



New South Wales

# Industrial Relations Legislation Amendment (Public Sector Remuneration Cap Repeal) Bill 2022

## Explanatory note

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

## Overview of Bill

The object of this Bill is to amend certain public sector industrial relations legislation—

- (a) to repeal the declared government policy that prevents public sector employee remuneration increases of more than 2.5% per annum, and
- (b) to prevent the adoption of new declared government policies that would limit public sector employee remuneration increases by reference to a per annum percentage.

## 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 to the proposed Act.

## Schedule 1 Amendments

**Schedule 1.2 and 1.4** omit provisions from the *Industrial Relations (Public Sector Conditions of Employment) Regulation 2014* and the *Statutory and Other Offices Remuneration (Judicial and Other Office Holders) Regulation 2013* to give effect to the object set out in paragraph (a) of the overview.

**Schedule 1.1 and 1.3** insert provisions into the *Industrial Relations Act 1996* and the *Statutory and Other Offices Remuneration Act 1975* to give effect to the object set out in paragraph (b) of the overview.



New South Wales

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New South Wales

# Industrial Relations Legislation Amendment (Public Sector Remuneration Cap Repeal) Bill 2022

No. \_\_\_\_\_, 2022

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## **A Bill for**

An Act to amend legislation to repeal the declared government policy that prevents public sector employee remuneration increases of more than 2.5% per annum; to prevent the adoption of new declared government policies that would limit public sector employee remuneration increases by reference to a per annum percentage; and for related purposes.

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**The Legislature of New South Wales enacts—**

1

**1 Name of Act**

2

This Act is the *Industrial Relations Legislation Amendment (Public Sector Remuneration Cap Repeal) Act 2022*.

3

4

**2 Commencement**

5

This Act commences on the date of assent to this Act.

6

<b>Schedule 1</b>	<b>Amendments</b>	1
<b>1.1</b>	<b>Industrial Relations Act 1996 No 17</b>	2
	<b>Section 146C Commission to give effect to certain aspects of government policy on public sector employment</b>	3 4
	Insert after section 146C(2)—	5
	(2A) A regulation must not declare a policy that would limit public sector employee remuneration increases by reference, directly or indirectly, to a per annum percentage.	6 7 8
<b>1.2</b>	<b>Industrial Relations (Public Sector Conditions of Employment) Regulation 2014</b>	9 10
[1]	<b>Clause 5 Paramount policies</b>	11
	Omit the note.	12
[2]	<b>Clauses 6, 8 and 9</b>	13
	Omit the clauses.	14
<b>1.3</b>	<b>Statutory and Other Offices Remuneration Act 1975 (1976 No 4)</b>	15
	<b>Section 6AB Tribunal to give effect to declared government policy on remuneration of office holders under Part 3</b>	16 17
	Insert after section 6AB(3)—	18
	(3A) A regulation must not declare a policy that would limit office holder remuneration increases by reference, directly or indirectly, to a per annum percentage.	19 20 21
<b>1.4</b>	<b>Statutory and Other Offices Remuneration (Judicial and Other Office Holders) Regulation 2013</b>	22 23
[1]	<b>Clause 3</b>	24
	Omit the definitions of <i>officer-related cost savings</i> , <i>officer-related costs</i> and <i>relevant agency</i> .	25 26
[2]	<b>Clauses 5A, 6 and 7</b>	27
	Omit the clauses.	28