



Queensland

Public Service and Another Regulation Amendment Regulation (No. 1) 2015

Subordinate Legislation 2015 No. 189

made under the

Public Sector Ethics Act 1994

Public Service Act 2008

Contents

		Page
Part 1	Preliminary	
1	Short title	3
Part 2	Amendment of Public Sector Ethics Regulation 2010	
2	Regulation amended	3
3	Amendment of schedule (Entities prescribed as public service agencies) 3	
Part 3	Amendment of Public Service Regulation 2008	
4	Regulation amended	3
5	Replacement of ss 9B–9D	4
	9B Act, ch 7 (Appeals and reviews) and rulings about appeals	4
	9C Rulings about change of pay date for Queensland Health employees	4
	9D Rulings about transfer and appointment expenses . .	4
6	Amendment of s 14A (Prescribed State employees)	4
7	Renumbering of pt 4A (Miscellaneous provision)	5
8	Amendment of sch 1 (Public service offices, their heads and applied provisions)	5
9	Amendment of sch 2 (Applied provisions for health service employees) 7	

Contents

10	Amendment of sch 3 (Applied rulings for declared public service offices)
	7

Part 1 Preliminary

1 Short title

This regulation may be cited as the *Public Service and Another Regulation Amendment Regulation (No. 1) 2015*.

Part 2 Amendment of Public Sector Ethics Regulation 2010

2 Regulation amended

This part amends the *Public Sector Ethics Regulation 2010*.

3 Amendment of schedule (Entities prescribed as public service agencies)

Schedule—

insert—

Veterinary Surgeons Board of Queensland established under the *Veterinary Surgeons Act 1936*

Part 3 Amendment of Public Service Regulation 2008

4 Regulation amended

This part amends the *Public Service Regulation 2008*.

[s 5]

5 Replacement of ss 9B–9D

Sections 9B to 9D—

omit, insert—

9B Act, ch 7 (Appeals and reviews) and rulings about appeals

Chapter 7 of the Act and rulings about appeals apply to decisions made in relation to health service employees under the *Hospital and Health Boards Regulation 2012*, part 3 as if a reference to a transfer decision includes a decision about the movement of a health service employee under that part.

9C Rulings about change of pay date for Queensland Health employees

- (1) For applying a ruling about change of pay date for employees of Queensland Health to a health service employee employed by a Service, a reference in the ruling to Queensland Health is taken to be a reference to the Service.
- (2) This section does not limit section 8(2) and (3).

9D Rulings about transfer and appointment expenses

A ruling about transfer and appointment expenses applies to a health service employee only if the employee is a member of a class of employees declared by the chief executive (health) in writing as being a class of employees to whom the ruling applies.

6 Amendment of s 14A (Prescribed State employees)

Section 14A(1)—

omit, insert—

-
- (1) For the Act, section 26B(1)(g), each of the following is prescribed—
- (a) a person who is an employee or a member of the board or a committee of the board of the Gold Coast 2018 Commonwealth Games Corporation;
 - (b) a person appointed as a member of the foundation committee under the *Queensland Art Gallery Act 1987*, section 40C;
 - (c) a person appointed as a member of a committee of the Board of the Queensland Museum under the *Queensland Museum Act 1970*, section 24;
 - (d) a person appointed as an honorary assistant under the *Queensland Museum Act 1970*, section 42C;
 - (e) a person appointed to a committee of the Queensland Theatre Company under the *Queensland Theatre Company Act 1970*, section 38.

7 Renumbering of pt 4A (Miscellaneous provision)

Part 4A—

renumber as part 3A.

8 Amendment of sch 1 (Public service offices, their heads and applied provisions)

- (1) Schedule 1, item 1, column 3, paragraphs (a) and (b)—

omit, insert—

- (a) section 25, chapter 3 parts 3 and 6, section 138, chapter 5 part 6 division 1, division 2 subdivision 1, divisions 3, 4 and 5 (other than section 172), chapter 7 and section 219A; and

[s 8]

- (b) all of the office's employees—sections 25 and 26, chapter 3 part 3, section 138, chapter 5 part 6 division 1, division 2 subdivision 1, divisions 3, 4 and 5 and chapter 7.
- (2) Schedule 1, item 3, column 3, paragraph (a), before 'chapter 1'—
insert—
section 25,
- (3) Schedule 1, item 3, column 3, paragraph (b), after '(a)'—
insert—
and section 26
- (4) Schedule 1, item 4, column 3, paragraph (a), before 'chapter 1'—
insert—
section 25,
- (5) Schedule 1, item 4, column 3, paragraph (b), after '(a)'—
insert—
and section 26
- (6) Schedule 1, item 6, column 3, paragraph (a)—
omit, insert—
(a) section 25, chapter 3 parts 3 and 6, sections 133(2), (3) and (4), 134, chapter 5 part 6 division 1, division 2 subdivision 1, divisions 4 and 5 and part 7, chapter 7 and section 219A; and
- (7) Schedule 1, item 6, column 3, paragraph (b), after '(a)'—
insert—
and section 26
- (8) Schedule 1, item 7, column 3, paragraph (a), before 'chapter 1'—

insert—

section 25,

- (9) Schedule 1, item 7, column 3, paragraph (b), after ‘(a)’—

insert—

and section 26

- (10) Schedule 1, item 11, column 3, paragraph (a)—

omit, insert—

- (a) section 25, chapter 3 part 3 (other than section 55) and part 6, sections 101, 103(1) and (3), 133(2), (3) and (4), chapter 5 part 6 division 1, division 2 subdivision 1, divisions 4 and 5 and part 7, sections 183, 184, 185 and 186, chapters 6 and 7 and section 219A; and

- (11) Schedule 1, item 11, column 3, paragraph (b), after ‘(a)’—

insert—

and section 26

9 Amendment of sch 2 (Applied provisions for health service employees)

- (1) Schedule 2, part 2, items 1 to 18—

renumber as schedule 2, part 2, items 2 to 19.

- (2) Schedule 2, part 2—

insert—

- 1 section 25 (The management and employment principles)

10 Amendment of sch 3 (Applied rulings for declared public service offices)

- (1) Schedule 3, section 1(2)(d)—

omit, insert—

[s 10]

- (d) employment screening, except to the extent to which the ruling provides for persons engaged by the department of communities;
- (2) Schedule 3, section 1(2)—
insert—
- (fa) support for employees affected by domestic and family violence;
- (3) Schedule 3, section 1(2)(fa) and (g)—
renumber as schedule 3, section 1(2)(g) and (h).
- (4) Schedule 3, section 1(2)—
insert—
- (i) work performance information.
- (5) Schedule 3, section 2(2)—
insert—
- (zha) support for employees affected by domestic and family violence;
- (6) Schedule 3, section 2(2)(zha) to (zk)—
renumber as schedule 3, section 2(2)(zi) to (zl).
- (7) Schedule 3, section 3(2)(a)—
insert—
- Note—*
- Section 9B modifies the application of rulings about appeals.
- (8) Schedule 3, section 3(2)(b)—
insert—
- Note—*
- Section 9C modifies the application of rulings about change of pay date for employees of Queensland Health.
- (9) Schedule 3, section 3(2)—
insert—

-
- (la) support for employees affected by domestic and family violence;
- (10) Schedule 3, section 3(2)(m)—
insert—
- Note—*
- Section 9D modifies the application of rulings about transfer and appointment expenses.
- (11) Schedule 3, section 3(2)(la) to (o)—
renumber as schedule 3, section 3(2)(m) to (p).
- (12) Schedule 3, section 3(2)—
insert—
- (q) work performance information.
- (13) Schedule 3, section 4(2)(d), after ‘for’—
insert—
- undertaking overtime and
- (14) Schedule 3, section 4(2)(l)—
omit, insert—
- (l) recruitment and selection, except to the extent to which the ruling provides for any of the following—
- (i) gazette notification;
 - (ii) the filling of a vacancy to comply with a directive relating to employees requiring placement;
 - (iii) a chief executive to consult with the commission about advertising a vacancy and exemptions from advertising a vacancy;
 - (iv) a chief executive to consider sections 98 and 99 of the Act when deciding whether or not to limit advertising for a

[s 10]

vacancy or to exempt a vacancy from advertisement;

(15) Schedule 3, section 4(2)—

insert—

(na) support for employees affected by domestic and family violence;

(16) Schedule 3, section 4(2)(na) to (p)—

renumber as schedule 3, section 4(2)(o) to (q).

(17) Schedule 3, section 4(2)—

insert—

(r) work performance information.

(18) Schedule 3, section 5(2)—

insert—

(e) support for employees affected by domestic and family violence.

(19) Schedule 3, section 6(2)—

insert—

(ha) support for employees affected by domestic and family violence;

(20) Schedule 3, section 6(2)(ha) and (i)—

renumber as schedule 3, section 6(2)(i) and (j).

(21) Schedule 3, section 6(2)—

insert—

(k) work performance information.

(22) Schedule 3, section 7(2)—

insert—

(ca) employment screening, except to the extent to which the ruling provides for—

-
- (i) persons engaged by the department of communities; or
 - (ii) child-related duties;
- (23) Schedule 3, section 7(2)—
insert—
(ka) support for employees affected by domestic and family violence;
- (24) Schedule 3, section 7(2)(ca) to (l)—
renumber as schedule 3, section 7(2)(d) to (n).
- (25) Schedule 3, section 7(2)—
insert—
(o) work performance information.
- (26) Schedule 3, section 8(2)—
insert—
(fa) support for employees affected by domestic and family violence;
- (27) Schedule 3, section 8(2)(fa) and (g)—
renumber as schedule 3, section 8(2)(g) and (h).
- (28) Schedule 3, section 8(2)—
insert—
(i) work performance information.
- (29) Schedule 3, section 8(3)—
insert—
(ca) support for employees affected by domestic and family violence;
- (30) Schedule 3, section 8(3)(ca) and (d)—
renumber as schedule 3, section 8(3)(d) and (e).
- (31) Schedule 3, section 8(3)—
insert—

[s 10]

- (f) work performance information.
- (32) Schedule 3, section 9(2)—
insert—
- (ea) employment screening, except to the extent to which the ruling provides for—
 - (i) persons engaged by the department of communities; or
 - (ii) child-related duties;
- (33) Schedule 3, section 9(2)—
insert—
- (oa) support for employees affected by domestic and family violence;
- (34) Schedule 3, section 9(2)(ea) to (p)—
renumber as schedule 3, section 9(2)(f) to (r).
- (35) Schedule 3, section 9(2)—
insert—
- (s) work performance information.

ENDNOTES

- 1 Made by the Governor in Council on 17 December 2015.
- 2 Notified on the Queensland legislation website on 18 December 2015.
- 3 The administering agency is the Public Service Commission.

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Authorised by the Parliamentary Counsel