

Australian Capital Territory

Public Sector Management Amendment Standards 2006 (No 1)

Disallowable instrument DI2006-218

made under the

Public Sector Management Act 1994, s 251 (Management Standards)

I amend the Standards as set out below.

Catherine Hudson
Acting Commissioner for Public Administration

10 / 10 /2006

Approved under the Public Sector Management Act 1994, s 251 (Management Standards)

Jon Stanhope
Chief Minister

10 / 10 /2006

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1 Name of instrument

This instrument is the *Public Sector Management Amendment Standards 2006 (No 1)*.

2 Commencement

This instrument commences on the day after its notification day.

3 Legislation amended

This instrument amends the *Public Sector Management Standards 2006*.

4 New part 8.6

insert

Part 8.6 PSSAP eligibility

596 Interpretation—pt 8.6

In this part:

declaration means the *Superannuation (PSSAP) Membership Eligibility (Inclusion) Amendment Declaration 2006* (Cwlth).

person employed in the service means a person—

- (a) engaged under the Act, division 5.7; or
- (b) appointed to be an officer under the Act, division 5.3.

PSSAP or the ***Public Sector Superannuation Accumulation Plan*** means the superannuation scheme established under the *Superannuation Act 2005* (Cwlth).

597 Previous employment

- (1) A person employed in the service is eligible to be a member of the PSSAP if the employee—
 - (a) was employed under a temporary contract (the *previous contract*) which expired on the last business day before the commencement of the person's current period of employment; and
 - (b) was a member of the PSSAP on the day the previous contract expired.
- (2) This section applies on the day the declaration commences.

598 Regular employment

- (1) A person employed in the service is eligible to be a member of the PSSAP if the person—
 - (a) was a member of the PSSAP on the day before the declaration commences; and
 - (b) was employed on a regular and systematic basis for a sequence of periods before the declaration commences;for as long as that person continues to be employed in the service on a regular or systematic basis or, if appointed as an officer under the Act, division 5.3, for as long as that appointment continues.
- (2) For this section:
regular and systematic basis means the person—
 - (a) is employed in accordance with a regular work schedule or regular pattern of work; and
 - (b) has a reasonable expectation of continuing employment in the service.

- (3) Section 598 (1) does not apply, or ceases to apply, if the person was employed by another employer between periods of employment in the service and that employment was not approved by the relevant chief executive.

599 Other circumstances

The commissioner may, having regard to the circumstances of a person's employment, deem that person to be a person to whom this part applies provided that person was a member of the PSSAP on the day before the declaration commences.

Endnotes

1 Notification

Notified under the Legislation Act on 11 October 2006.

2 Republications of amended laws

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