



Government Gazette

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NEW SOUTH WALES

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SPECIAL SUPPLEMENT

The Cabinet Office, Sydney
23 June 2004

TRANSFER OF THE ADMINISTRATION OF ACTS

Her Excellency the Governor, with the advice of the Executive Council, has approved that the administration of the following Acts be vested in the Minister for Primary Industries with effect from 1 July 2004:

Forestry Act 1916 No 55
Softwood Forestry Agreement Act 1968 No 20
Softwood Forestry Agreement Ratification Act 1980 No 90
Softwood Forestry (Further Agreement) Act 1973 No 7
Timber Marketing Act 1977 No 72

The arrangements are in substitution for those in operation before the date of this notice.

BOB CARR,
Premier



Public Sector Employment and Management (Department of Primary Industries) Order 2004

under the

Public Sector Employment and Management Act 2002

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of Chapter 4 of the *Public Sector Employment and Management Act 2002*, make the following Order.

Dated, this 23rd day of June 2004.

By Her Excellency's Command,

BOB CARR, M.P.,
Premier

Clause 1	Public Sector Employment and Management (Department of Primary Industries) Order 2004
Part 1	Preliminary

Public Sector Employment and Management (Department of Primary Industries) Order 2004

under the

Public Sector Employment and Management Act 2002

Part 1 Preliminary

1 Name of Order

This Order is the *Public Sector Employment and Management (Department of Primary Industries) Order 2004*.

2 Commencement

This Order commences on 1 July 2004.

3 Definition

In this Order:

document means any Act or statutory instrument, or any other instrument, or any contract or agreement.

Public Sector Employment and Management (Department of Primary Industries) Order 2004

Clause 4

Establishment of Department of Primary Industries and abolition of Departments

Part 2

Part 2 Establishment of Department of Primary Industries and abolition of Departments

4 Establishment of Department of Primary Industries

The Department of Primary Industries is established as a Department of the Public Service responsible to the Minister for Primary Industries and to the Minister for Mineral Resources.

5 Abolition of Department of Agriculture and transfer of branches

- (1) All branches are removed from the Department of Agriculture and added to the Department of Primary Industries.
- (2) The Department of Agriculture is abolished as a Department of the Public Service.
- (3) In any document, a reference to the Department of Agriculture is to be construed as a reference to the Department of Primary Industries.

6 Abolition of NSW Fisheries and transfer of branches

- (1) All branches are removed from NSW Fisheries and added to the Department of Primary Industries.
- (2) NSW Fisheries is abolished as a Department of the Public Service.
- (3) In any document, a reference to NSW Fisheries is to be construed as a reference to the Department of Primary Industries.

7 Abolition of Forestry Commission (including State Forests) as a Department

- (1) All branches (including State Forests) are removed from the Forestry Commission and added to the Department of Primary Industries.
- (2) The group of staff attached to the Forestry Commission (including the State Forests branch) are abolished as a Department of the Public Service.
- (3) In any document, a reference to the Managing Director of State Forests is to be construed as a reference to the Director-General of the Department of Primary Industries.
- (4) A reference to State Forests in any document that relates to the employment (including the conditions of employment) of the group

Clause 8	Public Sector Employment and Management (Department of Primary Industries) Order 2004
Part 2	Establishment of Department of Primary Industries and abolition of Departments

of staff comprising the State Forests branch of the Forestry Commission is to be construed as a reference to the Department of Primary Industries.

8 Abolition of Department of Mineral Resources and transfer of branches

- (1) All branches are removed from the Department of Mineral Resources and added to the Department of Primary Industries.
- (2) The Department of Mineral Resources is abolished as a Department of the Public Service.
- (3) In any document, a reference to the Department of Mineral Resources is to be construed as a reference to the Department of Primary Industries.

9 Amendment of Public Sector Employment and Management Act 2002

Schedule 1 (Departments) to the *Public Sector Employment and Management Act 2002* is amended as set out in Schedule 1.

Public Sector Employment and Management (Department of Primary Industries) Order 2004

Clause 10

Reference to Ministers

Part 3

Part 3 Reference to Ministers

10 Construction of references to Minister Assisting the Minister for Natural Resources (Forests)

In any document, a reference to the Minister Assisting the Minister for Natural Resources (Forests) is to be construed as a reference to the Minister for Primary Industries.

11 Construction of certain references to Minister for Natural Resources

In any document, a reference to the Minister for Natural Resources is to be construed as a reference to the Minister for Primary Industries if the reference is used in or in relation to legislation administered by the Minister for Primary Industries.

12 Construction of references to certain Ministers in Forestry and National Park Estate Act 1998

The references to Ministers in sections 14 and 27 of the *Forestry and National Park Estate Act 1998* (and in any forestry agreement or integrated forestry operations approval made or granted under that Act before the commencement of this Order) are to be construed as references only to the Minister for Natural Resources, the Minister for the Environment and the Minister for Primary Industries.

Public Sector Employment and Management (Department of Primary Industries) Order 2004

Schedule 1 Amendment of Public Sector Employment and Management Act 2002

Schedule 1 Amendment of Public Sector Employment and Management Act 2002

(Clause 9)

[1] Schedule 1 Departments

Omit the following matter:

Department of Agriculture	Director-General of the Department
NSW Fisheries	Director-General of NSW Fisheries
Forestry Commission (except State Forests)	*Commissioner constituting the Forestry Commission
Department of Mineral Resources	Director-General of the Department
State Forests, Forestry Commission	Managing Director of State Forests

[2] Schedule 1

Insert in alphabetical order of Departments:

Department of Primary Industries	Director-General of the Department
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