



# **Parliamentary Service (Consequential Amendments) Act 1997**

**No. 189, 1997**

**An Act to make consequential amendments arising from the enactment of the *Parliamentary Service Act 1997*, and for other purposes**

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# Parliamentary Service (Consequential Amendments) Act 1997

No. 189, 1997

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**An Act to make consequential amendments arising from the enactment of the *Parliamentary Service Act 1997*, and for other purposes**

[Assented to 7 December 1997]

The Parliament of Australia enacts:

## **1 Short title**

This Act may be cited as the *Parliamentary Service (Consequential Amendments) Act 1997*.

## **2 Commencement**

This Act commences at the time when the *Parliamentary Service Act 1997* commences.

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### **3 Schedule(s)**

Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

## Schedule 1—Amendments and repeal

### *Archives Act 1983*

#### 1 Section 3

Insert:

*Parliamentary Department* means a Department of the Parliament established under the *Parliamentary Service Act 1997*.

### *Audit Act 1901*

#### 2 Subsection 2(1)

Insert:

*Department of the Parliament* means a Department of the Parliament established under the *Parliamentary Service Act 1997*.

#### 3 Paragraph 12(3)(c)

Repeal the paragraph, substitute:

(c) in respect of any other Parliamentary Department—the relevant persons are the President of the Senate and the Speaker of the House of Representatives.

#### 4 Subparagraph 48F(11)(b)(iv)

Repeal the subparagraph, substitute:

(iv) in the case of any other Department of the Parliament—to the President of the Senate and the Speaker of the House of Representatives; and

#### 5 Subsection 53A(4)

Omit “Parliamentary Department for the purposes of subsection 9B(2) of the *Public Service Act 1922*, the report required by that subsection”, substitute “Department of the Parliament established under the *Parliamentary Service Act 1997*, the report required by section 57 of that Act”.

## ***Long Service Leave (Commonwealth Employees) Act 1976***

### **6 Subsection 4(1) (paragraph (c) of the definition of *approving authority*)**

Omit “the Department of the Parliamentary Library, the Department of the Parliamentary Reporting Staff or the Joint House Department”, substitute “a Department of the Parliament established under the *Parliamentary Service Act 1997* other than the Department of the Senate and the Department of the House of Representatives”.

### **7 Subsection 9B(4)**

Repeal the subsection, substitute:

- (4) The reference in subsection (1) to an officer or employee of the Parliament is a reference to the Clerk of the Senate, the Clerk of the House of Representatives or the Secretary of another Department of the Parliament established under the *Parliamentary Service Act 1997* or a person engaged as an employee under section 22 of that Act.

## ***Maternity Leave (Commonwealth Employees) Act 1973***

### **8 Subsection 5A(1) (definition of *Head*)**

Repeal the definition, substitute:

***Head***, in relation to a Parliamentary Department, means:

- (a) if the Department is the Department of the Senate—the Clerk of the Senate;
- (b) if the Department is the Department of the House of Representatives—the Clerk of the House; or
- (c) in the case of any other Department—the Secretary of that Department.

### **9 Subsection 5A(1) (definition of *Parliamentary Department*)**

Repeal the definition, substitute:

***Parliamentary Department*** means a Department of the Parliament established under the *Parliamentary Service Act 1997*.

***Public Employment (Consequential and Transitional)  
Amendment Act 1997***

**10 Section 12**

Repeal the section.

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*[Minister's second reading speech made in—  
House of Representatives on 23 October 1997  
Senate on 10 November 1997]*