



New South Wales

# Industrial Relations Amendment (Adoption Leave) Bill 2003

## Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

## Overview of Bill

Adoption leave (being a form of parental leave taken in connection with the adoption of a child) is currently restricted to the adoption of a child under the age of 5 years. The object of this Bill is to amend the *Industrial Relations Act 1996* to remove the age restriction and provide, if the other requirements imposed by New South Wales law are met, that adoption leave is available for the adoption of a child under the age of 18 years.

## Outline of provisions

**Clause 1** sets out the name (also called the short title) of the proposed Act.

**Clause 2** provides for the commencement of the proposed Act on the date of assent.

**Clause 3** is a formal provision that gives effect to the amendments to the *Industrial Relations Act 1996* set out in Schedule 1.

## **Schedule 1 Amendments**

**Schedule 1 [1]** amends section 55 (4) of the *Industrial Relations Act 1996* to achieve the object of this Bill stated in the Overview.

**Schedule 1 [2] and [3]** insert savings and transitional provisions in the *Industrial Relations Act 1996* consequent on the enactment of the proposed Act. Proposed clause 13B of Schedule 4 provides that the amendment to section 55 (4) does not apply to an adoption of a child if placement of the child occurred before the commencement of the proposed Act.

First print



New South Wales

# Industrial Relations Amendment (Adoption Leave) Bill 2003

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New South Wales

# Industrial Relations Amendment (Adoption Leave) Bill 2003

No. , 2003

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## A Bill for

An Act to amend the *Industrial Relations Act 1996* with respect to adoption leave.

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<b>The Legislature of New South Wales enacts:</b>	1
<b>1 Name of Act</b>	2
This Act is the <i>Industrial Relations Amendment (Adoption Leave) Act 2003</i> .	3 4
<b>2 Commencement</b>	5
This Act commences on the date of assent.	6
<b>3 Amendment of Industrial Relations Act 1996 No 17</b>	7
The <i>Industrial Relations Act 1996</i> is amended as set out in Schedule 1.	8 9

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**Schedule 1 Amendments**

(Section 3)

**[1] Section 55 What is parental leave?**

Omit “age of 5 years” from section 55 (4).

Insert instead “age of 18 years”.

**[2] Schedule 4 Savings, transitional and other provisions**

Insert at the end of clause 2 (1):

*Industrial Relations Amendment (Adoption Leave) Act 2003*

**[3] Schedule 4**

Insert after clause 13A:

**13B Adoption leave—Industrial Relations Amendment (Adoption Leave) Act 2003**

The amendment made to section 55 (4) by the *Industrial Relations Amendment (Adoption Leave) Act 2003* does not apply to or in respect of an adoption of a child if placement of the child occurred before the commencement of that Act.

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