

Act 1994 No. 74

**POLICE SERVICE (RECRUITMENT) AMENDMENT
BILL 1994***

NEW SOUTH WALES



EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

The object of this Bill is to enable the appointment of persons with special skills, qualifications or experience who are not already NSW police officers to specially designated positions of the rank of sergeant, inspector or superintendent.

At present only NSW police officers are eligible for appointment or promotion to positions as police officers of any rank, other than of the rank of constable or in the Police Service Senior Executive Service.

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides for the proposed Act to commence on a day or days to be appointed by proclamation.

Clause 3 gives effect to the Schedule of amendments to the Police Service Act 1990.

SCHEDULE 1—AMENDMENTS

Schedule 1 (1) enables the Commissioner to designate special non-executive police positions above the rank of constable as positions which may be filled by applicants who are not already NSW police officers. The Commissioner may so designate a position only if satisfied that it requires special skills, qualifications or experience not generally available in the Police Service. A person who is not already a NSW police officer may be appointed to a special designated position on probation in the same

Amended in committee—see table at end of volume.

Police Service (Recruitment) Amendment 1994 [Act 1994 No. 74]

manner as a person appointed to the rank of constable. A person who is not already a NSW police officer and who is appointed to a special designated position can not be promoted or transferred to a non-designated position during the first 5 years after first being appointed to a special designated position.

Schedule 1 (2)–(4) make consequential amendments relating to the appointment of non-executive commissioned police officers. The amendments exclude special designated positions from the requirement that only NSW police officers may be appointed (item (2)), require special designated positions to be advertised generally (item (3)) and, if a person who is not a NSW police officer is to be appointed to a special designated position, remove the need to delay the appointment until any appeal is determined (item (4)). Under the Principal Act (sections 81A–81E), only NSW police officers who are unsuccessful in their application may appeal against the appointment of another police officer.

Schedule 1 (5)–(7) make similar consequential amendments relating to the appointment of police officers of the rank of sergeant.
