

**INSTRUMENT NO. 167 OF 1997**

***Legislative Assembly (Members' Staff) Act 1989***

**ARRANGEMENTS FOR EMPLOYMENT OF STAFF OF EXECUTIVE MEMBERS PURSUANT TO SECTION 5(2)**

**No 2/1997**

Members are required to employ staff in accordance with all Arrangements, the Determinations made under the Legislative Assembly (Members' Staff) Act 1989 (the Act) and use the form of contract of employment attached to Determination No 2 of 1997 made under section 6(2) of the Act.


Members are to keep copies of the employee attendance records required under section (6) of Determination No 1 of 1997 made under section 6(2) of the Act. These attendance records will be made available for audit at the direction of the Chief Minister.

Members, by agreement with their staff, are able to utilise the allocations provided for Annual Leave Loading and Long Service Leave for salary purposes as part of the total staff salary allocation as provided in the Determination. If they are used for salary purposes the entitlement for Annual Leave Loading and Long Service Leave is forgone. Members are not able to access or utilise for direct salary purposes the allocation provided for Superannuation.

Members are able to enter into Australian Workplace Agreements (AWAs) but any AWAs must be consistent with the provisions of any Determination or Arrangement made by the Chief Minister under the Act.

Proposed employment arrangements for individual members of staff are to be approved in writing by the Chief Minister before any employment agreement is entered into.

Any person employed by a member of the ACT Legislative Assembly on behalf of the Territory under the Act on 30 June 1997 who signs a new contract of employment coming into effect on or after 1 July 1997 is deemed not to have broken service for the purposes of the Act or the Public Sector Management Act 1994.



Kate Carnell MLA  
Chief Minister

Dated 30/6/1997