

**Technical and Further Education
Commission Amendment (Staff)
Bill 2005**

Explanatory note

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

Overview of Bill

The object of this Bill is to amend the *Technical and Further Education Commission Act 1990* to facilitate the movement of administrative and support staff between the TAFE Commission and the Department of Education and Training.

Outline of provisions

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 a day or days to be appointed by proclamation.

Clause 3 is a formal provision that gives effect to the amendments to the *Technical and Further Education Commission Act 1990* set out in Schedule 1.

Schedule 1 Amendments

Schedule 1 [3] makes special provision to deal with the movement of administrative and support staff between the TAFE Commission and the Department of Education and Training. Under proposed section 18A, staff in either agency who apply for appointment as, or who are appointed as, a member of staff of the other agency will be treated as being a member of staff of the other agency. Among other things, the proposed scheme will enable positions in either agency to be filled by members of staff of either agency without the need for external advertising.

Schedule 1 [1], [2] and [4]–[6] update references relating to the *Public Sector Employment and Management Act 2002*.

Schedule 1 [7] and [8] enable regulations of a savings and transitional nature to be made as a consequence of the enactment of the proposed Act.