

2024

THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Chief Minister)

Public Sector Management Amendment Bill 2024

A Bill for

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

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

1 **1 Name of Act**

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

3 **2 Commencement**

4 This Act commences on the day after its notification day.

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

7 **3 Legislation amended**

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

9 **4 Appointment to vacant office**
10 **Section 68 (2) (b)**

11 *omit*

12 **5 Section 68 (2) (c) (v)**

13 *omit*

14 educational

15 **6 Record about officers**
16 **New section 69 (e)**

17 *insert*

18 (e) if the officer holds a visa that permits them to work in the
19 service—the following information about the officer’s visa:

20 (i) the period during which the officer is permitted to work in
21 the service;

22 (ii) the work the officer is permitted to do;

23 (iii) any other information that is relevant to the officer being
24 an eligible person for appointment.

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

3 *insert*

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

7 **8 New section 124A**

8 *insert*

9 **124A End of employment if visa no longer held**

- 10 (1) This section applies if an officer—
- 11 (a) is not an Australian citizen or permanent resident of Australia;
12 and
- 13 (b) becomes ineligible for their office because they no longer hold
14 a visa that permits them to work in the service.
- 15 (2) The head of service must end the employment of the officer.
- 16 (3) A decision to end employment under this section is not an appellable
17 decision or a reviewable decision.
- 18 (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 2024.

3 Republications of amended laws

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

© Australian Capital Territory 2024