



Australian Capital Territory

Public Sector Management Amendment Act 2024

A2024-48

An Act to amend the *Public Sector Management Act 1994*

The Legislative Assembly for the Australian Capital Territory enacts as follows:

1 Name of Act

This Act is the *Public Sector Management Amendment Act 2024*.

2 Commencement

This Act commences on the day after its notification day.

Note The naming and commencement provisions automatically commence on the notification day (see [Legislation Act](#), s 75 (1)).

3 Legislation amended

This Act amends the *Public Sector Management Act 1994*.

**4 Appointment to vacant office
Section 68 (2) (b)**

omit

5 Section 68 (2) (c) (v)

omit

educational

**6 Record about officers
New section 69 (e)**

insert

- (e) if the officer holds a visa that permits them to work in the service—the following information about the officer’s visa:
 - (i) the period during which the officer is permitted to work in the service;
 - (ii) the work the officer is permitted to do;
 - (iii) any other information that is relevant to the officer being an eligible person for appointment.

**7 Fixed term temporary employment
Section 110 (1), new note**

insert

Note The [Fair Work Act 2009](#) (Cwlth), s 333E sets out additional limitations on certain fixed term employment that apply except in the circumstances mentioned in that [Act](#), s 333F.

8 New section 124A

insert

124A End of employment if visa no longer held

- (1) This section applies if an officer—
 - (a) is not an Australian citizen or permanent resident of Australia;
and
 - (b) becomes ineligible for their office because they no longer hold a visa that permits them to work in the service.
- (2) The head of service must end the employment of the officer.
- (3) A decision to end employment under this section is not an appellable decision or a reviewable decision.
- (4) Section 122 and section 123 do not apply if this section applies.

Endnotes

1 Presentation speech

Presentation speech made in the Legislative Assembly on 6 June 2024.

2 Notification

Notified under the [Legislation Act](#) on 19 September 2024.

3 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

I certify that the above is a true copy of the Public Sector Management Amendment Bill 2024, which was passed by the Legislative Assembly on 5 September 2024.

Clerk of the Legislative Assembly

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