



Queensland

Public Service (Public Service Offices and Other Matters) Amendment Regulation 2021

Subordinate Legislation 2021 No. 191

made under the

Public Service Act 2008

Contents

		Page
1	Short title	2
2	Commencement	2
3	Regulation amended	2
4	Insertion of new sch 11A	2
	Schedule 11A TAFE Queensland	2
	1 Declared public service office	2
	2 Head of the declared public service office	2
	3 Applied provisions—declared public service office ..	2
	4 Applied provisions—declared public service office's employees	3
	5 Applied rulings	3
5	Amendment of sch 12, s 3 (Applied provisions—declared public service office)	4
6	Amendment of sch 12A, s 3 (Applied provision—declared public service office)	4
7	Amendment of sch 12A, s 4 (Applied provision—declared public service office's employees)	5
8	Amendment of sch 12A, s 5 (Applied rulings)	5
9	Amendment of sch 14 (Prescribed State employees)	6

[s 1]

1 Short title

This regulation may be cited as the *Public Service (Public Service Offices and Other Matters) Amendment Regulation 2021*.

2 Commencement

Section 4 commences on 28 February 2022.

3 Regulation amended

This regulation amends the *Public Service Regulation 2018*.

4 Insertion of new sch 11A

After schedule 11—

insert—

Schedule 11A TAFE Queensland

section 3(1)

1 Declared public service office

TAFE Queensland established under the *TAFE Queensland Act 2013*, section 5(1) is declared to be a public service office.

2 Head of the declared public service office

The chief executive officer is declared to be the head of the declared public service office.

3 Applied provisions—declared public service office

The applied provisions for the declared public service office are the following—

- (a) section 25A;
- (b) chapter 1, part 4;
- (c) chapter 3, parts 3 and 6;
- (d) sections 137 and 137A;
- (e) chapter 5, part 5, part 6, divisions 1, 2, 4 and 5 and part 7;
- (f) chapter 6;
- (g) chapter 7.

4 Applied provisions—declared public service office’s employees

The applied provisions mentioned in section 3 of this schedule apply to all of the declared public service office’s employees, other than—

- (a) an employee of the declared public service office employed under a contract of service—
 - (i) between the employee and the office; and
 - (ii) providing for the employment conditions of the employee; and
- (b) an employee of the declared public service office employed under the law of a jurisdiction outside Australia.

5 Applied rulings

The applied rulings for all of the declared public service office’s employees, other than the chief executive officer, are rulings about the following matters—

- (a) appeals;
- (b) appointing a public service employee to a higher classification level;

[s 5]

- (c) casual employment;
- (d) discipline;
- (e) fixed term temporary employment;
- (f) independent medical examinations;
- (g) individual employee grievances;
- (h) investigations;
- (i) positive performance management;
- (j) recruitment and selection;
- (k) suspension;
- (l) workforce profile and work performance information.

5 Amendment of sch 12, s 3 (Applied provisions—declared public service office)

Schedule 12, section 3(f), ‘2’—

omit, insert—

2,

6 Amendment of sch 12A, s 3 (Applied provision—declared public service office)

Schedule 12A, section 3—

omit, insert—

3 Applied provisions—declared public service office

The applied provisions for the declared public service office are the following—

- (a) section 25A;
- (b) chapter 1, part 4;
- (c) chapter 3, parts 3 and 6;
- (d) sections 137 and 137A;

- (e) chapter 5, part 5, part 6, divisions 1, 2, 4 and 5 and part 7;
- (f) chapter 6;
- (g) chapter 7.

7 Amendment of sch 12A, s 4 (Applied provision—declared public service office’s employees)

Schedule 12A, section 4—

omit, insert—

4 Applied provisions—declared public service office’s employees

The applied provisions mentioned in section 3 of this schedule apply to all of the declared public service office’s employees, other than—

- (a) an employee of the declared public service office employed under a contract of service—
 - (i) between the employee and the office; and
 - (ii) providing for the employment conditions of the employee; and
- (b) an employee of the declared public service office employed under the law of a jurisdiction outside Australia.

8 Amendment of sch 12A, s 5 (Applied rulings)

Schedule 12A, section 5—

omit, insert—

5 Applied rulings

The applied rulings for all of the declared public service office’s employees, other than the chief executive officer, are rulings about the following matters—

[s 9]

- (a) appeals;
- (b) appointing a public service employee to a higher classification level;
- (c) casual employment;
- (d) discipline;
- (e) employment arrangements in the event of a health pandemic;
- (f) fixed term temporary employment;
- (g) independent medical examinations;
- (h) individual employee grievances;
- (i) investigations;
- (j) positive performance management;
- (k) recruitment and selection;
- (l) suspension;
- (m) workforce profile and work performance information.

9 Amendment of sch 14 (Prescribed State employees)

- (1) Schedule 14—

insert—

11A a member of the Legal Aid Board under the
Legal Aid Queensland Act 1997

- (2) Schedule 14, items 11A to 15—

renumber as schedule 14, items 12 to 16.

ENDNOTES

- 1 Made by the Governor in Council on 9 December 2021.
- 2 Notified on the Queensland legislation website on 10 December 2021.
- 3 The administering agency is the Public Service Commission.

© State of Queensland 2021