



# *Government Gazette*

OF THE STATE OF  
NEW SOUTH WALES

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## **SPECIAL SUPPLEMENT**

The Cabinet Office, Sydney  
26 April 2007

### **TRANSFER OF THE ADMINISTRATION OF ACTS**

Her Excellency the Governor, with the advice of the Executive Council, has approved the administration of the Acts as set out in the attached schedule being vested in the Ministers indicated against each Act respectively, subject to the administration of any such Act, to the extent that it directly amends another Act, being vested in the Minister administering the other Act or the relevant portion of it.

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

MORRIS IEMMA,  
Premier

### **SCHEDULE**

#### **Minister for Primary Industries**

*Plantations and Reafforestation Act 1999 No 97.*

*Marine Parks Act 1997 No 64, jointly with the Minister for Climate Change, Environment and Water and the Minister Assisting the Minister for Climate Change, Environment and Water (Environment).*

**Minister for Energy**

*Electricity Supply Act 1995 No 94.*

*Energy and Utilities Administration Act 1987 No 103* (except parts, Minister for Climate Change, Environment and Water).

**Minister for Climate Change, Environment and Water**

*Energy and Utilities Administration Act 1987 No 103* Part 6A; section 40(1A); and section 45 in so far as it relates to Part 6A and to section 40(1A) (remainder, the Minister for Energy).

*Forestry and National Parks Estate Act 1998 No 163*, jointly with the Minister Assisting the Minister for Climate Change, Environment and Water (Environment).

*Marine Parks Act 1997 No 64*, jointly with the Minister for Primary Industries and the Minister Assisting the Minister for Climate Change, Environment and Water (Environment).

**Minister Assisting the Minister for Climate Change, Environment and Water (Environment)**

*Forestry and National Parks Estate Act 1998 No 163*, jointly with the Minister for Climate Change, Environment and Water.

*Marine Parks Act 1997 No 64*, jointly with the Minister for Climate Change, Environment and Water and the Minister for Primary Industries.



New South Wales

## Public Sector Employment and Management (General) Further Amendment Order 2007

under the

Public Sector Employment and Management Act 2002

MARIE BASHIR, Governor:

I, Professor Marie Bashir AC, CVO, 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 26th day of April 2007.

By Her Excellency's Command,

MORRIS IEMMA, M.P.,  
Premier

Clause 1            Public Sector Employment and Management (General) Further Amendment  
                         Order 2007

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## **Public Sector Employment and Management (General) Further Amendment Order 2007**

under the

Public Sector Employment and Management Act 2002

### **1 Name of Order**

This Order is the *Public Sector Employment and Management (General) Further Amendment Order 2007*.

### **2 Commencement**

This Order commences on 27 April 2007.

### **3 Amendment of Public Sector Employment and Management (General) Order 2007**

The *Public Sector Employment and Management (General) Order 2007* is amended as set out in Schedule 1.

Public Sector Employment and Management (General) Further Amendment  
Order 2007

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 3)

- [1] **Clause 5 Construction of references to Minister for Natural Resources**  
Omit “as otherwise provided below” from clause 5 (a).  
Insert instead “as otherwise provided by this clause”.
- [2] **Clause 5 (2)**  
Insert at the end of the clause:
- (2) A reference to the Minister for Natural Resources in section 14 or 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), being a reference that is required to be construed as a reference to the Premier because of the *Public Sector Employment and Management (Natural Resources) Order 2006*, is to be construed as a reference to the Minister for Climate Change, Environment and Water.
- [3] **Clause 8 Construction of references to “relevant Ministers” in Marine Parks Act 1997**  
Omit the clause.
- [4] **Clause 17 Abolition of Department of Natural Resources and transfer of branches to DECC etc**  
Insert at the end of clause 17 (4) (b):  
, or  
(c) are principally involved in the administration of the *Plantations and Reafforestation Act 1999*,
- [5] **Clause 18 Transfer of certain other branches to DECC**  
Insert after clause 18 (3):  
(4) The Resource and Conservation Unit is removed from the Department of Premier and Cabinet and added to the Department of Environment and Climate Change.
- [6] **Clause 19 Abolition of Department of Energy, Utilities and Sustainability and transfer of branches**  
Insert “(other than staff principally involved in the administration of Part 8A of the *Electricity Supply Act 1995*)” after “renewable energy policy” in clause 19 (1).

Public Sector Employment and Management (General) Further Amendment  
Order 2007

Schedule 1 Amendments

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**[7] Clause 23**

Insert after clause 22:

**23 Transitional provision**

To avoid doubt, if:

(a) this Order requires a reference to an officer (*the former officer*) in an instrument relating to a matter to be construed as a reference to another officer (*the successor officer*), and

(b) the former officer is the prosecutor in any proceedings for an offence relating to such a matter,

the prosecutor in those proceedings becomes, for the balance of the proceedings, the successor officer.