

## **Explanatory note**

This explanatory note relates to this Bill as introduced into Parliament.

### **Overview of Bill**

The object of this Bill is to establish the Industrial Relations Advisory Council (***the Council***) to provide, in the public interest, a regular and organised means by which representatives of the Government, employers and employees, and other persons invited by the Minister, may consult together on industrial matters of State-wide concern.

### **Outline of provisions**

#### **Part 1 Preliminary**

**Clause 1** sets out the name (also called the short title) of the proposed Act.

**Clause 2** provides for the commencement of the proposed Act on the date of assent to the proposed Act.

**Clause 3** defines certain words and expressions used in the proposed Act.

**Clause 4** sets out the object of the proposed Act as set out in the Overview above.

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#### **Part 2 Industrial Relations Advisory Council**

**Clause 5** establishes the Council.

**Clause 6** provides that the Council is to consist of the following members:

- (a) the Minister,
- (b) the Director-General of the Department of Premier and Cabinet,
- (c) the Director-General of the Department of Services, Technology and Administration,
- (d) 7 persons nominated by Unions NSW,
- (e) one person nominated by the NSW Business Chamber,
- (f) one person nominated by the Australian Industry Group (NSW Branch),
- (g) one person nominated by the Australian Federation of Employers and Industries,
- (h) one person nominated by the Local Government and Shires Associations of New South Wales,
- (i) one person nominated by the Catholic Commission for Employment Relations,
- (j) one person nominated by the Law Society of New South Wales,
- (k) one person nominated by the Bar Association of New South Wales.

**Clause 7** sets out the functions of the Council (including assisting the Minister in formulating, and to advise the Minister on implementing, policies affecting industrial relations and employment in the State).

**Clause 8** provides that the Council may establish committees for specified purposes to assist it in connection with the exercise of its functions.

**Clause 9** provides that views expressed by individual members of the Council (as distinct from the views or decision of the Council as a whole) must be kept confidential and that the Minister may remove a member from office for contravening that provision.

#### **Part 3 Miscellaneous**

**Clause 10** enables the Governor to make regulations for the purposes of the proposed Act.

**Clause 11** provides for the review of the proposed Act in 5 years.

#### **Schedule 1 Provisions relating to members of Council**

**Schedule 1** contains provisions relating to membership and procedure of the Council.