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

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**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

[*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.

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Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.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

[*Minister's second reading speech made in*

*House of Representatives on 23 October 1997*

*Senate on 10 November 1997*]

(199/97)