSW is to be read as a reference to the following—
  - (a) if used in relation to the persons referred to in subclause (1)(a)—the Chief Financial Officer of the NSW Police Force,
  - (b) if used in relation to the persons referred to in subclause (1)(b)—the Secretary of the Department of Premier and Cabinet,
  - (c) if used in relation to the persons referred to in subclause (1)(c)—the Secretary of the Department of Communities and Justice,
  - (d) otherwise—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 following—
  - (a) if used in relation to the persons referred to in subclause (1)(a)—the part of the NSW Police Force comprising administrative officers under the *Police Act 1990*,
  - (b) if used in relation to the persons referred to in subclause (1)(b)—the Department of Premier and Cabinet,
  - (c) if used in relation to the persons referred to in subclause (1)(c)—the Department of Communities and Justice,
  - (d) otherwise—the NSW Reconstruction Authority Staff Agency.

### **[2]      Clause 4(6)**

Omit the subclause. Insert instead—

- (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 Secretary of the Department of Premier and Cabinet, and
  - (b) the Department of Justice is to be construed as a reference to the Department of Premier and Cabinet.

## **Schedule 2      Amendment of Administrative Arrangements (Second Perrottet Ministry—Allocation of Acts and Agencies) Order 2021**

### **Schedule 2 Ministers to whom Public Service agencies responsible**

Insert the following in clause 1 after “Attorney General” in the matter relating to the Department of Premier and Cabinet—

Minister for Emergency Services and Resilience

Minister for Flood Recovery

## **Schedule 3      Amendment of Government Sector Employment Act 2013 No 40**

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

Omit the matter relating to the Environment Protection Authority Staff Agency from Part 3.

Insert instead—

Environment Protection Authority Staff Agency	Chief Executive Officer of the Environment Protection Authority. The Chairperson of the Board of the Environment Protection Authority is to exercise the employer functions of the Government in relation to the Chief Executive Officer and is to exercise the function of appointing or terminating the employment of the Chief Executive Officer in consultation with the Minister administering the <i>Protection of the Environment Administration Act 1991</i> .
---	--

### **[2]      Schedule 1, Part 3**

Insert in alphabetical order—

Independent Liquor and Gaming Authority Staff Agency	*Chairperson of the Independent Liquor and Gaming Authority
NSW Independent Casino Commission Staff Agency	*Chief Commissioner of the NSW Independent Casino Commission