

## EXPLANATORY STATEMENT

### **Instrument No. 50 of 2001**

#### **DETERMINATION MADE UNDER SECTION 6(2) OF THE *Legislative Assembly (Members' Staff) Act 1989***

#### **TERMS AND CONDITIONS OF EMPLOYMENT OF STAFF OF OFFICE-HOLDERS**

##### Legislative Context

The *Legislative Assembly (Members' Staff) Act 1989* ("the Act") provides for the employment of staff by Office-Holders of the Legislative Assembly. Subsection 5(1) of the Act gives the authority for Office-Holders to employ staff. Subsection 6(2) of the Act provides for the Chief Minister to determine in writing the terms and conditions of employment of staff of Office-Holders.

##### Outline

This Determination re-inserts a provision that was inadvertently revoked by an earlier Determination, Number 333 of 2000 dated 15 October 2000.

The attachment to Schedule 2 of the earlier Determination, setting out the contract of employment for staff of Office-Holders, was inadvertently omitted and was revoked with effect from 9 November 2000 the date of Gazettal of the Determination. This Determination replaces Schedule 2 with a new Schedule 2 which includes the attachment.

This Determination is to apply retrospectively from 9 November 2000 to validate employment contracts entered into since that date, except where an employee's rights are affected in a prejudicial manner or liabilities are imposed on an employee in respect of any act or omission before the date of notification of this Determination.