

EXPLANATORY STATEMENT

PUBLIC SECTOR MANAGEMENT AMENDMENT STANDARD 2005 (NO 2) DISALLOWABLE INSTRUMENT NO DI2005-38

Public Sector Management Act 1994

Legislative Context

The *Public Sector Management Act 1994* (the Act) regulates the management of the public sector and, in particular, section 251 of the Act empowers the Commissioner, with the approval in advance of the Chief Minister, to make Public Sector Management Standards (the Standards) for the purposes of the Act.

Outline

The amendments to the Standards support the *Territory Records Act 2002* (TR Act), which commenced on 1 July 2003.

Standard 6, Part 1 is concerned with managing ACT public service records and includes record keeping obligations, including obligations that support access and the security of records.

This amendment revokes Standard 6, Part 1, as the majority of provisions are now outdated by, or subsumed within, the TR Act.

To support the TR Act, the Standards will retain, in new Standard 1, Part 1, Rule 5, record keeping obligations for staff, including obligations ensuring access, safekeeping and proper preservation of records in accordance with the TR Act.

This amendment translates the retained obligations to the ethics section of the Standards to better reflect their nature.

Financial Impact

Nil.