

Public Sector Management Amendment Standards 2015 (No 1)

Disallowable instrument DI 2015-17

made under the

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

EXPLANATORY STATEMENT

The negotiation of the ACT Public Service Administrative and Related Classifications Enterprise Agreement 2013-17 (the Enterprise Agreement) has introduced new forms of leave and changed leave arrangements/payments for non-executive employees.

Section 1 Name of Instrument

This is a technical provision stating the name of the instrument as the *Public Sector Management Amendment Standards 2015 (No 1)*.

Section 2 Commencement

This is a technical provision setting the commencement date of the new Standards.

Section 3 Legislation Amended

This is a technical provision stating that the instrument will amend the *Public Sector Management Standards 2006*.

Section 4 Section 260 (2), new note

Section 4 of the instrument amends Section 260 (2) of the Standards by inserting a note that references Section 658 (3) of the Standards. This applies the long service leave entitlements in Part 4.3 of the Standards to executives and statutory office-holders.

Section 5 Part 9.6

Section 5 of the instrument substitutes Part 9.6 of the Standards which sets out leave and other entitlements for executives and statutory office-holders. Part 9.6 is comprised of the following sections:

- a) Section 657 defines the term *recipient* which is used throughout the Part.

- b) Section 658 prescribes the leave entitlements for executives and statutory office-holders. In order to better align leave entitlements of executives and statutory office-holders with the non-executive workforce, section 658 prescribes the entitlement by reference to the Enterprise Agreement.
- c) Section 659 indicates that salary sacrifice arrangements are to be made available to executives and statutory office-holders as per non-executives as per the terms of the Enterprise Agreement.
- d) Section 660 indicates that the vacation child care subsidy is to be made available to executives and statutory office-holders as per non-executives as per the terms of the Enterprise Agreement.
- e) Section 661 disapplies the requirement that the Enterprise Agreement is notified. The rationale for lifting the requirement is that the document is widely known and can be readily accessed by public servants, therefore it does not require placement on the Legislation Register.