

EXPLANATORY STATEMENT

STATUTORY RULES 1984 No 224

Conciliation and Arbitration Regulations (Amendment)

(Issued by the Authority of the Minister for Employment and Industrial Relations)

The regulations amend the Conciliation and Arbitration Regulations (the Principal Regulations).

Under the Members of Parliament (Staff) Act 1984 (the Act) staff engaged by 'office-holders' under sub-section 13(1) and by Senators and Members under sub-section 20(1) of the Act, although employed by the Commonwealth, will not be engaged under the Public Service Act 1922. As such there is no relevant employing authority in respect of such staff for purposes of Division 1A of the Conciliation and Arbitration Act 1904 (the Principal Act). Accordingly it is necessary to prescribe an employing authority under paragraph (c) of the definition of 'employing authority' in sub-section 70A(1) of the Principal Act.

Regulation 2 of the Conciliation and Arbitration Regulations (Amendment) inserts regulation 164AADA which provides for the Special Minister of State or the Public Service Board to be the prescribed persons for the purposes of paragraph (c) of the definition of 'employing authority' in sub-section 70A(1) of the Principal Act.

These amendments to the Conciliation and Arbitration Regulations take effect on the date of commencement of Parts III, IV and V of the Members of Parliament (Staff) Act 1984.

S.R. No. 241/84