



New South Wales

Industrial Relations Legislation Amendment (Public Sector Remuneration Cap Repeal) Bill 2022

Explanatory note

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

Overview of Bill

The object of this Bill is to amend certain public sector industrial relations legislation—

- (a) to repeal the declared government policy that prevents public sector employee remuneration increases of more than 2.5% per annum, and
- (b) to prevent the adoption of new declared government policies that would limit public sector employee remuneration increases by reference to a per annum percentage.

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 the date of assent to the proposed Act.

Schedule 1 Amendments

Schedule 1.2 and 1.4 omit provisions from the *Industrial Relations (Public Sector Conditions of Employment) Regulation 2014* and the *Statutory and Other Offices Remuneration (Judicial and Other Office Holders) Regulation 2013* to give effect to the object set out in paragraph (a) of the overview.

Schedule 1.1 and 1.3 insert provisions into the *Industrial Relations Act 1996* and the *Statutory and Other Offices Remuneration Act 1975* to give effect to the object set out in paragraph (b) of the overview.



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Industrial Relations Legislation Amendment (Public Sector Remuneration Cap Repeal) Bill 2022

No. _____, 2022

A Bill for

An Act to amend legislation to repeal the declared government policy that prevents public sector employee remuneration increases of more than 2.5% per annum; to prevent the adoption of new declared government policies that would limit public sector employee remuneration increases by reference to a per annum percentage; and for related purposes.

The Legislature of New South Wales enacts—

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1 Name of Act

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This Act is the *Industrial Relations Legislation Amendment (Public Sector Remuneration Cap Repeal) Act 2022*.

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2 Commencement

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This Act commences on the date of assent to this Act.

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Schedule 1	Amendments	1
1.1	Industrial Relations Act 1996 No 17	2
	Section 146C Commission to give effect to certain aspects of government policy on public sector employment	3 4
	Insert after section 146C(2)—	5
	(2A) A regulation must not declare a policy that would limit public sector employee remuneration increases by reference, directly or indirectly, to a per annum percentage.	6 7 8
1.2	Industrial Relations (Public Sector Conditions of Employment) Regulation 2014	9 10
[1]	Clause 5 Paramount policies	11
	Omit the note.	12
[2]	Clauses 6, 8 and 9	13
	Omit the clauses.	14
1.3	Statutory and Other Offices Remuneration Act 1975 (1976 No 4)	15
	Section 6AB Tribunal to give effect to declared government policy on remuneration of office holders under Part 3	16 17
	Insert after section 6AB(3)—	18
	(3A) A regulation must not declare a policy that would limit office holder remuneration increases by reference, directly or indirectly, to a per annum percentage.	19 20 21
1.4	Statutory and Other Offices Remuneration (Judicial and Other Office Holders) Regulation 2013	22 23
[1]	Clause 3	24
	Omit the definitions of <i>officer-related cost savings</i> , <i>officer-related costs</i> and <i>relevant agency</i> .	25 26
[2]	Clauses 5A, 6 and 7	27
	Omit the clauses.	28