



New South Wales

Industrial Relations Amendment (Adoption Leave) Bill 2003

Explanatory note

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

Overview of Bill

Adoption leave (being a form of parental leave taken in connection with the adoption of a child) is currently restricted to the adoption of a child under the age of 5 years. The object of this Bill is to amend the *Industrial Relations Act 1996* to remove the age restriction and provide, if the other requirements imposed by New South Wales law are met, that adoption leave is available for the adoption of a child under the age of 18 years.

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.

Clause 3 is a formal provision that gives effect to the amendments to the *Industrial Relations Act 1996* set out in Schedule 1.

Schedule 1 Amendments

Schedule 1 [1] amends section 55 (4) of the *Industrial Relations Act 1996* to achieve the object of this Bill stated in the Overview.

Schedule 1 [2] and [3] insert savings and transitional provisions in the *Industrial Relations Act 1996* consequent on the enactment of the proposed Act. Proposed clause 13B of Schedule 4 provides that the amendment to section 55 (4) does not apply to an adoption of a child if placement of the child occurred before the commencement of the proposed Act.

First print



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New South Wales

Industrial Relations Amendment (Adoption Leave) Bill 2003

No. , 2003

A Bill for

An Act to amend the *Industrial Relations Act 1996* with respect to adoption leave.

The Legislature of New South Wales enacts:	1
1 Name of Act	2
This Act is the <i>Industrial Relations Amendment (Adoption Leave) Act 2003</i> .	3 4
2 Commencement	5
This Act commences on the date of assent.	6
3 Amendment of Industrial Relations Act 1996 No 17	7
The <i>Industrial Relations Act 1996</i> is amended as set out in Schedule 1.	8 9

Schedule 1 Amendments

(Section 3)

[1] Section 55 What is parental leave?

Omit “age of 5 years” from section 55 (4).

Insert instead “age of 18 years”.

[2] Schedule 4 Savings, transitional and other provisions

Insert at the end of clause 2 (1):

Industrial Relations Amendment (Adoption Leave) Act 2003

[3] Schedule 4

Insert after clause 13A:

13B Adoption leave—Industrial Relations Amendment (Adoption Leave) Act 2003

The amendment made to section 55 (4) by the *Industrial Relations Amendment (Adoption Leave) Act 2003* does not apply to or in respect of an adoption of a child if placement of the child occurred before the commencement of that Act.

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