

Queensland



**PUBLIC SERVICE
AMENDMENT BILL 1996**

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1996

A BILL

FOR

An Act to amend the Public Service Act 1996

The Parliament of Queensland enacts—	1
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Clause 1. This Act may be cited as the <i>Public Service Amendment Act 1996</i> .	3
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‘116.(1) In this section—	14
“excluded matter” means—	15
(a) a decision to appoint, or not to appoint, a person under this Act or as a statutory office holder; or	16 17
(b) the contract of employment of, or the application of this Act or a provision of this Act to, any of the following persons (an “excluded person”)—	18 19 20
(i) the commissioner;	21
(ii) a chief executive or other senior executive;	22
(iii) a senior officer;	23
(iv) another officer whose employment is on contract for a fixed	24

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term; or

(c) the removal of a statutory office holder under this Act.

‘(2) An excluded matter, or a matter affecting or relating to an excluded matter, other than in relation to dismissal of an officer who is employed on tenure, is not an industrial matter for the *Industrial Relations Act 1990*.

‘(3) However, this section has no effect on the *Industrial Relations Act 1990*, section 40.

‘(4) Without limiting subsection (2), awards and industrial agreements do not apply to an excluded person.

‘(5) A decision about an excluded matter can not be challenged, appealed against, reviewed, quashed, set aside, or called in question in another way, under the *Judicial Review Act 1991*.

‘(6) Subsection (5) does not apply to a decision about an officer who is employed on tenure and referred to in subsection (1), definition “excluded matter”, paragraph (a) or (b).’.